A recorded vote was ordered. The SPEAKER pro tempore. This is a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 425, noes 0, not voting 5, as follows:

[Roll No. 248]

AYES—425

Mr. CRIST and Mrs. CAROLYN B. MALONEY of New York changed their vote from “nay” to “aye.” So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

DISASTER DECLARATION IMPROVEMENT ACT

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and passing the bill (H.R. 1665) to ensure that Administrator of the Federal Emergency Management Agency considers severe local impact in making a recommendation to the President for a major disaster declaration, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Pennsylvania (Mr. BARLETTA) that the House suspend the rules and pass the bill, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of Mr. BARLETTA and Mr. CRIST, two-thirds being in the affirmative, the ayes have it.

RECORDED VOTE

Mr. COLLINS of Georgia. Mr. Speaker, I demand a recorded vote.
call up the bill (H. R. 244) to encourage effective, voluntary investments to re-
cruit, employ, and retain men and women who have served in the United States military with annual Federal awards to employers recognizing such efforts and for other purposes, with the Senate amendments thereto, and ask for its immediate consideration.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The Clerk will designate the Senate amendments.

Senate amendments:

(1) On page 9, strike lines 11 through 18.
(2) On page 9, line 19, strike ‘‘(b) UNLAWFUL DISPLAY PROHIBITED.—’’.
(3) On page 12, lines 18 through 19, strike ‘‘, as defined in such section’’.

MOTION TO CONCUR

Mr. FRELINGHUYSEN. Mr. Speaker, I have a motion at the desk.

The SPEAKER pro tempore. The Clerk will designate the motion.

The text of the motion is as follows:

Mr. Frelinghuysen moves that the House concur in Senate amendments numbered 2 and 3, and concur in Senate amendment numbered 1 with an amendment.

The text of the House amendment to the Senate amendments to the text is as follows:

In lieu of the matter proposed to be struck

en by Senate amendment numbered 1, insert

the Senate amendments.

SECTION 1. SHORT TITLE.

This Act may be cited as the ‘‘Consolidated Appropriations Act, 2017’’.

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.
Sec. 6. Availability of funds.
Sec. 7. Technical allowance for estimating differences.
Sec. 8. Correction.

DIVISION A—AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

Title I—Agricultural Programs
Title II—Conservation Programs
Title III—Rural Development Programs
Title IV—Domestic Food Programs
Title V—Foreign Assistance and Related Programs
Title VI—Related Agency and Food and Drug Administration
Title VII—General Provisions

DIVISION B—COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

Title I—Department of Commerce
Title II—Department of Justice
Title III—Science
Title IV—Related Agencies
Title V—General Provisions

DIVISION C—DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2017

Title I—Military Personnel
Title II—Operation and Maintenance
Title III—Procurement
Title IV—Research, Development, Test and Evaluation
Title V—Revolving and Management Funds
Title VI—Other Department of Defense Programs
Title VII—Related Agencies
Title VIII—General Provisions

DIVISION D—ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

Title I—Corps of Engineers—Civil
Title II—Department of the Interior
Title III—Department of Energy
Title IV—Independent Agencies
Title V—General Provisions

DIVISION E—FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2017

Title I—Department of the Treasury
Title II—Executive Office of the President and Funds Appropriated to the Executive Office of the President
Title III—The Judiciary
Title IV—District of Columbia
Title V—Independent Agencies
Title VI—General Provisions—This Act
Title VII—General Provisions—Government-wide
Title VIII—General Provisions—District of Columbia

DIVISION F—DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2017

Title I—Departmental Management, Operations, Intelligence, and Oversight
Title II—Security, Enforcement, and Investigations
Title III—Protection, Preparedness, Response, and Recovery
Title IV—Research, Development, Training, and Services
Title V—General Provisions
Title VI—Department of Homeland Security—Additional Appropriations

DIVISION G—DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

Title I—Department of the Interior
Title II—Environmental Protection Agency
Title III—Related Agencies
Title IV—General Provisions

DIVISION H—DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

Title I—Department of Labor
Title II—Department of Health and Human Services
Title III—Department of Education
Title IV—Related Agencies
Title V—General Provisions

DIVISION I—LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2017

Title I—Legislative Branch
Title II—General Provisions

DIVISION J—DEPARTMENT OF STATE, FOREIGN OPERATIONS, AND RELATED PROGRAMS APPROPRIATIONS ACT, 2017

Title I—Department of State and Related Agency
Title II—United States Agency for International Development
Title III—Bilateral Economic Assistance
Title IV—International Security Assistance
Title V—Multilateral Assistance
Title VI—Export and Investment Assistance
Title VII—General Provisions
Title VIII—Overseas Contingency Operations/Global War on Terrorism

DIVISION K—TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

Title I—Department of Transportation
Title II—Department of Housing and Urban Development
Title III—Related Agencies
Title IV—General Provisions—This Act

DIVISION L—MILITARY CONSTRUCTION AND VETERANS AFFAIRS AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

Title I—Overseas Contingency Operations
Title II—Department of Veterans Affairs
Title III—General Provision—This Division

DIVISION M—OTHER MATTERS

Title I—Health Benefits for Miners Act of 2017
Title II—Puerto Rico Section 1108(g) Amendment of 2017
Title III—General Provision

DIVISION N—HONORING INVESTMENTS IN RECRUITING AND EMPLOYING AMERICAN MILITARY VETERANS ACT OF 2017

SEC. 2. REFERENCES.

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

SEC. 3. EXPLANATORY STATEMENT.

The explanatory statement regarding this Act, printed in the House section of the Congressional Record on or about May 2, 2017, and submitted by the Chairman of the Committee on Appropriations, 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.

SEC. 4. STATEMENT OF APPROPRIATIONS.

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2017.

SEC. 5. AVAILABILITY OF FUNDS.

(a) Each amount designated in this Act 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 shall be available (or rescinded, if applicable) only if the President subsequently designates all such amounts and transmits such designations to the Congress.

(b) Each amount designated in this Act by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 shall be available (or rescinded, if applicable) only if the President subsequently designates all such amounts and transmits such designations to the Congress.

SEC. 6. TECHNICAL ALLOWANCE FOR ESTIMATING DIFFERENCES.

If, for fiscal year 2017, 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, the President may, by adjusting the discretionary spending limit in such category for fiscal year 2017 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. 7. CORRECTION.

The Further Continuing and Security Assistance Appropriations Act, 2017 (Public Law 114-254) is amended by changing the long title so as to read: ‘‘Making further continuing appropriations for the fiscal year ending September 30, 2017, and for other purposes’’. ""
DIVISION A—AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

AGRICULTURAL PROGRAMS

PRODUCTION, PROCESSING, AND MARKETING

OFFICE OF THE SECRETARY
(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Office of the Secretary, $44,555,000, of which not to exceed $5,051,000 shall be available for the immediate predecessor of this office: Provided: That the Assistant Secretary: not to exceed $502,000 shall be available for the Office of Tribal Relations; not to exceed $1,496,000 shall be available for the Office of Homeland Security and Emergency Coordination; not to exceed $1,209,000 shall be available for the Office of Advocacy and Outreach; not to exceed $24,926,000 shall be available for the Office of the Assistant Secretary for Administration, of which $24,124,000 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 expenses not otherwise provided for and necessary for the practical and efficient work of the Department; not to exceed $3,869,000 shall be available for the Office of Assistant Secretary for Congressional Relations to carry out the programs funded by this Act, including programs involving intergovernmental affairs and liaison within the Executive branch; and not to exceed $7,500,000 shall be available for the Office of Communications: Provided, 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 $11,000 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 official functions required by 5 U.S.C. 551-556: Provided further, That funds made available under this heading for the Office of the Assistant Secretary for Congressional Relations may be obligated after 30 days from the date of enactment of this Act, unless the Secretary determines that the Committee on Appropriations of both Houses of Congress on the allocation of these funds by USDA agency.

EXECUTIVE OPERATIONS

OFFICE OF THE CHIEF ECONOMIST

For necessary expenses of the Office of the Chief Economist, $18,917,000, of which $4,000,000 shall be for grants or cooperative agreements for policy research under 7 U.S.C. 550c, and of which $2,000,000, to remain available until September 30, 2018, shall be available for policy research and related activities in support of the forthcoming Farm Bill.

OFFICE OF HEARINGS AND APPEALS

For necessary expenses of the Office of Hearings and Appeals, $13,399,000.

AGRICULTURAL RESEARCH SERVICE

OFFICE OF BUDGET AND PROGRAM ANALYSIS

For necessary expenses of the Office of Budget and Program Analysis, $9,525,000.

OFFICE OF THE CHIEF INFORMATION OFFICER

For necessary expenses of the Office of the Chief Information Officer, $49,538,000, of which not less than $15,000,000 is for cybersecurity requirements of the Department.

OFFICE OF THE CHIEF FINANCIAL OFFICER

For necessary expenses of the Office of the Chief Financial Officer, $8,028,000.

OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL RIGHTS

For necessary expenses of the Office of the Assistant Secretary for Civil Rights, $901,000.

OFFICE OF CIVIL RIGHTS

For necessary expenses of the Office of Civil Rights, $5,092,000.

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 1964 delegation of authority from the Administrator of General Services to the Department of Agriculture for necessary expenses for management support services to offices of the Department; for necessary expenses for the Office of the Assistant Secretary for Administration, of which $24,124,000 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 expenses not otherwise provided for and necessary for the practical and efficient work of the Department; not to exceed $3,869,000 shall be available for the Office of Assistant Secretary for Congressional Relations to carry out the programs funded by this Act, including programs involving intergovernmental affairs and liaison within the Executive branch; and not to exceed $7,500,000 shall be available for the Office of Communications: Provided, 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 $11,000 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 official functions required by 5 U.S.C. 551-556: Provided further, That funds made available under this heading for the Office of the Assistant Secretary for Congressional Relations may be obligated after 30 days from the date of enactment of this Act, unless the Secretary determines that the Committee on Appropriations of both Houses of Congress on the allocation of these funds by USDA agency.

Hazardous Materials Management

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Department of Agriculture, to comply with the Comprehensive Nuclear Response, Compensation, and Liability Act (42 U.S.C. 6001 et seq.) and the Resource Conservation and Recovery Act (42 U.S.C. 9601 et seq.), $3,633,000, to remain available until expended: Provided, That appropriations and funds available herein to the Department for Hazardous Materials Management may be transferred by the Secretary of the Department for its use in meeting all requirements pursuant to the above Acts on Federal and non-Federal lands.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General, including employment pursuant to the Inspector General Act of 1978, $58,208,000, including such sums as may be necessary for contracting and other arrangements with public agencies and private persons pursuant to section 4(a)(9) of the Inspector General Act of 1978, 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 Public Law 95–452 and section 3527 of Public Law 97–98.

OFFICE OF THE GENERAL COUNSEL

For necessary expenses of the Office of the General Counsel, $44,697,000.

OFFICE OF ETHICS

For necessary expenses of the Office of Ethics, $1,136,000.

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:

ECONOMIC RESEARCH SERVICE

For necessary expenses of the Economic Research Service, $86,757,000.

NATIONAL AGRICULTURAL STATISTICS SERVICE

For necessary expenses of the National Agricultural Statistics Service, $171,239,000, of which up to $42,177,000 shall be available for entering into lease agreements for space to be used for the Agricultural Research Service: Provided further, That propriations 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 any one building shall not exceed $500,000, except for headquarters and greenhouses which shall be limited to $1,600,000, except for 10 buildings to be constructed or improved in the fiscal year, not to exceed $1,100,000 each, and 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 $100,000 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 altering any one building in this Act shall not apply to modernization or replacement of existing facilities at Beltsville, Maryland: Provided further, That appropriates 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 accepted by, 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 hereunder, 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, or any private person, or any organization, or individual for the purpose of establishing or operating any research facility or research project of the Agricultural Research Service, including public law, buildings and facilities.

For the acquisition of land, construction, repair, improvement, extension, alteration, and purchase of fixed equipment or facilities necessary to carry out the agricultural research programs of the Department of Agriculture, where not otherwise provided,
$95,600,000 to remain available until expended. 

NATIONAL INSTITUTE OF FOOD AND AGRICULTURE RESEARCH AND EDUCATION ACTIVITIES

For payments to agricultural experiment stations, land-grant colleges for forestry, research, for facilities, and for other expenses, $89,518,000, 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, 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 shall receive more than $1,000,000: Provided further, That funds for education grants for Alaska Native and Native Hawaiian-serving institutions be made available to individuals 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 institutions serving as a land-grant college at the State University of New York at Old Westbury shall be available to the institution only if the institution requests the funds and agrees to comply with the terms and conditions stated in the statement of work: Provided further, That for the purpose of funding the Tribal Colleges and Universities Program, the Department shall make available not less than $1,000,000: Provided further, That funds for research grants for 1994 institutions, education grants for 1890 institutions, 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 the funds for research grants for Alaska Native and Native Hawaiian-serving institutions be available to individuals 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 institutions serving as a land-grant college at the State University of New York at Old Westbury shall be available to the institution only if the institution requests the funds and agrees to comply with the terms and conditions stated in the statement of work.

ANIMAL AND PLANT HEALTH INSPECTION SERVICES

Salaries and expenses (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Animal and Plant Health Inspection Service, including not more than $1,000,000 for representation allowances and for expenses pursuant to the Foreign Service Act of 1980 (22 U.S.C. 4085), $946,212,000, of which $477,000, to remain available until expended, shall be available for the purposes, $849,518,000, which shall be for the purposes, $1,000,000 shall be used for the transportation of section 12306 of Public Law 113–79: Provided, That notwithstanding any other provision of law, indirect costs may be charged to cooperative extension activities, as established by regulation pursuant to law (31 U.S.C. 9701).
by the Fish and Wildlife Act of August 8, 1916; (2) transfers otherwise provided in this Act; and (3) not more than $20,705,000 for formulation and administration of marketing agreements pursuant to the Agricultural Marketing Agreement Act of 1937 and the Agricultural Act of 1961.

PAYMENTS TO STATES AND POSSESSIONS

For payments to departments of agriculture, departmental agencies, and similar agencies for payment to states 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.

LIABILITY ON INSPECTION AND WEIGHING SERVICES EXPENSES

Not to exceed $55,000,000 (from fees collected) shall be obligated during the current fiscal year for services and wages of inspectors and weighers of livestock and poultry, and the cost of operating the Service, as 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 Committee on Appropriations of both Houses of Congress.

OFFICE OF THE UNDER SECRETARY FOR FOOD SECURITY

For necessary expenses of the Office of the Under Secretary for Food Security, $819,000.

FOOD SAFETY AND INSPECTION SERVICE

For necessary expenses to carry out services authorized under the Federal Meat Inspection Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act, including not to exceed $50,000 for representation allowances and for expenses pursuant to section 8 of the Act approved August 3, 1956 (7 U.S.C. 1766), $1,032,062; and in addition, $1,000,000 may be credited to this account from fees collected for the cost of laborator y testing of meat and poultry inspected by the Secretary of Agriculture, on section 1327 of the Food, Agriculture, Conservation and Trade Act of 1990 (7 U.S.C. 138f): Provided, That the agency 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 2017 for purposes dedicated solely to inspections and enforcement related to the Humane Methods of Slaughter Act; Provided further, That the Food Safety and Inspection Service shall continue implementation of section 11016 of Public Law 110-286 as further clarified by the amendment to section 12106 of Public Law 113-76; 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.

OFFICE OF THE UNDER SECRETARY FOR FARM AND FORESTRY SERVICES

For necessary expenses of the Office of the Under Secretary for Farm and Foreign Agricultural Services, $901,000.

FARM SERVICE AGENCY

SALARIES AND EXPENSES (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Farm Service Agency, $1,206,110,000: Provided, That not more than 50 percent of the $100,851,000 made available under this heading for information technology related to farm program delivery, including the Modernize and Innovate the services, facilities, and authorities (but not 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 necessary expenses involved in making indemnity payments to farmers and manufacturers of dairy products under a program authorized by the Agricultural Credit Act of 1987, as amended (7 U.S.C. 1989), $5,941,000.

GRAINS SOURCES WATER PROTECTION PROGRAM

For necessary expenses for the establishment and carry out water head or groundwater protection activities under section 12400 of the Food Security Act of 1985 (16 U.S.C. 3835b-2), $6,500,000, 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 loans, $2,750,000,000; direct operating loans, $1,960,000,000; and for guaranteed disaster loans, $4,500,000,000: 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 Committee on Appropriations of both Houses of Congress.

PAYMENTS TO STATES AND POSSESSIONS

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 $50,000 for representation allowances and for expenses pursuant to section 8 of the Act approved August 3, 1956 (7 U.S.C. 1766), $1,032,062; and in addition, $1,000,000 may be credited to this account from fees collected for the cost of laboratory testing of meat and poultry inspected by the Secretary of Agriculture, on section 1327 of the Food, Agriculture, Conservation and Trade Act of 1990 (7 U.S.C. 138f): Provided, That the agency 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 2017 for purposes dedicated solely to inspections and enforcement related to the Humane Methods of Slaughter Act; Provided further, That the Food Safety and Inspection Service shall continue implementation of section 11016 of Public Law 110-286 as further clarified by the amendment to section 12106 of Public Law 113-76; 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.

STATE MEDICATION GRANTS

For grants pursuant to section 592(b) of the Agricultural Credit Act of 1987, as amended (7 U.S.C. 5101-5106), $3,904,000.

DAIRY INDEMNITY PROGRAM

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses involved in making indemnity payments to dairy farmers and manufacturers of dairy products under a program authorized by the Agricultural Credit Act of 1987, as amended (7 U.S.C. 1989), $5,941,000.
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 the obligation of the Commodity Credit Corporation under section 11 of the Commodity Credit Corporation Charter Act (15 U.S.C. 714a) 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 $5,000,000 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 Resource Conservation and Recovery Act (42 U.S.C. 6961).

TITLE II
CONSERVATION PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR NATURAL RESOURCES AND ENVIRONMENT

For necessary expenses of the Office of the Under Secretary for Natural Resources and Environment, $901,000.

NATURAL RESOURCES CONSERVATION SERVICE

CONSERVATION OPERATIONS

For necessary expenses for carrying out the provisions of the Act of April 27, 1895 (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 of land users; 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 section 6 of the Act of August 3, 1956 (7 U.S.C. 428a); purchase and erection or alteration or improvement of permanent and temporary buildings; and operation and maintenance of aircraft, $864,471,000, to remain available until September 30, 2018: Provided, That appropriations hereunder shall be available pursuant to 7 U.S.C. 2250 for construction 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 in accordance with section 2250a of the Act; Provided further, That the amounts made available under this heading, $5,600,000, shall remain available until expended for the authority of section 1003-1005 and section 1009 for authorized ongoing watershed projects with a primary purpose of providing water to rural communities.

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 of 1957 (26 U.S.C. 715-719) and in accordance with the provisions of laws relating to the activities of the Department, $150,000,000, to remain available until expended for amounts made available under this heading, $50,000,000 shall be allocated to projects and activities that can commence promptly following enactment of this Act; $150,000,000 for flood prevention, agricultural water management, inefficient irrigation systems, fish and wildlife habitat, or watershed protection; or that address 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 floodwater overflows, resulting from the Willowrun Flood of 1944 in Michigan, where overflows caused extensive property damage and stabilizing stream channels, tributaries, and banks to reduce erosion and sediment transport.

Watershed Rehabilitation Program

Under the authorities of section 14 of the Watershed Protection and Flood Prevention Act, $12,000,000 is provided.

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, $986,000.

Rural Development

Salaries and Expenses

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses carrying out the administration and implementation of programs in the Rural Development mission area, including activities with institutions concerning the development and operation of cooperative agreements; $225,835,000: Provided, That notwithstanding any other provision of law, funds appropriated under this heading may be used for advertising and promotional activities that support the Rural Development mission area: Provided further, That any balances available from prior years for the Rural Utilities Service, Rural Housing Service, and the Rural Business—Cooperative Service salaries and expenses accounts shall be transferred to and merged with this appropriation.

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 of which shall be $24,000,000,000 shall be for unsubsidized guaranteed loans; $36,278,000 for section 504 housing repair loans; $66,000,000 for section 515 rental housing; $265,000,000 for section 522 multifamily 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 and direct loan payments, as defined in section 502 of the Congressional Budget Act of 1974, as follows: section 502 loans, $67,700,000 shall be for direct loans; section 302 rental assistance, $663,000; section 523 self-help housing land development loans, $417,000; section 524 site development loans, $111,000; and repair, rehabilitation, and new construction of section 515 rental housing, $10,360,000: Provided, That to support the loan program level for section 515 rental housing, the Commodity Credit Corporation shall not expend more than $5,000,000 available under this heading the Secretary may charge or adjut 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 water pollution under section 541 of the Housing Act of 1949 (2 U.S.C. 1490q) shall be treated as living in a rural area for the purposes of section 502 provided under this heading: Provided further, That the amounts available under this paragraph for section 502 direct loans, no less than $35,000,000 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 authorization.

Rental Assistance Program

For rental assistance agreements entered into or renewed pursuant to the authority under section 521(c)(2) or as otherwise authorized by law, 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 any unexpended balances remaining at the end of such one-year period may be used for the purposes of any debt reduction; maintenance, repair, or rehabilitation of any existing projects; preservation; and rental assistance authorized by title V of the Act: Provided further, That rental assistance provided under agreements entered into...
for the preservation and revitalization demonstration program may be used for such vouchers: Provided further, That if Congress enacts legislation granting authority to use a multi-family rental housing loan restructuring program similar to the demonstration program described herein, the Secretary may use funds available under this heading to carry out such legislation with the prior approval of the Committee 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 135(b)(1)(A) of the Housing Act of 1949 (42 U.S.C. 1490c), $30,000,000, to remain available until expended.

RURAL HOUSING ASSISTANCE GRANTS
For grants for very low-income housing repair and rehabilitation programs, made by the Rural Housing Service, as authorized by 42 U.S.C. 1474, and 1490m, $33,701,000, to remain available until expended.

RURAL COMMUNITY FACILITIES 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 carry out the demonstration program for the preservation and revitalization of multi-family rental housing properties described in this paragraph, $41,400,000, to remain available until expended: Provided, That the amount made available under this heading, $19,400,000, shall be available for rural housing voucher payment to any low-income household residing in a property financed with a section 515 loan which has been prepaid after September 30, 2016: Provided further, That such 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 the 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 such vouchers is not sufficient to meet the need for such 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 if the funds made available under this heading, $22,000,000 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 as the Secretary determines 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 applicable Rural Housing Act.
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), $352,000; 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 ENERGY FOR AMERICA PROGRAM

For the cost of a program of loan guarantees, and grants for the rural, water, waste water, disposal, and solid waste management programs authorized by sections 306(a), 306(b), 306(c), and 306(h) and described in sections 306(c)(1)(A), 306(d), 306(e), and 310(h)(4) of the Consolidated Farm and Rural Development Act, $571,190,000, 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 $4,000,000 shall be available for the rural utilities program described in section 306(e) of such Act: Provided, That not to exceed $10,000,000 of the amount appropriated under this heading shall be for grants for assistance organization, with experience in working with small communities on water and waste water problems, the principal purpose of such grants shall be to assist rural communities with populations of 3,300 or less, in improving the planning, financing, development, and construction of water and waste water systems, and of which not less than $300,000 shall be for a qualified national Native American organization to provide technical assistance to tribal communities: Provided further, That not to exceed $16,897,000 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 the Rural Utilities Service, High Energy Cost Grants Account: Provided further, That sections 318E-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 authorized by sections 305 and 306 of the Rural Electrification Act of 1936 (7 U.S.C. 935 and 936) shall be made as follows: loans made pursuant to section 306 of that Act, rural telecommunications loans, cost of money rural telecommunications loans, and for loans made pursuant to section 306 of that Act, rural telecommunications loans, $600,000,000; Provided, That up to $2,000,000,000 shall be used for the construction, acquisition, or improvement of fossil-fueled electric generating plants (whether new or existing) that utilize carbon sequestration systems. For the cost of modifying loans, as defined in section 502 of the Consolidated Farm and Rural Development Act of 1966 (7 U.S.C. 935), including the cost of modifying loans, as defined in section 502 of the Consolidated Farm and Rural Development Act of 1966 (7 U.S.C. 935), $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, $5,071,000.

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, $27,043,000.

For necessary expenses for the principal amount of broadband telecommunication loans, $27,043,000.

For necessary expenses for the principal amount of broadband telecommunication loans, $27,043,000.

For necessary expenses to carry out the Rural Development, Salaries, and Expenses, $3,354,500,000; to remain available until expended, for a grant program to finance broadband transmission in rural areas eligible for Distance Learning and Telemedicine Program benefits authorized by 7 U.S.C. 950aa.

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, $314,000.

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. 1758 et seq.), except section 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), except sections 17 and 21; Provided, That of the total amount available, $23,000,000 shall be used for breastfeeding peer counselors, as authorized by section 305 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1758), to remain available until expended, for a program to provide competitive grants to State agencies for subgrants to local educational agencies and schools to purchase the equipment needed to provide breast feeding support, nutrition and safety, and to help support the establishment, maintenance, or expansion of the school breakfast program: Provided further, That of the total amount available, $23,000,000 shall remain available until expended to carry out section 12 of the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.): Provided further, That of the total amount available, $23,000,000 shall be used for breastfeeding peer counselors, as authorized by section 305 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1758), to remain available until expended, for a program to provide competitive grants to State agencies for subgrants to local educational agencies and schools to purchase the equipment needed to provide breast feeding support, nutrition and safety, and to help support the establishment, maintenance, or expansion of the school breakfast program: Provided further, That of the total amount available, $23,000,000 shall remain available until expended to carry out section 4 of the Agriculture Appropriations Act for 2010 (Public Law 111–80); 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 “2010 through 2017” and inserting “2010 through 2015” and inserting “for fiscal year 2017”; 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 each of fiscal years 2011 through 2015” and inserting “for fiscal years 2011 through 2015”.
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 27(b)(1) of this 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 its discretion.

SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

For necessary expenses to carry out the Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.), $78,480,694,000, of which $3,000,000,000, to remain available through December 31, 2018, and subject to the availability of 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, $996,000 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 no funds available under this heading 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, 2018: Provided further, That funds made available under this heading for section 27(a) of the Federal Food and Nutrition Act of 2008 shall remain available through September 30, 2018: 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.

COMMUNITY ASSISTANCE PROGRAM

For necessary expenses to carry out disaster assistance, and the Commodity Assistance Program under the Emergency Food Assistance Act of 1983; the National School Lunch Act; the School Breakfast Program; the Breakfast in the Classroom Program; the Child and Adult Care Food Program; the Summer Food Service Program; and the Food Distribution Program on Indian Reservations: Provided, That none of these funds shall be available to any work registration or workfare recipient: Provided further, That none of these funds shall be available to any work registration or workfare recipient: Provided further, That the Commodity Credit Corporation is authorized to utilize advances of funds, or reimburse this account with any other provision of law, effective with the date of such action.

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

For necessary expenses of the Foreign Agricultural Service, including not to exceed $65,000,000 for the purchase of passenger motor vehicles; and for expenses pursuant to section 8 of the Act approved August 3, 1956 (7 U.S.C. 1766), $196,571,000: Provided, That the Service may utilize advances or reimburse this appropriation for expenditures made on behalf of Federal agencies, public and private organizations and institutions under agreements entered into for the alteration and repair of buildings and 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 CREDIT GUARANTEE PROGRAM ACCOUNT (INCLUDING TRANSFER OF FUNDS)

For administrative expenses to carry out the credit program of title I, Food for Peace Act (Public Law 89–340) and the Food for Peace Program (7 U.S.C. 2217), $2,463,000 shall be transferred to and merged with the appropriation for “Foreign Agricultural Service, Salaries and Expenses”: Provided, That the Secretary and to be accounted for solely on the basis of space rental and related costs pursuant to Public Law 92–313 for program administration, $11,466,000, to remain available until expended; $22,079,000 shall be decredited to this account and remain available until expended; $3,000,000,000, to remain available until expended; $2,000,000 shall be decredited to this account and remain available until expended; $1,466,000,000, to remain available until expended; $25,000,000,000, to remain available until expended; $323,011,000, to remain available until expended; $126,083,000, to be derived from medical device user fees authorized by 21 U.S.C. 370d, and shall be credited to this account and remain available until expended; and $22,079,000 shall be decredited to this account and remain available until expended; $22,079,000 shall be decredited to this account and remain available until expended; $22,079,000 shall be decredited to this account and remain available until expended; $22,079,000 shall be decredited to this account and remain available until expended; $22,079,000 shall be decredited to this account and remain available until expended; $22,079,000 shall be decredited to this account and remain available until expended; $22,079,000 shall be decredited to this account and remain available until expended; and $22,079,000 shall be decredited to this account and remain available until expended.

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 89–340) and the Foreign Agricultural Service appropriation account, shall be transferred to and merged with the appropriation for “Farm Service Agency, Salaries and Expenses”.

FOOD FOR PEACE TITLE II GRANTS

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 program administration, $11,865,000, to be derived from prescription drug user fees authorized by 21 U.S.C. 379j, shall be credited to this account and remain available until expended; and $22,079,000 shall be decredited 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 food product user fees, biological product user fees, animal drug user fees, and animal generic drug user fees that exceed the respective fiscal year 2017 limitations described below shall be credited to the account and remain available until expended: Provided further, That fees derived from prescription drug, medical device, human food product, biological product, animal drug, and animal generic drug assessments for fiscal year 2017, including adjusted prior year amounts credited for fiscal year 2017 but not credited for fiscal year 2017, shall be subject to the fiscal year 2017 limitations: Provided further, That the Secretary may use this fund to disburse obligations made available under this heading, provided that amounts secured from user fees authorized by 21 U.S.C. 379h-31, food and feed recall fees, food inspection fees, and voluntary qualified importer program fees authorized by 21 U.S.C. 379h-31, outsourcing facility fees, and other fees authorized by 21 U.S.C. 360ee-3(c)(1), third-party auditor fees authorized by 21 U.S.C. 384d(c)(8), and medical countermeasure priority review voucher user fees authorized by 21 U.S.C. 353(n)(4), 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, $11,798,000, to remain available until expended.

INDEPENDENT AGENCY

FARM CREDIT ADMINISTRATION

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed $68,600,000 (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 expenses as authorized under 12 U.S.C. 2249:

Provided further, That the agency may not apply to expenses associated with receiverships: Provided further, That the agency may not pay more than 10 percent with notification to the Committees on Appropriations of both Houses of Congress.

TITLE VII

GENERAL PROVISIONS

SEC. 701. Within the unit limit of cost fixed by law, appropriations and authorizations made for the Department of Agriculture for the current fiscal year under this Act shall be available for obligation to the extent to which the funds authorized by such provision are needed, as determined by the Secretary of Agriculture: Provided further, That any transfer of funds pursuant to section 770(n) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 379d(n)) shall only be from amounts made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That the amounts that are made available under this heading for other activities: Provided further, That none of the funds made available by this Act or made available to the Department of Agriculture for 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. 712. 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 concurrent written approval of the 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 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 standing section 11319 of title 40, United States Code, none of the funds available to

(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 transfers contained in section 11319 of title 40.

SEC. 712. Of the funds made available by this Act, not more than $2,000,000 shall be used to cover necessary expenses of activities relating to committees, panels, commissions, and task forces of the Department of Agriculture, except for panels that are used to advise the Secretary of Agriculture on any of the following:

(1) The Watershed Rehabilitation program authorized by section 1(h)(1) of the Watershed Protection and Flood Prevention Act (16 U.S.C. 1222a) in excess of $7,000,000: Provided, That the available obligated balances under (b)(2)(A)(ix) of the Food Security Act of 1985 (16 U.S.C. 3859c(a)(9)): Provided, That the availability of 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 the following:


(3) The Biomass Crop Assistance Program authorized by section 9011 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8111) in excess of $3,000,000 in new obligatory authority.

(4) The Biorefinery, Renewable Chemical and Biobased Product Manufacturing Assistance program established by section 9003 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8103) in excess of $151,000,000 of the funding made available by subsection (g)(1)(A) of that section for all fiscal years;

(5) A program authorized by section 524(b) of the Federal Crop Insurance Act, as amended (7 U.S.C. 1524(b)) in excess of $7,000,000 for fiscal year 2017: Provided, That notwithstanding section 524(b)(4)(C)(i) and 524(b)(4)(D)(i) of the Act, the Secretary shall not apply to funds provided by section 524(b)(4)(C)(ii).

SEC. 715. Notwithstanding subsection (b) of section 11319, the Secretaries of Agriculture and of related agencies, 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 necessary expenses in connection with the supervision, implementation, or enforcement of relevant provisions of applicable laws, rules, regulations, and policies of that agency and the Commodity Credit Corporation, and shall be available for the following:

(2) purposes of personnel to carry out a program under section 32 of the Act of August 24, 1935 (7 U.S.C. 1212; in this section referred to as “section 1212”), the United States Senate, and the United States House of Representatives, and the Committees of the Senate and the House of Representatives having jurisdiction over such provisions:

(3) Child Nutrition Programs Entitlement Commodities—$465,000; and

(4) $5,000,000; Removal of Defective Commodities—$2,500,000; Administration of Section 32 Commodities Purchases—$35,440,000: Provided, That the Secretary shall be authorized to carry over and to use in the matter preceding this proviso that remain unobligated on October 1, 2017, such unobligated balances shall carryover into the next fiscal year and shall remain available until expended for any of the three stated purposes of section 32, except that any such carryover balances under section 1212(c)(8) of section 32 may not exceed $75,000,000 and may not be obligated until the Secretary of Agriculture determines that the funds are available for appropriation for any purposes of the expenditures to the Committees on Appropriations of both Houses of Congress at least two weeks in advance: Provided further, That the Chief Information Officer may provide written notification of the expenditure of the funds made available by this Act or any other Act shall be used for salaries and expenses to carry out in this fiscal year sub-section (1)(1) or section 19 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769a), except in an amount that excludes the transfer of $125,000 made available under subsection (c) of section 1422, until October 1, 2017: Provided further, That $250,000,000 made available on October 1, 2017, to carry out such section 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 Congress, pursuant to the first proviso of this section to be used for the purposes of clause (3) of section 32, none of the funds appropriated or otherwise made available under this Act shall be used to pay the salaries or expenses of any employee of the Department of Agriculture or other Federal agency with respect to the administration of this Act. Provided further, That notwithstanding any other provision of clause (3) of section 32, or for any surplus removal activities or price support activities under section 5 of the Commodity Credit Corporation Charter Act (15 U.S.C. 714c): Provided further, That the available obligated balances under (b)(2)(A)(ix) of section 1422 in excess of the limitation set forth in this section, of the funds have been denied or restricted; and the following:

(2) eliminates a program, project, or activity;
SEC. 718. Notwithstanding section 310B(g)(5) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1922(g)(5)), the Secretary may assess a one-time fee for guaranteeing a program loan in an amount that does not exceed 3 percent of the guaranteed principal portion of the loan.

SEC. 719. 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 requests made under section 922, for use by any non-Department of Agriculture, non-Department of Health and Human Services, or non-Farm Credit Administration employee.

SEC. 720. 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 story that the prepackaged news story was prepared or funded by that executive branch agency.

SEC. 721. No employee of the Department of Agriculture who is 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 (excluding leave), or for a fiscal year, and whose 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, may be paid using any funds provided by this Act.

SEC. 722. In addition to amounts otherwise made available by this Act and notwithstanding the provisions of section 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. 723. 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 provide to the Committees on Appropriations of both Houses of Congress a detailed spending plan for the fiscal year 2017, and for each of the fiscal years 2018 and 2019, that describes the manner in which the funds made available by this Act will be spent, and any adjustments that may be made to that plan during the fiscal year.

SEC. 724. 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 if adequate monitoring and controls, as determined by the Secretary, are in place to ensure that emergency food aid is provided in an efficient and effective manner, and that food is not diverted for non-essential purposes.

SEC. 725. The Secretary shall establish an intermediary loan packaging program based on the pilot program in effect for fiscal year 2013 for packaging and reviewing section 502 single family direct loans. The Secretary shall enter into agreements with current and former intermediary organizations, and with additional qualified intermediary organizations. The Secretary shall work with these organizations to establish the policy and procedures for the section 502 single family direct loan program in rural communities and shall set aside and make available from the national reserve Fund to the Secretary to support the work of such intermediaries and provide a priority for review of such loans.

SEC. 726. 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 and the loan guarantees by not more than 25 percent: Provided, That prior to the Secretary implementing such an increase, the Secretary notified the Committees on Appropriations of both Houses of Congress at least 15 days in advance.

SEC. 727. 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 of primary benefit to the agencies of the Department of Agriculture.

SEC. 728. None of the funds made available by this Act may be used to procure processed poultry products imported into the United States from any non-Department of Agriculture, or non-Department of Health and Human Services, or non-Farm Credit Administration, or the Farm Credit Administration 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 Nutrition Act of 1966 (17 U.S.C. 1151 et seq.), or the Richard B. Russell Act of 1966 and the Child Nutrition Act of 1966 (42 U.S.C. 1711 et seq.).

SEC. 729. In response to an eligible community where the drinking water supplies are impaired due to 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. 730. Funds provided by this or any other Appropriations Act for the Agriculture and Food Research Initiative under 7 U.S.C. 540i(b) shall be made available without regard to section 728 of the Agricultural Act of 2014 (7 U.S.C. 3371 note), under the matching requirements of section 301 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.), and shall not be considered to be prior approval of, the Committees on Appropriations of both Houses of Congress a research and evaluation plan for fiscal year 2017, and for each of the fiscal years 2018 and 2019, that describes the manner in which the funds made available by this Act will be spent, and any adjustments that may be made to that plan during the fiscal year.

SEC. 731. There is hereby appropriated $1,996,000 to carry out section 1621 of Public Law 110–246.

SEC. 732. None of the funds made available by this Act may be used by the Secretary of Agriculture, acting through the Food and Nutrition Service, to commence any new research and evaluation plan if the Committees on Appropriations of both Houses of Congress a research and evaluation plan for fiscal year 2017, and for each of the fiscal years 2018 and 2019, that describes the manner in which the funds made available by this Act will be spent, and any adjustments that may be made to that plan during the fiscal year.

SEC. 733. In carrying out subsection (b) of section 502 of the Housing Act of 1949 (24 U.S.C. 171a), the Secretary shall have the same authority with respect to loans guaranteed under such section and eligible lenders for such loans as the Secretary had under subsection (i) of section 538 of such Act (42 U.S.C. 1490p–2) with respect to loans guaranteed under such
section 338 and eligible lenders for such loans.

Sect. 734. None of the funds made available by this Act may be used to provide, promulgate, or otherwise acknowledge receipt of a submission to, or receive 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 under section 351(a)(3) of the Public Health Service Act (42 U.S.C. 1786), $850,000,000 are reauthorized.

Sect. 735. Any amounts transferred pursuant to section 149 of the Continuing Appropriations Act, 2017 (division C of Public Law 114–223), as amended by the Further Continuing Appropriations Act, 2017 (Public Law 114–254), that the Secretary of Agriculture determines are not necessary for the cost of direct telecommunications loans authorized by section 305 of the Rural Electrification Act of 1936 (7 U.S.C. 935) shall be transferred back to the accounts to which they were originally appropriated and shall be available for the same purposes as originally appropriated.

Sect. 736. None of the funds made available by this Act may be used to notify a sponsor or otherwise acknowledge receipt of an application for an exemption for investigational use of a drug or biological product under section 351(a)(1) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 351(a)(1)) for manure or slurry generated by livestock excreta of any human or animal origin. Such an application shall be deemed to have been received by the Secretary and the exemption may not go into effect.

Sect. 737. None of the funds made available by this or any other Act may be used to carry out the 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, packing, or holding of any food for animals for which it is certified.

Sect. 738. (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) plant protection and other commodity capabilities; and

(G) emergency preparedness and response;

and

(2) promptly make publicly available the final results 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.

Sect. 739. 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 class B dealers' licenses to sell, import, transfer to another owner, and sell dogs and cats for use in research, teaching, or testing.

Sect. 740. No partially hydrogenated oils as defined in the order published by the Food and Drug Administration in the Federal Register on June 17, 2015 (80 Fed. Reg. 36560 et seq.) within the meaning of section 409(a) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 348(a)) and no food that is introduced or delivered for introduction into interstate commerce that contains a partially hydrogenated oil shall be deemed adulterated under sections 402(a)(1) or 402(a)(2)(C)(i) of this Act by virtue of bearing or containing a partially hydrogenated oil until the compliance date as specified in such order (June 18, 2018).

Sect. 741. The Secretary may charge a fee for lenders to access Department loan guarantee systems in connection with such lenders' participation in loan guarantee programs of the Rural Housing Service. Provided, That the fees collected from such lenders shall be made available to the Secretary for the furtherance of such purposes and such funds shall be deposited into the Rural Development Salaries and Expense Account and shall remain available until expended for obligation and expenditure by the Secretary for administration of the Rural Housing Service Loan Guarantee Program in addition to other available funds: Provided further, That such fees collected shall not exceed $50 per loan.

Sect. 742. (a) None of the funds made available by 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 type of federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

Sect. 743. In addition to amounts otherwise made available by this Act under the heading “Animal and Plant Health Inspection Service—Buildings and Facilities”, there is appropriated $47,000,000, to remain available until expended, for fruit fly rearing facilities.

Sect. 744. Beginning on the date of enactment of this Act, in fiscal year 2017 and each fiscal year thereafter, notwithstanding any other provision of this Act, the Secretary shall establish an exemption for all Federal, State, local, or private institutions to participate in the Supplemental Nutrition Assistance Program is required to report in a manner prescribed by the Secretary if the household or entity resides in the State in which it is certified.

Sect. 745. Of the unobligated balances from amounts made available for the special supplemental nutrition program as authorized by section 17 of the Child Nutrition Act of 1966 (2 U.S.C. 1796), $850,000,000 are rescinded.

Sect. 746. (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(a), 306(b), 306(c), 306(d), 306(e), 306(f), 310(d) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926 et seq.) shall be used for a project for construction, alteration, addition, 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 castings, hydrants, tanks, lined pipes and fittings, manhole covers and井 covers, guardrails, iron and steel products otherwise prohibited by this Act, those products produced in the United States.

(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 or policy;

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

(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 shall make available to the public on an informal basis a copy of the request and information available to the Secretary or the designee that bears significantly on the request 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 25 percent of the funds appropriated by this Act for “Rural Utilities Service—Rural Water and Waste Disposal Program Account” for carrying out the provisions described in subsection (c). The Secretary shall provide notice and comments in a manner prescribed by the Secretary consistent with United States obligations under international agreements.

(f) Subsection (a) shall not apply with respect to an exemption for which the engineering plans and specifications include use of iron and steel products otherwise prohibited by this subsection if the plans and specifications have received review 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.

Sect. 747. (a) For the period beginning on the date of enactment of this Act through school year 2017–2018, with respect to the school lunch program established under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.) or the school breakfast program established under the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), and excluding the Child Nutrition Act of 1966 (42 U.S.C. 1778 et seq.), the Secretary of Agriculture shall allow States to grant an exemption from the whole grain requirements that took effect on or after July 1, 2014, and the States shall establish a process for evaluating and responding, in a reasonable amount of time, to requests for an exemption: Provided, That school food authorities demonstrate hardship, including financial hardship, in procuring specific whole grain products which are acceptable to the students and compliant with the whole-grain-rich requirements: Provided further, That school food authorities shall comply with the applicable grain component or standard with respect to the school lunch or school breakfast program that was in effect prior to July 1, 2014.

(b) For the period beginning on the date of enactment of this Act through school year 2017–2018, none of the funds appropriated or made available by this Act or any other Act shall be used to pay the salaries and expenses of personnel to implement any regulations under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.), the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), the Healthy, Hunger-
Free Kids Act of 2010 (Public Law 111–296), or any other law that would require a reduction in the quantity of sodium contained in federally reimbursed meals, foods, and snacks sold in the Target (1) as specified in section 220.8(f)(3) of title 7, Code of Federal Regulations (or successor regulations).

(c) For the period beginning on the date of enactment through fiscal year 2017–2018, notwithstanding any other provision of law, the Secretary shall allow States to grant special exemptions for the service of low-fat fluid milk in the school lunch program established under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.) and the school breakfast program established under the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), and as a competitive food available on campus during the school day, to schools which demonstrate a reduction in student milk consumption or an increase in school milk waste.

SEC. 748. In addition to amounts otherwise made available under this Act to carry out section 27(a)(1) of the Food and Nutrition Act of 2008 (7 U.S.C. 2001(a)(1)) for fiscal year 2017, the Unappropriated $19,000,000 to carry out such section.

SEC. 749. (a) Subject to subsection (b), the Secretary of Agriculture may conduct a pilot program with this section that authorizes not more than $600,000,000 in funds from rural electrification loans made by the Federal Financing Bank that are guaranteed under the Rural Electrification Act of 1936 to be used for refinancing debt pursuant to section 306C of such Act (including any associated prepayment penalties and prepayment or refinance premium), notwithstanding subsections (b) and (c)(4) of section 306C of such Act.

(b) The Secretary of Agriculture may not provide an authorization under subsection (a) to a borrower unless the Secretary determines that the refinancing involved will benefit the ratepayers of the borrower.

(c) The Federal Financing Bank shall make a new loan to each borrower refinancing a loan pursuant to this section and section 306 of the Rural Electrification Act of 1936, for the purpose of providing funds for the refinancing, which loan shall be obligated from amounts made available for rural electrification and the Secretary of Agriculture shall guarantee the new loan pursuant to section 306 of the Rural Electrification Act of 1936.

(d) For the cost of refinancing a loan pursuant to this section for any borrower identified by the Federal Financing Bank as having opted since origination of the loan to pay an interest rate premium for the eligibility to prepay at par, including a borrower paying an interest rate premium in the near-term for the right to prepay at par starting in 2017, the Secretary shall be entitled: Provided, That these funds shall also be available for refinancing a loan pursuant to any extension or expansion of this pilot project. The Secretary shall use the funds provided pursuant to this Act for the purposes of the borrowers.

(e) The authority for the pilot program provided by this section shall remain in effect through September 30, 2019.

SEC. 750. Of the total amounts made available by this Act for direct loans and grants in the following headings: “Rural Housing—Rural Housing Insurance Fund Program Account”; “Rural Housing—Mutual and Self-Help Housing Grants”; “Rural Housing—Rural Housing Assistance Grants”; “Rural Housing—Rural Community Facilities Program Account”; “Rural Business-Cooperative Service—Rural Economic Area Partnership (REAP) Program Account”; and “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 Business- Cooperative Service—Rural Electrification and Telecommunications Loans Program Account”; and “Rural Utilities Service—Distance Learning, Telemedici- ne, and Community-Based Health Programs” in the maximum extent feasible, at least 10 percent of the new unobligated balances remaining upon enactment shall be allocated for assistance for the purposes under this section: 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 for the past 30 years, as measured by the 1980, 1990, and 2000 decennial censuses, and 2007–2011 American Community Survey 5-year average: 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 authori- zation, the requirements of the final rule entitled “Enhancing Vision A of Public Law 112–55.

SEC. 751. For the purposes of determining eligibility or level of program assistance for rural development programs in accordance with this section that are not supported by budget authorization, the requirements of the final rule entitled “Enhancing Vision A of Public Law 112–55.

SEC. 752. For an additional amount for the Rural Development Loan Fund Account, the Rural Water and Waste Disposal 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 Utilities Service—Rural Housing Insurance 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. 753. There is hereby appropriated for the “Emergency Conservation Program”, $28,651,000, to remain available until expended for emergencies not declared as a major disaster or emergency under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.).

SEC. 754. In addition to funds appropriated in this section, $632,928,89; 12X1893, $3,220,129.91; 12X1902, $392,333.31; 12X1900, $81,459,000; $632,928,89; 12X1893, $3,220,129.91; 12X1902, $392,333.31; 12X1900, $81,459,000; $3,220,129.91; 12X1902, $392,333.31; and $81,459,000; to remain available until expended: Provided, That the funds made available in this section shall be used for the purpose set forth in the Food for Peace Act for both emergency and non- emergency purposes.

SEC. 755. During fiscal year 2017, the Food and Drug Administration (FDA) shall not allow the introduction into interstate commerce of any food that contains genetically engineered salmon until FDA publishes final labeling guidelines for informing consumers of such content.

SEC. 756. None of the funds made available in this Act may be used to pay the salary or expenses of an employee of the Federal Bureau of Investigation in the performance of any activity that is required to be performed by an employee of the Bureau of Alcohol, Tobacco, Firearms, and Explosives.

SEC. 757. For an additional amount for the Agriculture Research Service, $10,000,000, to remain available until expended: Provided, That the funds made available in this section shall be used for the purpose set forth in the Food for Peace Act for both emergency and non-emergency purposes.

SEC. 758. The following unobligated balances identified by the following Treasury appropriation fund symbols are hereby rescinded: 12X1951, $632,928,89; 12X1893, $3,220,129.91; 12X1902, $392,333.31; 12X1900, $81,459,000; to remain available until expended: Provided, That the funds made available in this section shall be used for the purpose set forth in the Food for Peace Act for both emergency and non-emergency purposes.

SEC. 759. The unobligated balances resulting from offsetting collections identified by Treasury Appropriation Fund Symbols 12X1951, 12X2002, 12X2006, 12X1902, 12X1900, $81,459,000; to remain available until expended: Provided, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency or disaster relief requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 760. There is hereby appropriated $500,000,000 to remain available until Sep- tember 30, 2018, for a pilot program for the National Institute of Food and Agriculture to provide grants to nonprofit organizations for programs and services to establish and enhance farming and ranching opportunities for military veterans.

SEC. 761. During fiscal year 2017, the Food and Drug Administration (FDA) shall not allow the introduction into interstate commerce of any food that contains genetically engineered salmon until FDA publishes final labeling guidelines for informing consumers of such content.

SEC. 762. For purposes of this title, the Code of Federal Regulations (or a successor regulation).

SEC. 763. The Secretary shall set aside for Rural Economic Area Partnership (REAP) Zones, until August 15, 2017, 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 Utilities Service—Rural Housing Insurance 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. 764. There is hereby appropriated $600,000 for the purposes of section 727 of division B of Public Law 112–55.

SEC. 765. None of the funds made available by this Act may be used to implement, administer, or enforce the “variety” requirement of the final rule entitled “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 272 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 include items that qualify as acceptable varieties in each staple food category so that the total number of such items in each staple food category 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 participating farmers for population-wide sodium reduction actions or to develop, issue, promote, or advance any regulations applicable to food processors for population-wide sodium reduction actions until the date on which a dietary reference intake take report with respect to sodium is completed.

SEC. 766. There is hereby appropriated $1,000,000, to remain available until September 30, 2018, for the cost of loans and grants that is consistent with section 4206 of the Agricultural Act of 1949, as amended (41 U.S.C. §1476(b)); and (b) For the purpose of reducing the number of Section 515 properties with expiring mortgages such regulatory amendments, the Secretary shall provide assistance to qualified nonprofit organizations to exit the Section 515 program due to mortgage maturities.

SEC. 767. There is hereby appropriated $8,900,000, to remain available until September 30, 2018, for the Comprehensive Loan Accounting System under the heading “Rural Development, Salaries and Expenses”, and (a) to purchase or construct new systems and provide training in the use of the new systems; and (b) For an additional amount for “Rural Development, Salaries and Expenses”, $8,900,000 are provided for the purpose of providing training in the use of the new systems and to temporarily repair, replace, or expand existing systems.

SEC. 772. (a) The Secretary of Agriculture (referred to in this section as the “Secretary”) shall carry out a pilot program during fiscal year 2017 with respect to the Agricultural Act of 2014 (7 U.S.C. 9017(b)(1)), that provides for the development of a cost-sharing program for the calculation of the county yield is determined using comparable contiguous county NASS data as determined by the Farm Service Agency office in the applicable State; and (3) If there is insufficient NASS data for a contiguous county (as determined under standards of the Secretary in effect as of the date of enactment of this Act) or the available NASS data produces a substantially disparate result, the calculation of the county yield is determined using comparable contiguous county NASS data as determined by the Farm Service Agency office in the applicable State.

Division B—Commerce, Justice, Science, and Related Agencies Appropriations Act, 2017

TITLES

DEPARTMENT OF COMMERCE

INTERNATIONAL TRADE ADMINISTRATION

OPERATIONS AND ADMINISTRATION

For necessary expenses for international trade activities of the Department of Commerce and for providing international transportation, including expenses of grants and cooperative agreements for the purpose of promoting exports of United States firms, without regard to section 3702 and 3703 of title 44, United States Code; full medical coverage for dependent members of immediate families of employees temporarily posted overseas; travel and transportation of employees of the International Trade Administration between two ports of the United States, without regard to section 4018 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 12 years, and expenses of alteration, repair, or improvement; purchase or construction of temporary demountable exhibition structures abroad; and purchase of passenger motor vehicles for official representation expenses abroad;
use abroad, not to exceed $45,000 per vehicle; obtaining insurance on official motor vehicles; and rental of tie lines, $495,000,000, to remain available until September 30, 2018, of which $300,000,000 shall be derived from fees and be retained and used by the International Trade Administration, notwithstanding section 3023 of title 31, United States Code: Provided, That such funds may be used for promotion, outreach, and marketing activities: Provided further, That the Bureau of the Census shall collect and analyze data for the Annual Social and Economic Supplement to the Current Population Survey using the same health insurance questions included in previous years, in addition to the revised questions implemented in the Current Population Survey beginning in the year 2014.

PERIODIC CENSUSES AND PROGRAMS

For necessary expenses for collecting, compiling, analyzing, preparing and publishing statistics, provided for by law, $270,000,000: Provided, That, from amounts provided here- in, funds may be used for promotion, outreach, and marketing activities: Provided further, That the Bureau of the Census shall be made available in fiscal year 2017 for the administration of prior-year funds, not to exceed $900,000,000, 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 2017, so as to result in a fiscal year 2017 appropriation for the general fund estimated at $0: Provided further, That during fiscal year 2017, should the total amount of such offsetting collections be less than $2,320,000,000 this amount be reduced accordingly: Provided further, That any amount received in excess of $3,230,000,000 in fiscal year 2017 and deposited in the Patent and Trademark Fee Reserve Fund shall re- main available until expended: Provided further, That the Director of USPTO shall submit a spending plan to the Committees on Appropriations of the House of Representa- tives and the Senate for any amounts made available by the preceding proviso and such spending plan shall be treated as a re- presentation under subchapter IV of chapter 83 of title 31, United States Code, and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section: Provided further, That any amount received in accordance with the preceding proviso shall be transferred to the United States Patent and Trademark Office “Salaries and Ex- penses” account: Provided further, That any amount provided for by law, of employees subject to subchapter III of chapter 83 of title 31, United States Code, and the present value of the otherwise unfunded accruing costs, as determined by OPM for USPTO’s specific use of post-retirement life insurance and OPM for any covered 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 FEHB Fund, as appropriate, further, for the authorized purposes of those accounts: Provided further, That any differences between 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, 2018: Provided further, That the fund provided herein, the Secretary of Commerce may issue grants to the States of Washington, Oregon, Idaho, Nevada, California, and Alaska, and to 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 provided 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 $350,000, 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 2017, 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 by law, including not to exceed $42,000,000 for official reception and representation, $38,000,000: Provided, That within amounts provided, the Secretary of Commerce may use up to $2,500,000 to engage in activities to provide businesses and communities with information about and referrals to relevant Federal, State, and local government programs:

RENOVATION AND MODERNIZATION
(INCLUDING TRANSFER OF FUNDS)
For necessary expenses for the renovation and modernization of the Herbert C. Hoover Building, including security-related costs, $3,000,000: Provided, That not to exceed $8,224,000 to this account from funds available to the Department of Commerce 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.

**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, and notwithstanding section 31 U.S.C. 3124, may be used for advanced payments not otherwise authorized only upon the certification of officials designated by the Secretary 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. 1943 and 1944; services as authorized by 31 U.S.C. 1931; and uniforms of officers and employees thereof, 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 to the extent 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 I of the Omnibus Appropriations Act, 2013 (Public Law 113–6), are hereby adopted by reference and made applicable with respect to fiscal year 2017: Provided, That the life cycle cost for the Joint Personnel Tracking System is $112,050,000 and the life cycle cost for the Geostationary Operational Environmental Satellite R-Series Program is $10,828,059,000.

**SEC. 105.** Notwithstanding any other provision of law, the Secretary 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 Control Use Act of 1976 or other authority, to use or occupy in the Herbert C. Hoover Building, Washington, DC, or other buildings, the maintenance, repair, 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 non-reimbursable or non-reimbursable basis. Amounts received as reimbursement for services provided under this section or the authority under which such 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.** Persons who intentionally or negligently fail 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, with reimbursement and subject to the limits of available appropriations, the land, service and facilities, personal and non-personal services, space that has been delegated to the Secretary of Commerce for the National Oceanic and Atmospheric Administration.

**SEC. 108.** The National Technical Information Service may 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 paper 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.** The Secretary of Commerce may waive the requirement for bonds under 40 U.S.C. 3131 with respect to contracts for the construction, alteration, or repair of vessels, regardless of the terms of the contracts as to payment or title, when the contract is made under the Coast and Geodetic Survey Act of 1973 (33 U.S.C. App.).

**SEC. 110.** None of the funds appropriated or otherwise made available in this Act for or on behalf of any department, agency, or instrumentality of any statute administered by the National Oceanic and Atmospheric Administration may be used in contravention of section 110 of the Commerce, Justice, Science, and Related Agencies Appropriations Act, 2016 (Public Law 114–113).

**SEC. 111.** 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 in this Act or any other law, provided funds made available on a consensual basis from: a Federal agency, State or subdivision thereof, local government, 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 the National Oceanic and Atmospheric Administration.

**SEC. 112.** Provided, That any appropriation Act or 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 U.S. Census Bureau, shall be available for expenses of cooperative agreements with appropriate entities, including any Federal, State, or local government unit, or institution of higher education, for education and training, research, and methodology activities which further the purposes for which such amounts have been made available.

**SEC. 113.** For fiscal year 2017 and each fiscal year thereafter, no person shall exercise any power or perform any act which would physically alter or disturb the wreck or wreck site of the RMS Titanic unless authorized by the Secretary of Commerce per the provisions of the Agreement Concerning the Shipwrecked Vessel RMS Titanic. The Secretary of Commerce shall take appropriate actions to carry out this section consistent with the Agreement.

**TITLE II**

**DEPARTMENT OF JUSTICE**

**GENERAL ADMINISTRATION**

**SEC. 114.** For expenses necessary for the administration of the Department of Justice, $114,124,000, 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)

**SEC. 115.** For necessary expenses for information sharing technology, including planning, development, deployment and departmental directions for the Executive Office for Immigration Review, $440,000,000, 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: Provided, That not to exceed $25,000,000 of the total amount made available under this heading shall remain available until expended: Provided, That the Attorney General may transfer up to $35,400,000 to this account, from funds available to the Department of Justice for information technology, until available, to remain available until expended, for enterprise-wide information technology initiatives: Provided further, That the transfer authority in the 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)

**SEC. 116.** For expenses necessary for the administration of immigration-related activities of the Executive Office for Immigration Review, $346,000,000, 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: Provided, That not to exceed $13,200,000 of the total amount made available under this heading shall remain available until expended: Provided, That any unobligated balances appropriated or appropriated for the Executive Office for Immigration Review under the heading “General Administration, Administrative Review and Appeals” shall be transferred to and merged with the appropriation under this heading.

**OFFICE OF INSPECTOR GENERAL**

**SEC. 117.** For necessary expenses of the Office of Inspector General, $86,583,000, including not to exceed $10,000 to meet unforeseen emergencies of a confidential character.

**UNITED STATES PAROLE COMMISSION**

**SEC. 118.** For necessary expenses of the United States Parole Commission as authorized, $13,308,000: Provided, That, notwithstanding any other provision of law, upon the expiration of a term of an officer of a Commissioner, the Commissioner may continue to act until a successor has been appointed.

**LEGAL ACTIVITIES**

**SEC. 119.** For expenses necessary for the legal activities of the Department of Justice, not otherwise provided for, $292,000,000, of which not to exceed $20,000 for expenses of collecting evidence, to be expended under the direction of, and to be
appropriation from the general fund estimated at $20,000,000 for litigation sup-
penses of the Civil Division, the Attorney Gen-
neral that emergent circumstances re-
requires additional funding for litigation activ-
ities of the Department of Justice, as may be necessary to respond to such cir-
cumstances: Provided further, That any transfer pursuant to the preceding proviso shall be treated as a re-
programmed under section 505 of this Act and shall not be avail-
able for obligation or expenditure except in compliance with the procedures set forth in that section.

In addition, for reimbursement of expenses of the Department of Justice associated with processing cases under the National Childhood Vaccine Injury Act of 1986, not to exceed $10,000,000, to be appropriated from the Vaccine Injury Compensation Trust Fund.

For expenses necessary for the enforce-
ment of antitrust and kindred laws, $164,977,000, to remain available until ex-
pended.

For fees and expenses of witnesses, for ex-
penses of contracts for the procurement and supervision of expert witnesses, for private counsel expenses, including advances, and for expenses of $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 $13,000,000 is for the purchase, installa-
tion, maintenance of secure telecommunications equipment and a secure automated information network to store and retrieve the identities and locations of pro-
ected witnesses: Provided, That amounts made available under this heading may not be transferred pursuant to section 205 of this Act.

For expenses necessary for the Community Relations Service, $15,500,000: Provided, That notwithstanding section 205 of this Act, upon a determination by the Attorney General that emergent circumstances require addi-
tional funding for the activities of the Community Relations Service, the Attorney General may transfer such amounts to this heading from available appropriations for the activities of 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-
programmed 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.

For expenses necessary for the Federal Bureau of Investigation for detection, inves-
tigation, and prosecution of crimes against

For necessary expenses of the Federal Bureau of Investigation for detection, inves-
tigation, and prosecution of crimes against

For necessary expenses of the United States Marshals Service, $239,040,000, of which not to exceed $6,000 shall be available for official reception and representation expen-
ses, and not to exceed $15,000,000 shall remain available until expended.

For expenses necessary to carry out the ac-
tivities of the National Security Division, $96,000,000, of which not to exceed $5,000,000 for information technology systems shall re-
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tivities of the National Security Division, $96,000,000, of which not to exceed $5,000,000 for information technology systems shall re-
mained available until expended.
the United States, $8,767,201,000, of which not to exceed $285,882,000 shall remain available until expended: Provided, That not to exceed $184,500 shall be available for official reception and representation expenses: Provided further, That in addition to other funds provided for Construction projects, the Federal Bureau of Investigation may use up to $68,980,000 for facilities to be related to construction, conversion, modification and extension of federally owned and leased space; preliminary planning and design of projects; and operation and maintenance of secure work environment facilities and secure networking capabilities.

CONSTRUCTION

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses, to include the cost of equipment and improvements to existing buildings, for research and development 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: $240,178,000, to remain available until expended, of which $131,000,000 shall be derived by transfer from the Department of the Interior, Fish and Wildlife Service, Capital Construction Fund: Provided, That $333,000,000 shall be for the new Federal Bureau of Investigation consolidated headquarters facility in the National Capital Region.

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 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, $2,102,976,000, 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.

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 for the prevention of firearms and explosives-related crimes, and for payment of claims, and for 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: $1,465,000,000 of which not to exceed $36,000 shall be for federal firearms disabilities under section 925(c) of title 18, United States Code, and not to exceed $1,258,600,000, of which not to exceed 5 percent of funds made available under this heading: Provided, That such funds shall be available for official reception and representation expenses, not to exceed $6,900 shall be available for official reception and representation expenses: Provided further, That the Attorney General may transfer to the Department of Health and Human Services such amounts as may be necessary for expenditures by that Department for medical relief for inmates of federal penitentiary and correctional institutions: Provided further, That the Director of the Federal Prison System, where necessary, may enter into contracts with a financial 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 be available for official reception and representation expenses until September 30, 2018: Provided further, That, of the amounts provided for contract conquest, 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 Bureau of Investigation 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 a 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 expenses in connection with acquisition, use, and disposal of facilities and other property belonging to the corporation or in which it has an interest: $115,000,000 is for grants to combat violence against women, as authorized by the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 371 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 101–666); the Prosecutorial Remedies and Other Tools to end the Exploitation of Children Today Act of 2003 (Public Law 108–21); the Juvenile Justice and Welfare Reform Act of 1974 (Public Law 93–415); and the 1990 Act; the Violence Against Women and Children Act of 1994 (Public Law 103–322); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4); and Violence Against Women Act of 2000 (Public Law 106–386) ("the 2000 Act"); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4); the Rape Survivor Child Custody Act of 2015 (Public Law 114–22) ("the 2015 Act"); and for related services, $818,500,000, to remain available until expended, of which $326,000,000 shall be derived by transfer from amounts available for obligations in this Act from the Victims of Trafficking and Violence Protection Act of 2000 (Public Law 106–386) ("the 2000 Act"); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4); and the Victims of Trafficking and Violence Protection Act of 2000 (Public Law 106–386) ("the 2000 Act"); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4); and the Rape Survivor Child Custody Act of 2015 (Public Law 114–22) ("the 2015 Act"); and for related services, $818,500,000, to remain available until expended, of which $326,000,000 shall be derived by transfer from amounts available for obligations in this Act from the Victims of Trafficking and Violence Protection Act of 2000 (Public Law 106–386) ("the 2000 Act"); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4); and the Rape Survivor Child Custody Act of 2015 (Public Law 114–22) ("the 2015 Act"); and for related services, $818,500,000, to remain available until expended, of which $326,000,000 shall be derived by transfer from amounts available for obli-
by sections 41201, 41204, 41303, and 41306 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 made available for this grant program shall be available for grants under the program authorized by section 206 of the 1968 Act: Provided further, That the definitions and grants eligibility criteria 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 $1,000,000 is for a homicide reduction initiative;

(6) $35,000,000 is for sexual assault victims assistance, as authorized by section 41001 of the 1994 Act;

(7) $35,000,000 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 394 of the 2005 Act;

(9) $45,000,000 is for legal assistance for victims, as authorized by section 1201 of the 2000 Act;

(10) $5,000,000 is for enhanced training and service end violence against and abuse of women in later life, as authorized by section 40102 of the 1994 Act;

(11) $10,000,000 is for grants to support families in foster care, 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) $6,000,000 is for education and training to end violence and abuse of women with disabilities, as authorized by section 1402 of the 2000 Act;

(13) $500,000 is for the National Resource Center on Administration of Justice for Individuals with Disabilities, as authorized by section 14501 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 tracks, analyzes, and promotes technical assistance on issues relating to sexual assault of American Indian and Alaska Native women;

(16) $1,000,000 is for grants to assist tribal governments in exercising special domestic violence prosecution 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 for the purposes authorized under the 2015 Act.

OFFICE OF JUSTICE PROGRAMS

RESEARCH, EVALUATION AND STATISTICS

(INCLUDING TRANSFER OF FUNDS)


(1) $45,500,000 is for criminal justice statistics programs, and other activities, as authorized by part C of title I of the 1968 Act, of which $5,000,000 is for a homicide incident-based crime statistics program;

(2) $39,500,000 is for research, development, and evaluation programs, and other activities as authorized by part B of title I of the 1968 Act and subtitle D of title II of the 2002 Act, of which $4,000,000 is for research targeted toward developing a better understanding of the domestic radicalization phenomenon, and advancing evidence-based strategies for effective intervention and prevention; and

(3) $1,000,000 is for activities to strengthen and enhance the practice of forensic sciences, of which $3,000,000 is for transfer to the National Institute of Standards and Technology to support Scientific Area Committees.

STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

(INCLUDING TRANSFER OF FUNDS)


(1) $39,500,000 is for research, development, and evaluation programs, and other activities as authorized by part B of title I of the 1968 Act and subtitle D of title II of the 2002 Act, of which $4,000,000 is for research targeted toward developing a better understanding of the domestic radicalization phenomenon, and advancing evidence-based strategies for effective intervention and prevention; and

(2) $210,000,000 for the State Criminal Alien Assistance Program, as authorized by section 241(i)(5) of the Immigration and Nationality Act (8 U.S.C. 1251(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) $15,000,000 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 109-199, and programs authorized under Public Law 113-4;

(4) $13,000,000 for economic, high technology, white collar and Internet crime prevention, as authorized by section 401 of Public Law 110-403;

(5) $20,000,000 for sex offender management assistance, as authorized by the Adam Walsh Act;

(6) $22,500,000 for the matching grant program for law enforcement armor vests, 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 accreditation programs; and

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

(8) $73,000,000 for grants to States to upgrade their Model Uniform Criminal Justice Information Systems as authorized by the National Instant Criminal Background Check System, of which no less than $25,000,000 shall be for grants made under the provisions of the NICS Improvement Amendments Act of 2007 (Public Law 110-180);

(9) $13,000,000 for Paul Coverdell Forensic Science Improvement Grants under part BB of title I of the 1968 Act;

(10) $125,000,000 for DNA-related and forensic programs and activities, of which $25,000,000 is for analysis and capacity enhancement program and for other local, State, and Federal forensic activities,
including 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 further, That not more than 10 percent of the amounts appropriated under this paragraph, $5,000,000 shall be for a program to improve Student, local, and tribal probation or parole supervision efforts and strategies, $5,000,000 is for Incarcerated Parents Demonstrations to enhance and maintain parental and family relationships for incarcerated parents as a reentry or recidivism reduction strategy, of which $1,000,000 is for additional replication sites employing the Kirk Bloodsworth Post-Correction DNA Testing Initiative Program (Public Law 108–405, section 412); and

(11) $45,000,000 for a grant program for community-based sexual assault response reformation;

(12) $9,000,000 for the court-appointed special advocate program, as authorized by section 217 of the 1990 Act;

(13) $100,000,000 for offender reentry programs and research, as authorized by the Second Chance Act of 2007 (Public Law 110–199), without regard to the time limitations specified in such Act, of which not to exceed $5,000,000 is for a program to improve State, local, and tribal probation or parole supervision efforts and strategies, $5,000,000 is for Incarcerated Parents Demonstrations to enhance and maintain parental and family relationships for incarcerated parents as a reentry or recidivism reduction strategy, of which $1,000,000 is for additional replication sites employing the Project HOPE Opportunity Probation with Enforcement model implementing swift and certain sanctions in probation, and for a research project on the effectiveness of the model; Provided, That up to $7,500,000 of funds 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;

(14) $50,000,000 for the Comprehensive School Safety Initiative;

(15) $65,000,000 for initiatives to improve police-community relations, of which $22,500,000 is for a competitive matching grant program for purchases of body-worn cameras for local and tribal law enforcement, $25,000,000 is for a justice reinvestment initiative, for activities related to criminal justice reform and recidivism reduction, and $50,000,000 is for the Byrne memorial criminal justice innovation program and;

(16) $103,000,000 for comprehensive opioid abuse reduction activities, including as authorized by CARA, and for the following programs, which shall address opioid abuse reduction consistent with underlying program authorities:

(A) $43,000,000 for Drug Courts, as authorized by section 100(a)(25)(A) of title I of the 1968 Act;

(B) $12,000,000 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) $14,000,000 for grants for Residential Substance Abuse Treatment for State Prisoners, as authorized by part 8 of title I of the 1968 Act;

(D) $14,000,000 for a veterans treatment courts program; and

(E) $14,000,000 for a program to monitor prescription drugs and scheduled listed chemicals and laboratory dump seizures: 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 services.

JUVENILE JUSTICE PROGRAMS


(1) $55,000,000 for programs authorized by section 221 of the 1974 Act, and for training and technical assistance to assist small, non-profit 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) $80,000,000 for youth mentoring grants;

(3) $14,500,000 for delinquency prevention, as authorized by section 305 of the 1974 Act, of which pursuant to sections 261 and 262 thereof—

(A) $4,000,000 shall be for gang and youth violence education, prevention and intervention, and related activities;

(B) $500,000 shall be for an Internet site providing information and resources on children of incarcerated parents;

(C) $2,000,000 shall be for competitive grants focusing on girls in the juvenile justice system; and

(D) $8,000,000 shall be for community-based violence prevention initiatives, including for public health approaches to reducing shootings and violence;

(4) $2,000,000 for programs authorized by the Victims of Child Abuse Act of 1990;

(5) $72,500,000 for missing and exploited children programs, including as authorized by sections 406(b) and 408(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) $2,000,000 for child abuse training programs for judicial personnel and practitioners, as authorized by section 222 of the 1990 Act; and

(7) $2,000,000 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 statistical activities designed to—

(a) promote and encourage research, evaluation, and statistical activities designed to benefit the programs or activities authorized: Provided further, That not more than 2 percent of the amounts designated under paragraph (1) to the extent used for training and technical assistance: Provided further, That the two preceding provisions shall not apply to grants and project agreements 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 and in any amount not otherwise obligated or available for administrative costs, to remain available until expended; and $16,300,000 for payments authorized by section 1201(b) of such Act, and for expenses authorized by section 1218 of such Act, to remain available until expended: Provided, That notwithstanding section 265 of this Act, and for expenses authorized by section 1218 of such Act, General that emergent circumstances require additional funding for such disability and education payments, the Attorney General may use such additional funding as an emergency transfer of the Safe 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

(Including Transfer of Funds)

For activities authorized by the Violent Crime Control and Law Enforcement Act of 1994 (Public Law 108–322); the Omnibus Crime Control and Safe Streets Act of 1968 (‘‘the 1968 Act’’); and the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109–162) (‘‘the 2005 Act’’), $231,500,000, to remain available until expended: Provided, That any balance made available through prior year deobligations shall only be available in accordance with section 505 of this Act: Provided further, That any balances made available under this heading—

(1) $10,000,000 is for anti-methamphetamine-related activities, which shall be transferred to the Drug Enforcement Administration upon enactment of this Act;

(2) $194,500,000 is for grants under section 701 of title I of the 1968 Act (42 U.S.C. 376f–2), for the hiring and rehiring of additional career law enforcement officers under part Q of such title notwithstanding subsection (b) of such title; Provided, That any funds made available under such title shall only be available in accordance with section 505 of this Act: Provided further, That any amount provided to States during the period beginning on the date of enactment of this Act and ending on December 31, 2017 is for preventing use and abuse of opioid and other controlled substances, as authorized by section 303 of the Central Intelligence Act of 2015 (Public Law 114–113) (the ‘‘2015 Act’’).

May 3, 2017
funds appropriated under this paragraph shall be utilized for investigative purposes to locate or investigate illicit activities, including precursor diversion, laboratories, or methamphetamine traffickers; and

(4) $10,000,000 is for competitive grants to state and local 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 drug unlawful distribution of prescription opioids, or unlawful heroin and prescription opioid traffickers through statewide collaboration.

PROVISIONS OF THE DEPARTMENT OF JUSTICE

(INCLUDING TRANSFER OF FUNDS)

SEC. 201. In addition to amounts otherwise 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 in cases in which 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 such provision shall 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 be deemed to prohibit an individual who is a prisoner pursuant to federal conviction for crime under State or Federal law and is classified as a maximum or high security prisoner, 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 deobligations of funds for investigative purposes in this Act and in the explanatory statement described in section 112(a)(1)(D) of 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 or private rate competition under the Office of Management and Budget Circular A-76 or any successor administrative directive, or any other competition under the Office of Federal Prison Industries, Incorporated.

SEC. 211. Notwithstanding any other provision of law, no funds shall be available for the salaries of any United States Attorney assigned dual or additional responsibilities by the Attorney General unless the 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 3 percent of funds made available to the Office of Justice Programs for grant programs the purpose of which is to be used by such Office to provide training and technical assistance; and

(2) up to 2 percent of funds made available for grant programs under such headings, except for amounts appropriated specifically for research, evaluation, or statistical programs administered by the National Institute of Justice or 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 research, evaluation, or statistical purposes, without regard to the authorizations for such grant or reimbursement programs.

SEC. 213. 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, up to 7 percent of funds made available for grant or reimbursement programs—

(1) under the heading ‘‘State and Local Law Enforcement Assistance’’ (except for funds made available under paragraphs (1), (2), and (16) under such heading); and

(2) under the headings ‘‘Juvenile Justice Programs’’ (except for funds made available under paragraphs (1) and ‘‘Community Oriented Policing Services Programs’’, to be transferred to and merged with funds under the heading ‘‘State and Local Law Enforcement Assistance’’, shall be available for tribal criminal justice assistance and such programs for such grant or reimbursement programs.

SEC. 214. 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 under this Act, reallocate any appropriations for fiscal years 2014 through 2017 for the following purposes, waive the following requirements:

(1) for the adult and juvenile offender State and local reentry demonstration projects under part FF of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3797q–3), the requirements under section 297b(e)(1) and (2) of such part.

(2) for State, Tribal, and local reentry courts under part FF of title I of such Act of 1968 (42 U.S.C. 3797q–3), the requirements under section 297e(a) of such part.

(3) for the prosecution drug treatment alternatives to prison program under part CC of title I of such Act of 1968 (42 U.S.C. 3797q–3), the requirements under section 2904 of such part.

(4) for grants to protect inmates and community guards as authorized by section 6 of the Prison Rape Elimination Act of 2003 (42 U.S.C. 15965(c)(3)), the requirements of section 505 of this Act.


SEC. 216. 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 (18 U.S.C. 922(j)), 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 has reason to believe that the individual is a drug dealer, unless law enforcement personnel of the United States continuously monitor or control the firearm at all times.

SEC. 217. (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 2017, except up to $40,000,000 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 section 102–140 (105 Stat. 784; 28 U.S.C. 527 note) shall be available for obligation during fiscal year 2017, and any use, obligation, transfer or reprogramming 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 unobligated balances available under section 524(c)(8)(E) of title 28, United States Code, shall be available for obligation during fiscal year 2017, and any use, obligation, transfer or reprogramming of such funds shall be treated as a reprogramming of funds under section 505 of this Act.

SEC. 218. 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 section 132 of division H of Public Law 113–235, section 522 of division H of Public Law 114–113, and such authorities as are enacted for Performance Partnership Pilots in assistance under 5 U.S.C. 3321 et seq. for fiscal year 2017.

SEC. 219. In addition to any other transfer authority available to the Department of Congressionalee.
Justice, for fiscal years 2017 through 2022, unobligated balances available in the Department of Justice Working Capital Fund pursuant to title I of Public Law 102–140 (105 Stat. 1209) (note) may be transferred to the “Federal Bureau of Investigation, Construction,” account, to remain available until expended for the new Federal Bureau of Investigation headquarters in the National Capital Region: Provided, That the cumulative total amount of funds transferred from the Working Capital Fund from fiscal year 2017 through 2022 pursuant to this section shall not exceed $315,000,000: Provided further, That transfers pursuant to this section shall not count against any ceiling on the unobligated balances transferred to the capital account of the Working Capital Fund in this or any other Act in any such fiscal year: Provided further, That any transfer pursuant to this section 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, 2017.”

TITLE II
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 Council, the Office of Science and Technology Policy, the Office of Education Policy, the Office of International Science and Technology Policy, the Office of Space Science Policy, and the Office of Technology Assessment, including personnel and related costs, including uniforms or allowances therefor, as authorized by section 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, $650,000,000, to remain available until September 30, 2018.

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; mission and administrative aircraft, $6,000,000,000, to remain available until September 30, 2018.

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; 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, $1,350,000,000, to remain available until September 30, 2018.

FOR EXPLORATION

Provided further, That $395,000,000 shall be for exploration of the outer planets.

CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND RESTORATION

For necessary expenses for construction of facilities including repair, rehabilitation, renovation, 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, $360,700,000, to remain available until September 30, 2022: 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 the account balances remaining on September 30, 2018, in the account balances on September 30, 2018, in the portion of the account balances remaining on September 30, 2018, in the portion of the National Aeronautics and Space Administration (NASA) shall be available for the purpose of providing grants in aid to the States to develop or improve State systems for the early detection and reporting of the occurrence of solar and geophysical disturbances, including the provision of financial assistance for the development and enhancement of systems of space weather monitoring and research and development activities associated with such disturbances, and in order to further any other authorized purposes. The funds available in the account balances on September 30, 2018, in the portion of the account balances remaining on September 30, 2018, in the portion of the National Aeronautics and Space Administration (NASA) shall be available to provide grants to States, political subdivisions of States, or related institutions for the development of space weather monitoring and research and development activities associated with such disturbances, and in order to further any other authorized purposes.
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exceed $9,470,300: 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 2014(b) of title 51, United States Code.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General, carrying out the Inspector General Act of 1976, $37,900,000, of which $500,000 shall remain available until September 30, 2018.

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, except that “Construction and Environmental Compliance and Restoration” may be increased up to 20 percent by such transfers. Such transfers 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 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 NASA 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, shall be treated as a reprogramming under 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.

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.), including authorized travel, $500,000 shall remain available until September 30, 2018.

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.), including authorized travel, and rental of conference rooms in the District of Columbia, $680,000,000, to remain available until September 30, 2018.

OFFICE OF THE NATIONAL SCIENCE BOARD

For necessary expenses (including payment of salaries, authorized travel, hire of passenger motor vehicles, and purchase of flight services for research purposes) for the United States Antarctic Program: $4,000,000: Provided, That not to exceed $8,290,000 is for official representation and travel expenses: Provided further, That contracts may be entered into hereunder in fiscal year 2017 for maintenance of conference rooms in the District of Columbia, and reimbursement of the Department of Homeland Security for security services: Provided further, That not to exceed $2,500 shall be available for official reception and representation expenses: Provided further, That the Office of the National Science Board may continue to provide funds for the support of the Office of the Inspector General, including expenditures for official representation and travel expenses, to such amounts as may be determined by the Office of the National Science Board.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General as authorized by the Inspector General Act of 1978, $15,200,000, of which $460,000 shall remain available until September 30, 2017.

ADMINISTRATIVE PROVISION (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 15 percent by any such transfers. Any transfer pursuant to 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.

This title may be cited as the “Science Appropriations Act, 2017.”

TITLE IV

RELATED AGENCIES

COMMISSION ON CIVIL RIGHTS

For necessary expenses of the Commission on Civil Rights, including hire of passenger motor vehicles, $9,200,000: Provided, That none of the funds appropriated in this paragraph may be used for the overtime of any individual 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 Commission, unless that Commission determines that 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 120 billable days: Provided further, That none of the funds appropriated in this paragraph shall be used for other activities or events that are not explicitly authorized by section 3 of the Civil Rights Commission Act of 1983 (42 U.S.C. 1975a).

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 1964, 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; $6,033,645,000, to remain available until expended:

LEGAL SERVICES CORPORATION

SALARIES AND EXPENSES

For necessary expenses of the International Trade Administration, including hire of passenger motor vehicles and services as authorized by section 3109 of title 5, United States Code, and not to exceed $2,500 for official reception and representation expenses, $4,370,000, 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, $385,000,000, of which $352,000,000 is for basic field programs and required independent audits; $5,000,000 is for the Office of Inspector General for audits of the Corporation; and $28,000,000 is for the Legal Services Corporation: Provided further, That the Com- mission is authorized to make available for official reception and representation expenses not to exceed $2,500 for official reception and representation expenses, $91,500,000, 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, $385,000,000, of which $352,000,000 is for basic field programs and required independent audits; $5,000,000 is for the Office of Inspector General for audits of the Corporation; and $28,000,000 is for the Legal Services Corporation: Provided further, That the Com- mission is authorized to make available for official reception and representation expenses not to exceed $2,500 for official reception and representation expenses, $91,500,000, 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, $385,000,000, of which $352,000,000 is for basic field programs and required independent audits; $5,000,000 is for the Office of Inspector General for audits of the Corporation; and $28,000,000 is for the Legal Services Corporation: Provided further, That the Com- mission is authorized to make available for official reception and representation expenses not to exceed $2,500 for official reception and representation expenses, $91,500,000, to remain available until expended.
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, section 504, 505, 506, and 508 of Public Law 105–119, and all funds appropriated in this Act to the Legal Services Corporation shall be treated as a reprogramming pursuant to paragraph (1) of such subsection transfers:

(d) shall be treated as a reprogramming pursuant to paragraph (1) of such subsection, including paragraphs (2), (3), and (4) of such section, to the maximum extent practicable under 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 2016 and 2017, respectively.

MARINE MAMMAL COMMISSION

SALARIES AND EXPENSES


OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

SALARIES AND EXPENSES (INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Office of the United States Trade Representative, including the costs and expenses of recruiting the employment of experts and consultants as authorized by section 3109 of title 5, United States Code, $62,900,000, of which $1,000,000 shall remain available until expended: Provided, That the total amount made available under this heading, up to $15,000,000 may be derived from the Trade Enforcement, and Trade Facilitation and Trade Enforcement Act of 2015 (19 U.S.C. 4465) for activities of the United States Trade Representative as authorized by subsection (a) of section 611 of the Trade Facilitation and Trade Enforcement Act of 2015 (19 U.S.C. 4465) for activities of the United States Trade Representative as authorized by subsection (a) of section 611 of the Trade Facilitation and Trade Enforcement Act of 2015 (19 U.S.C. 4465) for activities of the United States Trade Representative as authorized by subsection (d) of such section, including transfers: Provided further, That any transfer pursuant to paragraph (1) of such subsection (d) shall be treated as a reprogramming under section 505 of this Act: Provided further, That of the total amount made available under this heading, not to exceed $124,900,000 shall be available for official reception and representation expenses.

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.), $121,000,000, of which $500,000 shall remain available until expended; 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 503 of 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. Nothing in 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 such provision to any other person or circumstances other than those 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 except in compliance with the authority to transfer funds between appropriations as approved by Congress; unless the House and Senate Committees on Appropriations are notified 15 days in advance of such 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) organizes offices, programs or activities; (6) contracts out or privatizes any functions or activities presently performed by Federal employees; (7) augments existing programs, projects, or activities in excess of $500,000 or 10 percent, whichever is less, or reduces by 10 percent funding for any program, project or activity, or number of personnel; 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 any award 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: (1) the Committees of Congress and the Senate of Representatives and the Senate a quarterly report on the status of balances of appropriations at the account level. For unobligated, uncommitted balances, unobligated, committed balances the quarterly report shall separately identify the amounts attributed to each source year of appropriations from which 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 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 in connection with the taking of action or in taking action to request or implement, from or to, prevent, personnel actions in response to funding reductions included in this Act shall be absorbed within the budgetary resources available to such department or agency: Provided, That the authority to transfer funds between appropriations accounts as may be necessary to implement this section shall be added 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 authority to transfer funds between appropriations as approved by Congress.

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 implementation of legislation to restrict the country of restrictions on the marketing of tobacco or tobacco products, except for restrictions which are not applied equally to 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 (42 U.S.C. 16001) in any fiscal year in excess of $2,573,000,000 shall not be available for obligations until the following fiscal year: Provided, That notwithstanding subsection 1402(d) of such Act, of the amounts available from the Fund for obligation, $10,000,000 shall remain available until expended to the Department of Justice Office of Inspector General for oversight and auditing purposes.

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, or of participants 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 appropriation Act.

SEC. 513. Any funds provided in this Act utilized to implement E-Government Initiatives shall be subject to the procedures set forth in section 505 of this Act.

SEC. 514. (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 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 90 days after the initiation of such audit, and every 180 days thereafter until any such audit is completed.

(b) Within 90 days after the date on which any such audit conducted 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, as appropriate. The results shall be made available in redacted form to exclude—

(a) any matter described in section 552(b) of title 5, United States Code; and
(b) sensitive personal information for any individual, the public access to which could be reasonably expected to cause 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 provide the Director of the Office of Management and Budget and the Secretaries of the Treasury, Commerce, and Justice, the National Aeronautics and Space Administration, and the National Science Foundation totaling more than $75,000,000 reasonable cause to believe that the total program cost has increased by 10 percent or more, shall inform the Secretary of the Treasury, the Director of the Office of Management and Budget, the appropriate Federal entity, concerned Federal entity, and appropriate Federal entity, and other appropriate agencies; and if any such increase is found not to be appropriate, the Treasury, Commerce, and Justice, the National Aeronautics and Space Administration, and the National Science Foundation shall immediately inform the respective Secretary, Administrator, or Director. The Secretary, Administrator, or Director shall condemns in the specified amounts—

1. ...
custody or under the effective control of the Department of Defense; or

(2) otherwise under detention at United States Naval Station, Guantanamo Bay, Cuba.

S. 529. The Director of the Office of Management and Budget shall instruct any department or agency 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 (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.

S. 530. (a) None of the funds made available by this Act may be used for the National Aeronautics and Space Administration (NASA) or the Office of Science and Technology Policy (OSTP) to develop, design, plan, promote, implement, or execute a bilateral policy, program, order, or contract of any kind to participate, collaborate, or coordinate bilaterally in any way with 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 in the United States and the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecutions, adjudications, or other law enforcement- or victim assistance-related activity.

S. 533. The Departments of Commerce and Justice, the National Aeronautics and Space Administration, the National Science Foundation, the Commission on Civil Rights, the National Oceanic and Atmospheric Administration, the United States Trade Representative, and the State Justice Institute shall submit spending plans, signed by the respective department or agency head, to the Appropriations of the House of Representatives and the Senate within 45 days after the date of enactment of this Act.

S. 534. None of the funds made available by this Act may be obligated or expended for the performance of investigations, prosecution, adjudication, or other law enforcement or assistance-related activity.

S. 535. Notwithstanding any other provision of this Act, none of the funds appropriated or otherwise made available under this Act may be used in any model of shotgun if—

(1) the prohibition in subsection (a) shall not apply to any modification of facilities at United States Naval Station, Guantanamo Bay, Cuba;

(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.

(1) is not a citizen of the United States or a member of the Armed Forces of the United States;

(2) is or was on or held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense;

(3) is or was on or held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense;

(4) is not a member of the Armed Forces of the United States;

(5) is or was on or held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense;

(6) is or was on or held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense;

(7) is or was on or held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense;

(8) is or was on or held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense;

(9) is or was on or held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense;

(10) is or was on or held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of Defense.

(d) Any 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 shotgun in the configuration, had been denied by the Attorney General prior to January 1, 2011, on the basis that the shotgun was not particularly suitably or readily adaptable to sporting purposes.

S. 532. (a) None of the funds made available in this Act may be used to maintain or establish a computer or other network that blocks the viewing, downloading, and exchanging of pornography

(b) None of the funds made available in this Act 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.

S. 536. The Department of Commerce, the National Aeronautics and Space Administration, the National Science Foundation, the Commission on Civil Rights, the National Oceanic and Atmospheric Administration, the United States Trade Representative, and the State Justice Institute shall submit spending plans, signed by the respective department or agency head, to the Appropriations of the House of Representatives and the Senate within 45 days after the date of enactment of this Act.

S. 538. None of the funds made available in 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.

S. 539. The Department of Commerce, the National Aeronautics and Space Administration, and the National Science Foundation 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.

S. 541. None of the funds made available in 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.

S. 550. None of the funds made available in 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.

S. 553. Notwithstanding any other provision of this Act, none of the funds appropriated or otherwise made available under this Act may be used in any model of shotgun if—

(1) the prohibition in subsection (a) shall apply to any modification of facilities at United States Naval Station, Guantanamo Bay, Cuba.

(b) The prohibition in subsection (a) shall apply to any modification of facilities at United States Naval Station, Guantanamo Bay, Cuba.
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 National Technical
Innovation Act of 1980 (15 U.S.C. 3722) shall be allo-
cated for assistance in persistent poverty counties; Provided, That for purposes of this section, "persistent poverty counties" means any county that has had 20
percent or more of its population living in pov-
erty over the past 30 years, as measured by the
1959-1973 definition of persistent poverty con-
sumes the most recent Small Area Income and Poverty
Estimates.

SEC. 540. For an additional amount for "National Aeronautics and Space Administra-
tion—Construction and Environmental
Compliance and Restoration", $199.000,000, to
remain available until expended, for repairs at
National Aeronautics and Space Adminis-
tration (NASA) owned facilities that directly
support NASA’s mission which were dam-
aged as a result of recent natural disasters:
Provided, That such amount is designated by
the Congress as an emergency requirement
pursuant to section 251(b)(2)(A)(i) of the Bal-
canced Budget and Emergency Deficit Control

EXCEPTION TO LIMITATION ON APPOINTMENT OF
CERTAIN PERSONS AS UNITED STATES TRADE
REPRESENTATIVE

SEC. 541. (a) IN GENERAL.—The limitation
under section 16131 of title 10, United States
Code, or while undergoing training, or while per-
forming duty specified in section 12301(d) of title
10, 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 12301(a)
of title 10, United States Code, can be used for
emergencies and extraordinary expenses, to be
expended on the approval or authority of the Secre-
tary of the Army, and payments may be made on his
certificate of necessity for confidential military
purposes.

TITLES I

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For pay, allowances, individual clothing,
subsistence, interest on deposits, gratuities,
permanent change of station travel (incu-
cluding 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 else-
where), 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,
$27,869,905,000.

MILITARY PERSONNEL, NAVY

For pay, allowances, individual clothing,
subsistence, interest on deposits, gratuities,
permanent change of station travel (incu-
cluding 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 (ex-
cept members of the Reserve for active duty, pro-
vided for elsewhere), midshipmen, and aviation cad-
ets; 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,
$27,869,905,000.

MILITARY PERSONNEL, AIR FORCE

For pay, allowances, individual clothing,
subsistence, interest on deposits, gratuities,
permanent change of station travel (incu-
cluding 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 (ex-
cept members of the Reserve for active duty, pro-
vided for elsewhere), cadets, and aviation ca-
dets; 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,
$27,869,905,000.

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 3038 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 per-
forming duty specified in section 12301(a)
of title 10, United States Code, or while un-
dergoing reserve training, or while per-
forming drills or equivalent duty or other
duty authorized by law, and for payments
pursuant to section 156 of Public Law 97-377,
as amended (42 U.S.C. 402 note), and to the De-
partment of Defense Military Retirement Fund,
$5,676,152,000.

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 12301(a) of title 10, United States
Code, and for payments to the Department of
Defense Military Retirement Fund,
$4,942,962,000.

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 section 12301(d) 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 per-
forming duty specified in section 12301(a)
of title 10, United States Code, or while un-
dergoing reserve training, or while per-
forming drills or equivalent duty or other
duty authorized by law, and for payments
pursuant to section 156 of Public Law 97-377,
as amended (42 U.S.C. 402 note), and to the De-
partment of Defense Military Retirement Fund,
$5,676,152,000.

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 12301(d)
of title 10, or section 708 of title 32, United
States Code, or while serving on active duty
under section 12301(d) of title 10 or section
502(f) of title 32, United States Code, in connec-
tion with performing duty specified in section
12301(a) of title 10, United States Code, or while
undergoing training, or while per-
forming drills or equivalent duty or other
duty authorized by law, and for payments
pursuant to section 156 of Public Law 97-377,
as amended (42 U.S.C. 402 note), and to the De-
partment of Defense Military Retirement Fund,
$7,725,526,000.

NATIONAL GUARD PERSONNEL, NAVY

For pay, allowances, clothing, subsistence,
gratuities, travel, and related expenses for
personnel of the Navy National Guard while
on duty under sections 10211, 10302, or 12301(d)
of title 10, or section 708 of title 32, United
States Code, or while serving on active duty
under section 12301(d) of title 10 or section
502(f) of title 32, United States Code, in connec-
tion with performing duty specified in section
12301(a) of title 10, United States Code, or while
undergoing training, or while per-
forming drills or equivalent duty or other
duty authorized by law, and for payments
pursuant to section 156 of Public Law 97-377,
as amended (42 U.S.C. 402 note), and to the De-
partment of Defense Military Retirement Fund,
$7,725,526,000.

TITLES II

OPERATION AND MAINTENANCE, ARMY

For expenses, not otherwise provided for,
necessary for the operation and maintenance of
the Army, as authorized by law,
$32,738,173,000: Provided, That not to exceed
$12,478,000 can be used for emergencies
and extraordinary expenses, to be expended on
the approval or authority of the Secretary of
the Army, and payments may be made on 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 author-
ized by law,
$32,738,173,000: Provided, That not to exceed
$12,478,000 can be used for emergencies
and extraordinary expenses, to be expended on
the approval or authority of the Secretary of
the Navy, and payments may be made on 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,
$5,676,152,000.
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, $36,247,728,000: Provided, That not to exceed $7,899,000 can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Air Force, and payments may be made on his certificate of necessity for confidential military purposes.

Operation and Maintenance, Defense-Wide

(including transfer of funds)

For expenses, not otherwise provided for, necessary for operation and maintenance of activities and agencies of the Department of Defense (other than the military departments), as authorized by law, $22,973,949,000: Provided, That not to exceed $15,990,000 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 can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of Defense, and payments may be made on his certificate of necessity for confidential military purposes: Provided further, That the funds provided under this heading, not less than $94,964,000 shall be made available by the Procurement, Technical Assistance Cooperative Agreement Program, of which not less than $3,600,000 shall be made 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 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 $5,023,000, 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 paragraph (2). Provided further, That none of the funds provided under this heading, not less than $480,000,000, to remain available until September 30, 2018, shall be available to provide support and assistance to foreign security forces or other groups or individuals to conduct, support or facilitate counterterrorism, crisis response, or other Department of Defense cooperation programs: 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 of the Army Reserve, with 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, $2,743,688,000.

Operation and Maintenance, Navy Reserve

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Navy Reserve, 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, $271,133,000.

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, $211,353,000.

Environmental Restoration, Army

(including transfer of funds)

For the Department of the Army, $170,167,000, 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 or to any other transfer authority provided elsewhere in this Act, 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 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, $269,262,000, 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 or to any other transfer authority provided elsewhere in this Act, 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 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, $371,521,000, 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 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, $9,009,000, 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 appropriation 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 the transfer authority provided under this heading is in addition to any other transfer authority provided elsewhere in this Act.
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 under 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, $222,061,000, to remain available until transferred: Provided, That the Secretary of the Army shall, upon certification that such funds are needed 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 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 under 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 related to the Overseas Humanitarian, Disaster, and Civic Aid programs of the Department of Defense (consisting of the programs provided under sections 1218 and 1219 of division A of the National Defense Authorization Act for Fiscal Year 2019, United States Code), $123,125,000, to remain available until September 30, 2019.

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, $550,947,000, to remain available until September 30, 2019.

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 thereof; specialized equipment and training devices; expansion of public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, $1,483,566,000, to remain available for obligation until September 30, 2019.

AIRCRAFT PROCUREMENT, NAVY

For construction, procurement, production, modification, and modernization of aircraft, equipment, including ordnance, ground handling equipment, spare parts, and accessories thereof; specialized equipment and training devices; expansion of public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, $1,370,784,000; and

AIRCRAFT PROCUREMENT, MARINE CORPS

For construction, procurement, production, modification, and modernization of aircraft, equipment, including ordnance, ground handling equipment, spare parts, and accessories thereof; specialized equipment and training devices; expansion of public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, $3,265,285,000, to remain available for obligation until September 30, 2019.

WAPRONS PROCUREMENT, NAVY

For construction, procurement, production, modification, and modernization of missiles, torpedoes, other weapons, and related support equipment including spare parts, and assistance therefor; installation of equipment in public and private plants; reserve plant and Government and contractor-owned equipment layaway; $533,804,000, to remain available for obligation until September 30, 2019.

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 thereof; specialized equipment and training devices; expansion of public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, $1,533,804,000, to remain available for obligation until September 30, 2019.

PROCUREMENT OF AMMUNITION, ARMY

For construction, procurement, production, and modification of ammunition, and associated support equipment, including ordnance, spare parts, and accessories thereof, $633,678,000, to remain available for obligation until September 30, 2019.

OTHER PROCUREMENT, ARMY

For construction, procurement, production, modification, and modernization of vehicles, including tactical, support, and non-tracked combat vehicles, mobile motor vehicles, replacement vehicles only; communications and electronic equipment; other support equipment; spare parts, ordnance, and accessories thereof; equipment and training devices; expansion of public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, $1,883,566,000, to remain available for obligation until September 30, 2019.

OTHER PROCUREMENT, NAVY

For construction, procurement, production, modification, and modernization of aircraft, equipment, including ordnance, ground handling equipment, spare parts, and accessories thereof; specialized equipment and training devices; expansion of public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes, $1,370,784,000; and

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 thereof, 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, $3,265,285,000, to remain available for obligation until September 30, 2019.

Ohio Replacement Submarine (AP), $773,138,000;
Carrier Replacement Program, $1,370,784,000;
Carrier Replacement Program (AP), $1,370,784,000;
Virginia Class Submarine, $3,187,965,000;
Virginia Class Submarine (AP), $1,852,234,000;
CVN Refueling Overhauls, $1,699,120,000;
CVN Refueling Overhauls (AP), $233,149,000;
DDG–1000 Program, $2,371,219,000;
DDG–51 Destroyer, $3,614,792,000;
Littoral Combat Ship, $1,563,692,000;
LPD–17, $1,786,000,000;
LHA Replacement, $1,377,719,000;
TAO Fleet Oiler (AP), $736,079,000;
Moored Training Ship, $623,527,000;
Ship to Shore Connector, $128,067,000;
Service Craft, $62,132,000;
LCAC Service Life Extension Program, $82,074,000;
YF–18 Replacement, $21,363,000;
For outfitting, post delivery, conversions, and first destination transportation, $626,158,000;
Amendments to Authorization of Prior Year Shipbuilding Programs, $160,247,000; and
Polar Icebreakers (AP), $150,000,000.
In all: $21,156,886,000, to remain available for obligation until September 30, 2021. Provided, That additional obligations may be incurred after September 30, 2021, for engineering and construction of such major defense equipment as may be required for major defense space programs or systems of the United States Department of Defense; and 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 or conversion of any nuclear-powered vessels may be available for multyyear procurement of critical components of such shipyards, in the United States, until September 30, 2019. Provided further, That funds appropriated or otherwise made available for this Act for production of the common missile compartment of nuclear-powered vessels may be available for multyyear acquisition of spare parts and accessories therefor; ground handling equipment, and training devices; expansion of public and private plants, Government-owned equipment and contractor-owned equipment, and operation of facilities, 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, $2,348,121,000, to remain available for obligation until September 30, 2019.

**Space Procurement, Air 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 contractor-owned equipment, and operation of facilities, 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, $2,783,243,000, to remain available for obligation until September 30, 2019.

**Procurement of Ammunition, Air Force**

For construction, procurement, production, and modification of ammunition, and accessories therefor; ground handling equipment, and training devices; expansion of public and private plants, Government-owned equipment and contractor-owned equipment, and operation of facilities, 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, $1,589,219,000, to remain available for obligation until September 30, 2019.

**Procurement of Aircraft, Air Force**

For construction, procurement, production, and modification of aircraft and equipment, including armor and armament, specialized ground handling and training, and operation of facilities, 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, $14,253,623,000, to remain available for obligation until September 30, 2019.

**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 contractor-owned equipment, and operation of facilities, 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, $14,253,623,000, to remain available for obligation until September 30, 2019.

**Defense Procurement Act Purchases**

For activities by the Department of Defense pursuant to sections 101, 301, 302, and 303 of the Defense Procurement Act (50 U.S.C. 4518, 4531, 4532, and 4533), $64,065,000, to remain available until expended.

**Title IV**

**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, $8,332,965,000, to remain available for obligation until September 30, 2018.

**Research, Development, Test and Evaluation, Navy**

For expenses necessary for basic and applied scientific research, development, test and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment, $27,788,548,000, to remain available for obligation until September 30, 2018.

**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, $37,214,530,000, to remain available for obligation until September 30, 2018. 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, Defense-Wide**

**Concluding Transfer of Funds**

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; rehabilitation, lease, and operation of facilities and equipment, $18,778,550,000, to remain available for obligation until September 30, 2018. Provided, That, of the funds made available in this paragraph, $250,000,000 for the Defense Rapid Innovation Program shall only be available for expenses, not otherwise provided for, to include program management oversight, to conduct research, development, test and evaluation to include proof of concept demonstration; engineering, testing, and validation; and transition to full-scale production; Provided further, That the Secretary of Defense may transfer funds provided herein for the Defense Rapid Innovation Program to other appropriations for research, development, test and evaluation to accomplish the purpose provided herein; Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense; Provided further, That the Secretary of Defense shall not, fewer than 30 days prior to making transfers from this appropriation to appropriate congressional defense committees in writing of the details of any such transfer.
For expenses, not otherwise provided for, necessary for the independent activities of the Director, Operational Test and Evaluation, including initial operational test and evaluation, testing, and supervision of operational test and evaluation, including administrative expenses in connection therewith, $166,994,000, to remain available until September 30, 2018.

For drug interdiction and counter-drug activities of the Department of Defense, for transfers 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; to maintain the proper funding level for the National Guard counter-drug program; and $20,000,000 shall be for the National Guard counter-drug program under the provisions of the Inspector General Act of 1980:

Provided further, That the transfer authority provided under this heading in addition to any other authority contained elsewhere in this Act.

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, $312,035,000, of which $108,882,000 shall be available for operation and maintenance, of which not to exceed $700,000 is for salaries and expenses to be expended on the approval or authority of the Inspector General, and of which $3,153,000, to remain available until September 30, 2018, shall be for research, development, test and evaluation.

For expenses and activities of the Office of the Inspector General in carrying out the provisions of the Inspector General Act of 1980: Provided further, That no part of this Act shall be transferred to the Department of Defense under the provisions of the Inspector General Act of 1980:

Provided further, That the Secretary of Defense shall notify the Congress promptly of any transfer made pursuant to this authority.

For payment to the Central Intelligence Agency Retirement and Disability System Fund, to continue the operation of that Fund at the funding level of $308,882,000 for the fiscal year 2017, and for continuing the operation of the Central Intelligence Agency Retirement and Disability System, $314,000,000.

For necessary expenses of the Intelligence Community Management Account, $515,596,000.

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 142 of the Department of Defense Authorization Act, 1996 (30 U.S.C. 1521), and for the destruction of other chemical warfare materials that are not in the chemical weapon stockpile, $523,728,000, of which not more than $500,000,000 shall be available for operation and maintenance, of which not less than $1,014,600,000 is for research 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 $1,014,600,000 shall be made available to the United States Army Medical Research and Materiel Command to carry out the congressionally directed medical research programs.

For expenses, not otherwise provided for, for active duty training of reserve components and summer camp training of the Reserve Officers’ Training Corps.

For the Defense Working Capital Funds, $1,511,613,000.

For expenses, not otherwise provided for, for medical and health care programs of the Department of Defense: Provided, That the amounts for medical and health care programs of the Department of Defense for military purposes; and of which $3,153,000, to remain available until September 30, 2018, shall be for operation and maintenance, of which not to exceed one percent shall remain available for obligation until September 30, 2018, and of which up to $15,315,832,000 may be available for contracts entered into under the TRICARE program; of which $402,161,000, to remain available until September 30, 2018, shall be for operation and maintenance, of which not to exceed one percent shall remain available for obligation until September 30, 2018, and of which up to $31,277,002,000 may be available for procurement; and of which $2,102,107,000, to remain available for obligation until September 30, 2018, shall be for research, development, test and evaluation.

For expenses and 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, for research, development, test and evaluation, $986,600,000, of which $626,907,000 shall be for counter-narcotics support; $118,713,000 shall be for the drug demand reduction program; $234,000,000 shall be for the National Guard counter-drug program; and $20,000,000 shall be for the National Guard counter-drug program.

For the Defense Department whose pay is computed under the provisions of section 5332 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: Provided further, That this section shall not apply to Department of Defense foreign service national personnel serving at diplomatic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: Provided further, That the limitations in this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

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

For expenses and activities of the Department of Defense whose pay is computed under the provisions of section 5332 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: Provided further, That this section shall not apply to Department of Defense foreign service national personnel serving at diplomatic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: Provided further, That the limitations in this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

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

For expenses and activities of the Department of Defense whose pay is computed under the provisions of section 5332 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: Provided further, That this section shall not apply to Department of Defense foreign service national personnel serving at diplomatic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: Provided further, That the limitations in this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

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

For expenses and activities of the Department of Defense whose pay is computed under the provisions of section 5332 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: Provided further, That this section shall not apply to Department of Defense foreign service national personnel serving at diplomatic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: Provided further, That the limitations in this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

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

For expenses and activities of the Department of Defense whose pay is computed under the provisions of section 5332 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: Provided further, That this section shall not apply to Department of Defense foreign service national personnel serving at diplomatic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: Provided further, That the limitations in this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year, unless expressly so provided herein.
(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 the total amount 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 2017: Provided, That the report shall include—

(1) a table for each appropriation with a separate column to display the President’s budget request, 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 or Defense certifies in writing to the congressional defense committees that such reprogramming or transfer is necessary as an emergency measure: 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, shall be available in such amounts as are necessary at any time for cash disbursements to be made from such funds without regard to the schedule of transfers made, and within such amounts as are necessary at any time for cash disbursements to be made from such funds without regard to the schedule of transfers made, and within such amounts as are necessary at any time for cash disbursements to be made from such funds unless the Secretary or Defense certifies in writing to the congressional defense committees that such reprogramming or transfer is necessary as an emergency measure: Provided, That the funds provided in this Act may be used for a multiyear authority contract for which economic order quantity procurement in excess of $20,000,000,000 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 $20,000,000,000,000, then the congressional defense committees have been notified at least 30 days in advance of the proposed contract award: Provided, That no part of the funds appropriated by this Act shall be available to initiate a multiyear contract for which the economic order quantity advance procurement is not funded at the time of contract award as an end item ability: Provided further, That no part of any appropriation contained in this Act shall be available to initiate a multiyear procurement contract for any aircraft engine component that the Secretary or Defense certifies in writing to the congressional defense committees that such action is beneficial for graduate medical education programs conducted at Army medical facilities located in Hawaii, that the execution of the Mentor-Protege Program may be transferred for a military education program conducted at Army medical facilities located in Hawaii, that the provision of medical services at 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 fiscal year 2017, the civilian personnel of the Department of Defense may be employed without regard to any end-strength, and the management of such personnel during that fiscal year shall not be subject to any constraint or limitation currently in effect on the number of such personnel who may be employed on the last day of such fiscal year.

(b) The fiscal year 2018 budget request for the military construction, except as alljustification material and other documentation supporting the fiscal year 2018 Department of Defense fiscal year request shall be prepared and submitted to the Congress as if subsections (a) and (b) of this provision were effective with regard to fiscal year 2018.

(c) Amended by section 1107 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–66; 10 U.S.C. 2358 note) civilian personnel at the Department of Army Science and Technology Reinvention Laboratories, established on the basis of the Table of Distribution and Allowances, and the management of the work- force associated with such laboratories in a manner consistent with the budget available with respect to such laboratories.

(d) Nothing in this section shall be con- sidered to apply to military (civilian) techni- cians.

SEC. 8013. 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 Army to support 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, 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 lo- cated: Provided further, That such local pro- curement requirements for malt beverages and wine shall apply for alcohol millions of the installation located in States which are not contiguous with an- other State: Provided further, That alcoholic beverages other than the malt beverages, in contiguous States and the District of Columbia shall be procured from the most competitive source, price and other factors considered: Provided fur- ther, That any of the funds made available by this Act shall be used in any way, directly or indirectly, to influence congressional ac- tions on any legislation or appropriation mat- ters pending before the Congress.

SEC. 8015. 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 who time spent as a full-time student is credited to- ward completion of a service commitment: Provided, That this section shall not apply to those members who have elected to take this option prior to October 1, 1987: Provided fur- ther, That this section applies only to active components of the Army.

(TRANSFER OF FUNDS)

SEC. 8016. 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-Protege Program developmental assistance agreement pursuant to section 831 of the Defense Authorization Act for Fiscal Year 1991 (Public Law 102-100; 10 U.S.C. 2392 note), as amended, under the authority of this provision or any other transfer or sale made in this Act.

SEC. 8017. None of the funds in this Act may be available for the purchase by the Department of Defense (and its departments, agencies, and entities) of weapon systems (and any corresponding products and services), or any other property, for the National Guard Reserve or the Army National Guard Reserve, that are manufactured outside the United States.

SEC. 8018. Of the amounts appropriated for “World War II Memorial Fund” in this Act, $5,000,000 shall be available to maintain competitive rates at the arsena.

SEC. 8019. None of the funds available to the Department of Defense may be used to demilitarize or dispose of M-1 Carabines, 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 component is certified by the Secretary of the Army or designee as unserviceable or unsafe for further use.

SEC. 8020. No more than $50,000 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 Department of Defense.

SEC. 8021. Of the funds made available in this Act, $15,000,000 shall be available for incentives 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 sub-contract 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 reimbursed for any purchase 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, owned and controlled by an individual or individuals defined under section 4221(9) of title 25, United States Code.

SEC. 8022. None of the funds appropriated by this Act for the Defense Media Activity shall not be used for any national or international political or propaganda activities.

SEC. 8023. During the current fiscal year, the Department of Defense is authorized to incur obligations of not more than $30,000,000 for purposes specified in section 2309(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. Of the funds made available in this Act, not less than $40,021,000 shall be available for the Civil Air Patrol Corporation, of which—

(1) $28,000,000 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 groups;

(2) $10,337,000 shall be available from “Aviation Procurement, Air Force”;

(3) $1,681,000 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. 8025. (a) None of the funds appropriated in this Act are available to establish a new Department of Defense (department) facility, development, or deployment 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 the 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 reimbursed only for expenses and per diem as authorized under the Federal Joint Travel Regulations, when engaged in performance of membership duties.

SEC. 8026. None of the funds appropriated in this Act shall for use in any Government-owned facility or procure carbon, alloy, or armor steel plate: Provided further, 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 an acquisition must be made in order to acquire capability for national security purposes.

SEC. 8027. For the purposes of this Act, the term “congressional defense committee” 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 House of Representatives, and the Subcommittee on Defense of the Committee on Appropriations of the Senate.

SEC. 8028. 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 Secretary of Defense may conduct under this section theArmy Research Laboratory, the Navy Research have a fiscal year may be used for a defense FFRDC, through a fee-for-service mechanism, for construction of new buildings not located on a military installation, for payment of subcontractors, for the purpose of Government grants, for absorption of contract overhead runs, or for certain charitable contributions, not to include employee participation in community financial activities:

(d) Notwithstanding any other provision of law, of the funds available to the department during fiscal year 2017, not more than 5,750 staff years of technical effort (staff years) may be funded for defense FFRDCs: Provided, That, of the specific amount referred to for defense FFRDCs the attending certain types of products produced in the United States that are covered by the Buy American Act with respect to such products produced in that foreign country.

SEC. 8029. (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, or has proposed to, waive the Buy American Act for certain products in that country.

(b) The Secretary of Defense shall submit to the congressional defense committees the report and cost analysis described in subsection (a) on or before the date on which the congressional defense committees receive a report on the proposed fiscal year budget of the Department of Defense.

(c) The congressional defense committees shall review the report and cost analysis submitted under subsection (b) and such committees may require additional information from the Secretary of Defense on the proposed fiscal year budget of the Department of Defense.

Provided, That the term “Buy American Act” means chapter 83 of title 41, United States Code.

SEC. 8030. During the current fiscal year, amounts contained in the Department of Defense Overseas Military Facility Investment Recovery Account established by section 2901 of the National Defense Authorization Act for Fiscal Year 1994 (Public Law 103–101; 10 U.S.C. 2877) may be obligated for the purpose of eliminating, mitigating, or counter the effects of improvised explosive devices, and, as determined by the Secretary, the effects of any other similar threats.

SEC. 8031. (a) Notwithstanding any other provision of law, none of the funds made available in this Act may be obligated or transferred to the Central Intelligence Agency for the purpose of acquiring a new inventory item for the purpose of acquiring a new inventory item for the purpose of acquiring information systems for the operations of the Central Intelligence Agency.

(b) The Secretary of Defense, in expending the appropriation, pursuant to any agreement described in subsection (a), on a case-by-case basis, may waive the limitation in paragraph (a) if the Secretary determines that the waiver is necessary for the purposes of a military department to establish or maintain a military department military department field operating agency.

Provided further, That any funds appropriated, transferred, or otherwise made available under section 8009(f)(1) of this Act may be used to establish a field operating agency.

SEC. 8032. During the current fiscal year, the Secretary of Defense may waive the Buy American Act for certain products in that country.

(b) The Secretary of Defense shall submit to the congressional defense committees a report detailing the findings of the cost analysis.

Provided, That the term “Buy American Act” means chapter 83 of title 41, United States Code.

SEC. 8033. 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.

(b) If the Secretary of Defense certifies in writing to the congressional defense committees that a person has been convicted of intentionally affixing a label bearing a “Made in America” or similar statement to a product not made in the United States and shipped to the United States, the person shall 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, of high quality, competitive, and available in a timely fashion.

SEC. 8034. Notwithstanding any other provision of law, none of the funds made available by this Act may be used to—

(1) establish a field operating agency; or

(2) purchase any military department equipment and products made in a foreign country, unless the purchase of such equipment and products is cost-competitive, of high quality, competitive, and available in a timely fashion.

(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, of high quality, competitive, and available in a timely fashion.

SEC. 8035. None of the funds made available in this Act may be used to—

(1) establish a field operating agency; or

(2) purchase any equipment and products made in a foreign country, unless the purchase of such equipment and products is cost-competitive, of high quality, competitive, and available in a timely fashion.

(c) Provided, That the term “Buy American Act” means chapter 83 of title 41, United States Code.

SEC. 8036. Notwithstanding any other provision of law, none of the funds made available in this Act may be used to—

(1) establish a field operating agency; or

(2) purchase any equipment and products made in a foreign country, unless the purchase of such equipment and products is cost-competitive, of high quality, competitive, and available in a timely fashion.

(c) Provided, That the term “Buy American Act” means chapter 83 of title 41, United States Code.

SEC. 8037. None of the funds made available in this Act may be used to—

(1) establish a field operating agency; or

(2) purchase any equipment and products made in a foreign country, unless the purchase of such equipment and products is cost-competitive, of high quality, competitive, and available in a timely fashion.

(c) Provided, That the term “Buy American Act” means chapter 83 of title 41, United States Code.

SEC. 8038. Of the funds appropriated to the Department of Defense in the National Defense Authorization Act for Fiscal Year 1994 (Public Law 103–101; 10 U.S.C. 2701 et seq.), none of the funds made available under that Act may be used to—

(1) establish a field operating agency; or

(2) purchase any equipment and products made in a foreign country, unless the purchase of such equipment and products is cost-competitive, of high quality, competitive, and available in a timely fashion.

(c) Provided, That the term “Buy American Act” means chapter 83 of title 41, United States Code.

SEC. 8039. 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.
S. Res. 8042. (a) None of the funds appropriated by this Act shall be available to con- vert to contractor performance any activity or function of the Department of Defense that—

(1) the conversion is based on the result of a public-private competition that included a most efficient and cost effective organization plan developed by such activity or function;

(2) The Competitive Sourcing Official deter- mines 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 for any amount that equals or exceeds the lesser of—

(A) 10 percent of the most efficient organi- zation’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 ad- vantage 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 work- ers 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; or

(b)(1) The Department of Defense, without regard to subsection (a) of this section or subsection (c) of section 2461 of title 10, United States Code, and notwithstanding any administrative regulation, re- quirement, or policy to the contrary shall have full authority to enter into a contract for the performance of any commercial or in- dustrial type function of the Department of Defense that—

(A) is included on the procurement list es- tablished pursuant to section 2 of the Javits- Wagner-O’Day Act (section 8503 of title 41, United States Code);

(B) 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 ac- cordance with section 108 of title 29, United States Code; or

(C) is planned to be converted to performance by a qualified firm under at least 51 per- cent ownership by an Indian tribe, as defined in section 4(e) of the Indian Self-Determi- nation 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 (31 U.S.C. 637(a)(15)).

(2) This section shall not apply to depot contracts or contracts for depot mainte- nance as provided in sections 2469 and 2474 of title 10, United States Code.

(c) The conversion of any activity or func- tion of the Department of Defense under the authority provided by this section shall be credited toward any competitive or out- sourcing goal, target, or measurement that may be established by statute, regulation, or policy and is deemed to be awarded under the Department of Defense Appropriations Acts, is sourcing of commercial activities.

S. Res. 8043. Of the funds appropriated in De- partment 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 require- ment pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended:


S. Res. 8044. None of the funds available in this Act may be used to reduce the author- ized positions for military technicians (dual status) of the Army National Guard, Air Na- tional Guard, Army Reserve and Air Force Reserve for the purpose of applying any ad- ministratively imposed civilian personnel ceiling, freeze, or reduction on military tech- nicians (dual status), unless such reductions are a direct result of a reduction in military force structure.

S. Res. 8045. None of the funds appropriated to the Department of Defense under this Act may be obligated or expended for assistance to the Democratic People’s Republic of Korea unless specifically appropriated for that purpose.

S. Res. 8046. Funds appropriated in this Act for operation and maintenance of the Mili- tary Departments, Combatant Command 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 Na- tional Guard and Reserve provide intel- lIGENCE 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 Na- tional Intelligence Program: Provided, That nothing in this section authorizes deviation from specified amounts of the Department of Defense Appropriations Act for any fiscal year for drug interdiction or counter-drug activities, except as specifically provided in an appro- priations law.

S. Res. 8047. 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.

S. Res. 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 domes- tic origin: Provided, That the Secretary of the Army may use funds made available by such procurement may waive this restriction on a case-by-case basis by certifying 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 require- ments on a timely basis and that such an acquisition must be made in order to ac- quire capability for national security pur- poses: Provided further, That this restriction shall not apply to the purchase of ‘‘commer- cial items’’, as defined in section 41, United States Code, except that the re- striction shall apply to ball or roller bear- ings purchased as end items.

S. Res. 8049. None of the funds made available by this Act may be used to retire, divest, re- align, or transfer RQ-4 Global Hawk air- craft, or to disestablish or convert units as- sociated with such aircraft.

S. Res. 8050. None of the funds made available by this Act for Evolved Expendable Launch Vehicle service competitive procurements may be used unless the competitive procure- ments are open for award to all certified pro- viders of Evolved Expendable Launch Vehi- cle-class systems: Provided, That the award shall be made to the provider that offers the best value to the government.

S. Res. 8051. In addition to the amounts ap- propriated or otherwise made available else- where in this Act, Secretary of Defense may appro- priated to the Department of Defense: Pro- vided, That upon the determination of the Secretary of Defense that it shall serve the national interest, the Secretary shall make grants in the amounts specified as follows: $20,000,000 to the United Service Organiza- tions and $24,000,000 to the Red Cross.

S. Res. 8052. None of the funds managed under this Act may be used to purchase any supercomputer which is not manufactured in the United States, unless the Secretary of Defense cer- tifies to the congressional defense commit- tees that such an acquisition must be made in order to acquire capability for national se- curity purposes that is not available from United States manufacturers.

S. Res. 8053. Notwithstanding any other pro- vision in this Act, the Small Business Inno- vation Research program and the Small Business Technology Development Act set- asides shall be taken proportionally from all programs, projects, or activities to the ex-tent they contribute to the extramural bud- get.
shall be obligated or expended to pay a con-
tractor under a contract with the Depart-
ment of Defense for costs of any amount paid by the contractor to an employee when—
(1) the contractor awards 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. 8055. During the current fiscal year, no more than $30,000,000 of appropriations made in this Act under the heading “Oper-
ation 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 for which the transferred funds were appropriated, to be used in support of such per-
sonnel in connection with support and serv-
cices for eligible organizations and activities outside the Department of Defense pursuant
to section 2012 of title 10, United States Code.

SEC. 8056. 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 1405(b) of title 31, United States Code, which has a negative unliquidated or unex-
pired balance, an obligation or an adjust-
ment of an obligation may be charged to any current appropriation account for the same pur-
pose as the expired or closed account if—
(1) the obligation would have been properly chargeable (except as to amount) to the ex-
pired or closed account before the end of the period of availability or closing of that ac-
to 2012 of title 10, United States Code.

SEC. 8057. Provided, That the proposed modification
made available for transfer to the Depart-
ment 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 pur-
poses and for the same time period as the appropriations to which the funds are trans-
ferred: 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 II of this Act, except funds provided to
procure
title IV of this Act may be used to procure
end-items for delivery to military forces for op-
erational training, operational use or in-
ventory requirements: Provided, That this re-
striction does not apply to a transfer of funds
within the National Intelligence Program:
Provided further, That the Secretary of De-
fense may waive this restriction on a case-
by-case basis to the Committee on Appropriations of the House of Representatives and the Senate that it is in the national security interest to do so.

SEC. 8059. Of the funds appropriated in
this Act, and otherwise made available by this or other
Department of Defense Appropriations Acts, for the purpose as the expired or closed account if—
(1) the obligation would have been properly chargeable (except as to amount) to the ex-
pired or closed account before the end of the period of availability or closing of that ac-
to 2012 of title 10, United States Code.

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(INCLUDING TRANSFER OF FUNDS)

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(INCLUDING TRANSFER OF FUNDS)

SEC. 8059. Of the funds appropriated in
this Act, and otherwise made available by this or other
Department of Defense Appropriations Acts, for the purpose as the expired or closed account if—
(1) the obligation would have been properly chargeable (except as to amount) to the ex-
pired or closed account before the end of the period of availability or closing of that ac-
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, construction, operation, personal services, and operations related to projects carrying out the purposes of this section: Provided further, That contracts entered into under 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. 8070. (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 F-1, R-1, and O-1 documents supporting the Department of Defense budget request;

(3) whether the National Intelligence Program appropriations are appportioned to the executive agencies; or

(4) the process by which the National Intelligence Program appropriations are allotted and disbursed.

(b) Nothing in section (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 and improved 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 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 certification to the congressional defense and intelligence committees.

SEC. 8071. In addition to amounts provided elsewhere, not less than $5,000,000 is hereby appropriated to the Department of Defense, to remain available for obligation until expended: Provided, That notwithstanding any other provision of law, funding for intelligence activities conducted under the National Security Act of 1947 (50 U.S.C. 3094) may be used for research, development, test, and evaluation activities conducted in support of intelligence activities conducted under the National Security Act of 1947 if the Secretary of Defense determines that such activities are necessary to support the intelligence activities conducted under the National Security Act of 1947.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8073. Of the amounts appropriated in this Act for the program, "Shipbuilding and Conversion, Navy", $150,274,000 shall be available until September 30, 2017, for ship building cost increases: Provided further, That funds appropriated under this heading shall be for an upper tier component to the United States Guided Missile Defense Architecture, of which $120,000,000 shall be for co-production activities of Arrow 3 Upper Tier-missiles in the United States and in Israel to meet Israel's defense requirements consistent with each nation's laws, regulations, and procedures, of which not more than $45,000,000 shall be obligated or expended until establishment of a U.S.-Israeli co-production agreement for Arrow 3 Upper Tier Project shall be for the Arrow System Improvement Program including development of a long range, ground and airborne, detection suite: Provided further, That these funds shall be available in accordance with paragraphs (a)(1)-(3).

SEC. 8074. Funds appropriated by this Act, the Secretary of the Navy shall transfer funds to the following appropriations in the amounts specified: Provided further, That these amounts are rescissions and shall be transferred at or below the OP-5 and OP-32 (as defined in the Department of Defense Financial Management Regulation) level.

SEC. 8075. None of the funds provided in this Act may be used for research, development, test, evaluation, procurement, or support of a missile defense system.

SEC. 8076. Notwithstanding any other provision of law, the funds appropriated or made available in this Act shall be available to transfer or reallocate in accordance with the provisions of the National Defense Authorization Act for Fiscal Year 2017, and the funds made available in this Act may be used for the procurement of nuclear armed interceptors of a missile defense system.

SEC. 8077. Of the funds in this Act the Secretary of Defense may, in the national interest and consistent with applicable law, adjust cost estimates of the major weapons systems deployed in support of any contingency or technological program at the Secretary of Defense's discretion.

SEC. 8078. Notwithstanding any other provision of law, the funds necessary for the construction of the National Warplane Museum in Dayton, Ohio, as authorized by the National Defense Authorization Act for Fiscal Year 2017, are hereby appropriated for the non-defense security mission.

SEC. 8080. None of the funds provided in this Act shall be used to reduce or disestablish the operation of the National Reconnaissance Program of the Air Force Reserve, if such action would reduce the WC-130 Weather Reconnaissance mission below the levels funded in this Act: Provided further, That the funds provided in this Act shall allow the National Reconnaissance Squadron to perform other missions in support of national defense and space operations.

SEC. 8081. (a) None of the funds appropriated by this Act may be used to transfer any program, activity, project, or line item to another budget account or to another Federal agency or program, except to the extent necessary to ensure that funds are made available in accordance with the provisions of the National Defense Authorization Act for Fiscal Year 2017.

(b) None of the funds provided in this Act shall be used for any purpose which is not specifically authorized by law.

SEC. 8092. Of the funds provided in this Act appropriated for the Program, "Operation and Maintenance, Defense-Wide", $600,735,000 shall be for the Israeli Coopera-
with foreign security forces: Provided, That funds made available for this purpose may be used, notwithstanding any other funding author- ities for humanitarian assistance, secu- rity cooperation, or other purposes, as Defense Appropriations Acts (including the Defense Appropriations Act for Fiscal Year 2006 (Public Law 109–161; 119 Stat. 3456), or peace- keeping operations for the countries des- ignated annually to be in violation of the standards established by the Secretary of Defense Appropriations Act of 2008 (Public Law 110–457; 22 U.S.C. 2570c–1) may be used to support any military training or operation that includes child sol- diers under the provisions of the Child Soldiers Pre- vention Act of 2008, unless such assistance is otherwise permitted under section 401 of the Child Soldiers Prevention Act of 2008.

S. 8867. Of the funds appropriated for "Operation and Maintenance, Defense-Wide", $67,500,000, to remain available until expended, shall be available, notwithstanding any other provision of law, to the Secretary of Defense acting through the Office of Economic Adjustment of the Department of Defense to make grants, conclude cooperative agreements, and supplement other Federal funds to address the need for assistance to support critical existing and enduring military installations and missions on Guam, as well as any potential Depart- ment of Defense growth, for purposes of ad- dressing the need for civilian water and wastewater improvements.

SEC. 8084. For purposes of section 1533(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. 8083. None of the funds appropriated by this Act for programs of the Office of the Director of National Intelligence shall re- main available for obligation beyond the current fiscal year, except for funds appro- priated for research and technology, which shall remain available until September 30, 2018.

SEC. 8084. For purposes of section 1533(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. 8083. None of the funds appropriated by this Act for programs of the Office of the Director of National Intelligence shall re- main available for obligation beyond the current fiscal year, except for funds appro- priated for research and technology, which shall remain available until September 30, 2018.

SEC. 8084. For purposes of section 1533(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. 8083. None of the funds appropriated by this Act for programs of the Office of the Director of National Intelligence shall re- main available for obligation beyond the current fiscal year, except for funds appro- priated for research and technology, which shall remain available until September 30, 2018.

SEC. 8084. For purposes of section 1533(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.
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 the extent of the facilities necessary to effectuate such a determination under this subsection, and shall state any alternatives considered in lieu of the determination. The relevant alternative would not avoid harm to national security interests of the United States. The Secretary of Defense shall transmit to the congressional defense committees a report containing the results of the review conducted with respect to such waiver.

SNC 8106. None of the funds made available in this Act may be used for the purchase of heavy and light armored vehicles unless such flags are treated as covered items under section 2533a(b) of title 10, United States Code. (a) Of the funds appropriated in this Act for the Department of Defense, amounts may be available, under such regulations as the Secretary of Defense may prescribe, to local military commanders appointed by the Secretary, or by an officer or employee designated by the Secretary, to determine in amounts consistent with subsection (d) of this section for damage, personal injury, or death that is incident to combat operations of the Armed Forces in a foreign country.

(b) An ex gratia payment under this section may be provided only if—

(1) The prospective payment recipient is determined by the local military commander to be friendly to the United States; and

(2) A claim for damages would not be compensated under chapter 36 of title 28, United States Code (commonly known as the “Federal Tort Claims Act”); and

(3) The property damage, personal injury, or death was not caused by action of an enemy.

(c) Nature of Payments.—Any payments provided under a program under subsection (a) shall be considered an admission or acknowledgement of any other international claims to compensate for any damage, personal injury, or death.

(d) Amount of Payments.—If the Secretary of Defense determines a program under subsection (a) to be appropriate in a particular setting, the amounts of payments, if any, to be provided to civilians determined to have suffered harm incident to combat operations of the Armed Forces under the program should be determined pursuant to regulations prescribed by the Secretary and based on an assessment, which should include such factors as cultural appropriate- ness and prevailing economic conditions.

(e) Legal Advice.—Local military commanders shall receive legal advice before making ex gratia payments under this subsection.

(f) Written Record.—A written record of any ex gratia payment offered or denied shall be kept by the local commander and on an annual basis submitted to the appropriate office in the Department of Defense as determined by the Secretary of Defense.

The Secretary of Defense shall report to the congressional defense committees on an annual basis the efficacy of the ex gratia payment program including the number of types of cases considered, the amount offered, the response from ex gratia payment recipients, and any recommended modifications to the program.

SNC 8106. 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 or to prepare to reduce the number of deployed and non-deployed strategic delivery vehicles and launchers below the levels set forth in the Fiscal Year 2012 Appropriations Act in accordance with section 1022 of the National Defense Authorization Act for Fiscal Year 2012. (INCLUDING TRANSFER OF FUNDS)
S. 8110. The Secretary of Defense shall post grant awards on a public Web site in a searchable format.

S. 8110. None of the funds made available by this Act may be used to fund the performance of a flight demonstration team at a location outside of the United States: Provided, That this prohibition applies only if a performance demonstration of such aircraft is held at or near a location within the United States was canceled during the current fiscal year due to insufficient funding.

S. 8111. None of the funds made available by this Act may be used by the National Security Agency to—

(a) 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

(b) 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.

S. 8112. 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.

S. 8113. None of the funds made available in this Act or any other Act may be used to pay the salary of any officer or employee of any Federal 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 the transfers of funds expressly provided for in Defense Appropriations Acts, or provisions of Acts providing supplemental appropriations for the Department of Defense.

S. 8114. None of the funds made available in this Act may be obligated for activities authorized under section 1206 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, individuals unless those Congressionally defense committees are notified in accordance with the direction contained in the classified annex accompanying this Act, not later than 120 days before initiating such support: Provided, That none of the funds made available in this Act may be used under section 1206 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 shall notify Congress in advance of any military operations in this section if the Secretary determines that such waiver is required by extraordinary circumstances and, by not later than 72 hours after notifying Congress of such a waiver, notify the Congressionally defense committees of such waiver:

S. 8115. None of the funds made available by this Act may be used with respect to Iraq by the Department of Defense to—

(a) construct or modify property, equipment, or facilities; or

(b) acquire, transfer, or provide property, equipment, or facilities.

S. 8116. None of the funds made available by this Act may be used to divest, retire, transfer, or place in storage or on backup aircraft inventory status, or prepare to divest, retire, transfer, or place in storage or on backup aircraft inventory status, any A–10 aircraft, or any fixed-wing aircraft in the active or reserve component associated with such aircraft.

S. 8117. None of the funds provided in this Act for “Operation and Maintenance, Army” is hereby reduced by $366,000,000 to reflect excess cash balances in Department of Defense Working Capital Funds.

S. 8118. Notwithstanding any other provision of this Act, to reflect savings due to lower than anticipated fuel costs, the total amount appropriated in title II of this Act is hereby reduced by $2,768,000,000.

S. 8119. None of the funds made available by this Act may be used to divest, retire, transfer, or place in storage or on backup aircraft inventory status, or prepare to divest, retire, transfer, or place in storage or on backup aircraft inventory status, any KC–10 aircraft.

S. 8120. None of the funds made available by this Act may be used to divert or retire, or to prepare to divert or retire, KC–10 aircraft.

S. 8121. None of the funds made available by this Act may be used to divert, retire, transfer, or place in storage or on backup aircraft inventory status, or prepare to divest, retire, transfer, or place in storage or on backup aircraft inventory status, any EC–130H aircraft.

S. 8122. 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, 1.4a and 1.4b).

S. 8123. None of the funds made available by this Act may be used to support, plan for, or execute a new or additional Base Realignment and Closure (BRAC) round.

S. 8124. Of the amounts appropriated in this Act for “Operation and Maintenance, Navy”, $942,764,000, to remain available until expended, may be used for purposes related to the National Defense Reserve Fleet Establishment under the Merchant Marine Act of 1936 (46 U.S.C. 4003;” Provided, That such amounts are available for reimbursement 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.

(INCLUDING TRANSFER OF FUNDS)

S. 8125. Of the amounts appropriated in this Act, the Secretary of Defense may use up to $20,000,000 under the heading “Operation and Maintenance, Defense-Wide”, and up to $57,000,000 under the heading “Research, Development, Test and Evaluation, Defense-Wide” to develop, replace, and sustain security surveillance, training, and outbreak response capabilities for the Department of Defense, and employees of the Department of Defense, and entitled to and merged with any appropriation transferred to and merged with any appropriation of the Department of Defense for activities related to the Zika virus in order to provide health support for the full range of military operations and sustain the health of the members of the Armed Forces, civilian employees of the Department of Defense, and their families, to include: research and development, disease surveillance, vaccine development, rapid detection, vector controls and surveillance, travel and health response: Provided, That the authority provided in this section is subject to the same term and conditions as the authority provided in section 8008 of this Act.

S. 8128. Additional readiness funds made available in title II of this Act for “Operation and Maintenance, Army”, “Operation and Maintenance, Navy”, “Operation and Maintenance, Maritime Administration and Maintenance, Air Force” may be transferred to and merged with any appropriation of the Department of Defense for activities related to the Zika virus in order to provide health support for the full range of military operations and sustain the health of the members of the Armed Forces, civilian employees of the Department of Defense, and their families, to include: research and development, disease surveillance, vaccine development, rapid detection, vector controls and surveillance, travel and health response: Provided, That the authority provided in this section is subject to the same term and conditions as the authority provided in section 8008 of this Act.

S. 8129. (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 the Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecutions, or adjudication activities, or for any activity necessary for the national defense, including intelligence activities.

(RESOLUTION)


(b) Any unobligated balances in the Ship Modernization, Operations and Sustainment Fund effective the date of the enactment of this Act are hereby rescinded.

S. 8131. None of the funds made available by this Act may be used to provide arms, training, or other assistance to the Azeri Battalion.

S. 8132. Notwithstanding any other provision of law, any transfer of funds appropriated or otherwise made available by this Act to the Global Engagement Center pursuant to section 1287 of the National Defense Authorization Act for Fiscal Year 2017 (Pub- lic Law 114–328) shall be made in accordance with section 8005 or 9002 of this Act, as applicable.

S. 8133. No amounts credited or other- wise made available in this or any other Act to the Department of Defense Acquisition Workforce Development Fund 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. 2304 note) or

For an additional amount for “Military Personnel, Army”, $1,948,648,000: 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, AIR FORCE
For an additional amount for “Reserve Personnel, Air Force”, $20,535,000: 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.

For an additional amount for “National Guard Personnel, Air Force”, $196,472,000: 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”, $196,472,000: 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
For an additional amount for “Operation and Maintenance, Army”, $15,693,068,000: 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.

For an additional amount for “Operation and Maintenance, Air Force”, $1,607,259,000: 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.

For an additional amount for “Operation and Maintenance, Navy”, $7,867,349,000: 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.

For an additional amount for “Operation and Maintenance, Marine Corps”, $1,607,259,000: 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.

For an additional amount for “Operation and Maintenance, Air Force”, $10,556,568,000: 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.

For an additional amount for “Operation and Maintenance, Navy”, $5,388,000: 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.

For an additional amount for “Operation and Maintenance, Marine Corps”, $38,879,000: 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.

For an additional amount for “Operation and Maintenance, Air Force Reserve”, $20,000: 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.

For an additional amount for “Operation and Maintenance, Navy Reserve”, $20,000: 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.

For an additional amount for “Operation and Maintenance, Marine Corps Reserve”, $20,000: 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.

For an additional amount for “Operation and Maintenance, Air Force Reserve”, $20,000: 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.

For an additional amount for “Operation and Maintenance, Navy Reserve”, $20,000: 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.

For an additional amount for “Operation and Maintenance, Marine Corps Reserve”, $20,000: 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.

For an additional amount for “Operation and Maintenance, Air Force Reserve”, $20,000: 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.
$57,596,000: Provided. That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

OPERATION AND MAINTENANCE, ARMY

For an additional amount for “Operation and Maintenance, Army National Guard”, $127,035,000: 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”, $20,000,000: Provided. That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

AFGHANISTAN SECURITY FORCES FUND

For the “Afghanistan Security Forces Fund”, $4,262,715,000, provided in this section: Provided further, That of the amount provided in this section, $20,000,000,000: 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)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.:

COUNTER-ISIL TRAIN AND EQUIP FUND

For the “Counter-Islamic State of Iraq and the Levant (ISIL) Train and Equip Fund”, $980,000,000, to remain available until September 30, 2018: Provided. That such funds shall be available to the Secretary of Defense for expenditures for services provided in this Act for fiscal year 2017.

AIRCRAFT PROCUREMENT, ARMY

For an additional amount for “Aircraft Procurement, Army”, $913,071,000, to remain available until September 30, 2019: 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”, $317,000,000, to remain available until September 30, 2019: Provided. That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT OF WEAPONS AND TRUCKED COMBAT VEHICLES, ARMY

For an additional amount for “Procurement of Weapons and Tracked Combat Vehicles, Army”, $365,944,000, to remain available until September 30, 2019: Provided. That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

PROCUREMENT OF AMMUNITION, ARMY

For an additional amount for “Procurement of Ammunition, Army”, $200,670,000, to
remain available until September 30, 2019: 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", $1,343,016,000, to remain available until September 30, 2019: 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", $987,950,000, to remain available until September 30, 2019: 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", $8,400,000, to remain available until September 30, 2019: 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.

PROCURMENT, DEFENSE-WIDE
For an additional amount for "Procurement, Defense-Wide", $244,184,000, to remain available until September 30, 2019: 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, $750,000,000, to remain available for obligation until September 30, 2019: Provided, That the Chiefs of National Guard and Reserve Component are authorized to make purchases that 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, ordnance, 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.

OTHER PROCUREMENT, NAVY
For an additional amount for "Other Procurement, Navy", $70,766,000, to remain available until September 30, 2019: 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.

PROCURMENT, MARINE CORPS
For an additional amount for "Procurement, Marine Corps", $128,919,000, to remain available until September 30, 2019: 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.

PROCURMENT, AIR FORCE
For an additional amount for "Air Force Procurement, Air Force", $927,249,000, to remain available until September 30, 2019: 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", $325,095,000, to remain available until September 30, 2019: 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, ARMY
For an additional amount for "Research, Development, Test and Evaluation, Army", $100,522,000, to remain available until September 30, 2019: 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", $78,323,000, to remain available until September 30, 2018: 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", $67,966,000, to remain available until September 30, 2018: 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.

JOINT IMPROVISED-THREAT DEFEAT FUND
For an additional amount for "Joint Improvised-Threat Defeat Fund", $339,472,000, to remain available until September 30, 2019: Provided, That such funds shall be available to the Secretary of Defense, notwithstanding any other provision of law, for the purpose of allowing the Director of the Joint Improvised-Threat Defeat Organization to investigate, develop and procure weapons, equipment, supplies, services, training, facilities, personnel and funds to assist United States forces in the defeat of improvised explosive devices: Provided further, That the Secretary of Defense is authorized to transfer funds provided herein to appropriations for military personnel; operation and maintenance; procurement; research, development, test and evaluation; and defense working capital funds to accomplish the purpose provided herein: Provided further, That this transfer authority is in addition to any other transfer authority authorized by the Department of Defense: Provided further, That the Secretary of Defense shall, not fewer than 5 days prior to making transfers from this appropriation, notify the congressional defense committees in writing of the details of any such transfer: 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.

OFFICE OF THE INSPECTOR GENERAL
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 available for the Department of Defense for fiscal year 2017.

SEC. 9002. Upon the determination of the Secretary of Defense that such action is necessary in the national interest, the Secretary, with the approval of the Office of Management and Budget, may transfer up to $2,500,000,000 between the appropriations or funds made available pursuant to the authority provided in this title: Provided, That the Secretary shall notify the Congress promptly of any transfer made pursuant to the authority in this section or under any other provision of law for the purposes described herein.

SEC. 9003. In any case where funds made available in this title are used for the construction of a project (including any ancillary or related project) executed under this authority, each transfer made pursuant to the authority provided in this section or under any other provision of law shall be reported to the congressional defense committees a written notice containing each of the following:

1. The location, nature and purpose of the proposed project, including the agreement with the contractor(s) pertaining to the project.
2. A budget, implementation timeline with milestones, and completion date for the proposed project, including any other CERP funding that has been or is anticipated to be contributed to the project.
3. A plan for the sustainment of the proposed project, including the agreement with the contractor(s) pertaining to the project.

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. (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. 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 units of the Armed Forces of the United States; and to any contractor, subcontractor, or third-party contractor to provide the services of any equipment or facilities to be provided through the proposed project.

SEC. 9007. None of the funds appropriated or otherwise made available by this Act for the purpose of providing for the permanent stationing of United States Armed Forces in Iraq 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.

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 by the United Nations:

1. The United Nations Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (done at New York on December 10, 1984).

2. Section 2340A of title 18, United States Code.


SEC. 9009. None of the funds provided for the “Afghanistan Security Forces Fund” (ASFF) shall be obligated or expended by the Army for the purpose of providing for the permanent stationing of United States Armed Forces in Afghanistan.

SEC. 9010. None of the funds provided for the “Afghanistan Security Forces Fund” (ASFF), or any other provision of law, to support United States Government transition activities in Iraq by funding the operations and activities of the Office of Security Cooperation in Iraq and security assistance teams, including life support, transportation and personal security, and facilities renovation and construction, and site cleanup activities prior to the transition of forces to the Government of Iraq and the Levant: Provided, That the Secretary of Defense shall provide quarterly reports to the congressional defense committees regarding support provided under this section.

SEC. 9011. From funds made available to the Department of Defense in this title under the heading “Operation and Maintenance, Air Force”, up to $60,000,000 may be used by the Secretary of Defense, notwithstanding any other provision of law, to support United States Government transition activities in Iraq by funding the operations and activities of the Office of Security Cooperation in Iraq for the purpose of enabling military and civilian personnel of the Army, and other logistics and support personnel to work in support of Iraqi Ministry of Defense and Counter Terrorism Service personnel in an institutional environment to address capability gaps, integrate processes relating to logistics, air transport, hubbing, and sealift, and other logistical support to allied forces participating in a combined operations mission with the armed forces of the United States and coalition forces supporting military and stability operations in Afghanistan.

SEC. 9012. Up to $500,000,000 of funds appropriated, to remain available until September 30, 2018: Provided, That such funds are designated by the Congress for the purposes described herein.

SEC. 9013. None of the funds made available by this Act for the Department of Defense for fiscal year 2017, to existing or new contracts for the sale of defense articles or defense services consistent with the authority provided by the Afghan Security Forces Fund Act (22 U.S.C. 2751 et seq.) is hereby appropriated, to remain available until September 30, 2017, to support the operations and activities of the Office of Security Cooperation in Iraq at each site where such operations and activities will be conducted during fiscal year 2017: Provided further, That amounts made available by this Act shall only be spent in accordance with the direction of the Secretary of Defense for the purpose of providing funds for such assistance, or for the purpose of providing funds for training and equipment necessary for such assistance Initiative”, $150,000,000 is hereby appropriated, to remain available until September 30, 2017: Provided, That the AROC must approve the request and the request is in the best interest of the United States; Provided further, That amounts made available by this Act shall only be spent in accordance with the direction of the Secretary of Defense for the purpose of providing funds for such assistance.
shall be available to the Secretary of Defense, in coordination with the Secretary of State, to provide assistance, including training; equipment; lethal weapons of a defensive nature; supplies; and other defense items; sustainment; and intelligence support to the military and national security forces of Ukraine, and for replacement of any weapons or equipment 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 provided under this heading, notify the congressional defense committees in writing of the details of any such proposed transfer of equipment to the United States that may accept equipment procured using funds provided under this heading in this or prior Acts that was transferred to the Ukraine, the security forces of Ukraine, or Lashkar Gah returned by such forces to the United States: Provided further, That equipment procured using funds provided under this heading in this or prior Acts that was 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 amounts made available by this section are 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.

SEC. 9015. 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 9014 of this Act.

Amounts made available by this Act under section 9014 for “Assistance and Sustainment to the Military and National Security Forces of Ukraine” may be used to procure or transfer man-portable air defense systems.

SEC. 9017. (a) None of the funds appropriated or otherwise made available by this Act under the heading “Operation and Maintenance, Defense-Wide” for payments under section 1239 of Public Law 110–181 for reimbursement of the Government of Pakistan for the purchase of medium lift aircraft in the inventory of the United States shall be available unless the Secretary of Defense, in coordination with the Secretary of State, certifies to the congressional defense committees that the Government of Pakistan is: (1) cooperating with the United States in counterterrorism efforts against the Haqqani Network and senior leadership of the Haqqani Network in Afghanistan, Pakistan, and other countries; (2) not supporting terrorist activities against United States or coalition forces in Afghanistan, Pakistan, and other countries; (3) dismantling improvised explosive device (IED) networks and interdicting precursor chemicals used in the manufacture of IEDs; (4) preventing the proliferation of nuclear-related material and expertise; (5) implementing policies to protect judicial independence and the rule of law; (6) issuing visas in a timely manner for United States visitors engaged in counterterrorism efforts and assistance programs in Pakistan; (7) providing humanitarian organizations access to detainees, internally displaced persons, and other Pakistani civilians affected by the conflict.

(b) The Secretary of Defense, in coordination with the Secretary of State, may waive any case-by-case basis certifying in writing to the congressional defense committees that it is in the national security interest to do so: Provided, That if the Secretary of Defense, in coordination with the Secretary of State, exercises such waiver authority, the Secretary shall report to the congressional defense committees on both the justification for the waiver and on the requirements of this section that the Government of Pakistan will meet: Provided further, That such report may be submitted in classified form if necessary.

(INCLUDING TRANSFER OF FUNDS)

SEC. 9018. In addition to amounts otherwise made available in this Act, $500,000,000 is hereby appropriated to the Department of Defense and made available for transfer only to the operation and maintenance, military personnel, and procurement accounts, to improve the intelligence, surveillance, and reconnaissance capabilities of the Department of Defense: Provided, That the amounts provided in addition to any other transfer authority provided elsewhere in this Act: Provided further, That not later than 30 days prior to exercising the transfer authority provided in this section, the Secretary of Defense shall submit a report to the congressional defense committees on the proposed uses of these funds: Provided further, That the amounts made available by this section may not be transferred to any program, project, or activity specifically limited or denied by this Act: Provided further, That any such amounts made available by this section are 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: Provided further, That the authority to provide funding under this section shall terminate on September 30, 2017.

SEC. 9019. None of the funds made available by this Act may be used to respect with Syria in contravention of the War Powers Resolution: Provided, That any amounts made available by this section are 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: Provided further, That the authority to provide funding under this section shall terminate on September 30, 2017.

SEC. 9020. None of the funds in this Act may be available for the transfer of additional C–130 cargo aircraft to the Afghan National Security Forces or the Afghan Air Force until the Department of Defense provides a report to the congressional defense committees of the Afghan National Security Forces or the Afghan Air Force’s medium airlift requirements. That report shall include the Afghan National Security Forces or the Afghan Air Force’s medium current airlift capacity.

(RECISIONS)

SEC. 9021. 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 shall be available to 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, DSCA Coalition Support Fund”, 2016, $200,000,000; “Counterterrorism Partnerships Fund”, 2016, $169,000,000; “Afghanistan Security Forces Fund”, 2016, $169,000,000; “Other Procurement, Air Force”, 2016, $169,000,000.

(RECISIONS)

SEC. 9022. 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 shall be available to 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”, $1,566,272,000: 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”, $650,951,000: 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”, $3,208,000: 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”, $115,999,000: 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”, $57,868,000: 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”, $23,000,000: 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.

COUNTER-ISIL, TRAIN AND EQUIP FUND
For an additional amount for the “Counter-Islamic State of Iraq and the Levant Train and Equip Fund”, $626,400,000, to remain available until September 30, 2018: Provided, That such amounts shall not be obligated and expended until 15 days after the President submits a plan in accordance with section 10005 of this Act: Provided further, That such amount shall be transferred to the counter-terrorism reserve account, operation and maintenance accounts, procurement accounts, and working capital fund accounts: Provided further, That such amount shall be available until September 30, 2019: Provided further, That the funds transferred to the counter-terrorism reserve account shall remain available until September 30, 2019: Provided further, That such amount shall be available for the purposes of Counter-terrorism Reserve Fund, for expenses directly relating to overseas contingency operations by United States military forces, to remain available until September 30, 2019: Provided further, That of the funds made available in this section, the Secretary of Defense may transfer these funds only to military personnel accounts, operation and maintenance accounts, procurement accounts, and working capital fund accounts: Provided further, That such amount shall remain available until September 30, 2019.

AIRCRAFT PROCUREMENT, ARMY
For an additional amount for “Aircraft Procurement, Army”, $315,784,000, to remain available until September 30, 2019: 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, ARMY
For an additional amount for “Missile Procurement, Army”, $579,754,000, to remain available until September 30, 2019: 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”, $1,610,000,000, for the “Counter-Islamic State of Iraq and the Levant 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”, $61,218,000, to remain available until September 30, 2019: 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”, $151,257,000, to remain available until September 30, 2019: 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”, $303,199,000, to remain available until September 30, 2019: 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”, $151,257,000, to remain available until September 30, 2019: 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”, $212,260,000, to remain available until September 30, 2019: 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”, $856,620,000, to remain available until September 30, 2019: 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.

SPACE PROCUREMENT, AIR FORCE
For an additional amount for “Space Procurement, Air Force”, $19,980,000, to remain available until September 30, 2019: 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”, $70,000,000, to remain available until September 30, 2019: 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”, $1,535,261,000, to remain available until September 30, 2019: 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, DEFENSE-WIDE
For an additional amount for “Procurement, Defense-Wide”, $510,635,000, to remain available until September 30, 2019: 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.
For an additional amount for "Research, Development, Test and Evaluation, Army", $163,194,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for "Research, Development, Test and Evaluation, Navy", $248,214,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for "Research, Development, Test and Evaluation, Air Force", $297,300,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for "Research, Development, Test and Evaluation, Defense-Wide", $279,185,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for "Operational Test and Evaluation, Defense", $2,725,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

$2,476,200,000 shall not be obligated or expended until 15 days after the President provides the appropriate committees a report on the United States strategy for the defeat of the Islamic State of Iraq and al Sham.

Such report, which may include a classified annex, shall include, at a minimum, the following—

(1) a description of the objectives of the United States to defeat the Islamic State of Iraq and al Sham, including the desired end states in Iraq and Syria to achieve such objectives;

(2) a description of the roles and responsibilities of the Department of Defense in the strategy, the regions covered by the strategy, and the specific allies and coalition partners required to carry out the strategy, including the expected lines of effort of such coalition;

(3) a description of the roles and responsibilities of the Department of State in the strategy, the diplomatic and regional engagement necessary to achieve the objectives of the strategy, to include plans for stabilizing territory formerly held by the Islamic State of Iraq and al Sham;

(4) an estimate of the resources required to undertake the strategy, and a description of the plan for the use of funds provided in this Act to implement the strategy;

(5) a description of the benchmarks to be used to monitor progress and achieve the objectives of the strategy; and

(6) an assessment of how the actions of the Government of Syria and other state and non-state actors in the region may impact the ability to achieve the objectives of the strategy.

Not more than 90 days after the initial report, and every 90 days thereafter, the Secretary of Defense and the Secretary of State shall submit to the appropriate congressional committees an update of the progress toward the benchmarks established in the initial report, and if applicable, a description of any changes to the objectives of the strategy.

For purposes of this section, the term "appropriately classified" means—

(1) the Committee on Armed Services, the Committee on Foreign Affairs, the Permanent Select Committee on Intelligence, and the Committee on Appropriations of the House of Representatives;

(2) the Committee on Armed Services, the Select Committee on Intelligence, and the Committee on Appropriations of the Senate.

SEC. 10006. (a) Not later than 90 days after the date of enactment of this Act, the President shall transmit a report to the appropriate congressional committees describing a strategy for Syria.

(b) Such report, which may include a classified annex, shall include, at a minimum, the following—

(1) a description of the United States political and military objectives regarding the Government of Syria;

(2) a description of United States and multilateral efforts to address the needs of civilians affected by the conflict in Syria, to include efforts to protect the civilian population from the use of chemical weapons and the deliberate targeting of civilians by the Government of Syria;

(3) a description of the efforts of the United States to engage regional and international partners in support of such objectives; and

(4) a description of the efforts undertaken by the relevant agencies to achieve such objectives.

For purposes of this section, the term "appropriate congressional committees" means—

(1) the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Appropriations of the House of Representatives;

(2) the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Appropriations of the Senate.

DIVISION D—ENERGY AND WATER DEVELOPMENT AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

TITLES 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 the Government of Syria, and for the 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 resutydy of authorized projects; and for miscellaneous investigative activities.
investigations, and, when authorized by law, surveys and detailed studies, and plans and specifications of projects prior to construction, $121,000,000, to remain available until expended.

Provided: That the Secretary may not deviate from 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 the Secretary, said studies and plans and specifications, shall not constitute a commitment of the Government to construction;

$1,676,000,000, 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 Disposal Facilities program, as provided by the Department of Interior, $1,000,000, to remain available until expended, 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 fiscal quarter of the fiscal year and shall be available for use by the Corps 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 to a field operating activity 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, $200,000,000, to remain available until September 30, 2018.

FORMERLY UTILIZED SITES REMEDIATION ACTION PROGRAM

For expenses necessary to clean up contamination in the United States resulting from work performed as part of the Nation’s early atomic energy program, $112,000,000, 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, $32,000,000, 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 manage- ment and coordination and the costs of the headquarters Army Corps of Engineers Engineering Support Center, the Institute for Water Resources, the United States Army Engineer Research and Development Center, and the Headquarters Army Corps of Engineers Finance Center allocable to the civil works program, $181,000,000, to remain available until September 30, 2018, of which not to exceed $50,000,000 shall be 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 for the specific purpose 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

For the Office of the Assistant Secretary of the Army for Civil Works as authorized by 10 U.S.C. 267(f), $17,200,000, to remain available until September 30, 2018: 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 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 consoli- dated Act)) to specific programs, projects, or activities.

GENERAL PROVISIONS—CORPS OF ENGINEERS—CIVIL (INCLUDING TRANSFER 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 2017, shall be available for obligations or expenditures through a reprogram- ming activity:

(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 House and Senate Committees on Appropriations;

(4) proposes to use funds directed for a spe- cific program, project, or activity for another program, project, or activity;

(5) augments or reduces existing programs, projects, or activities funded under this title by more than 10 percent of the amounts contained in paragraphs (6) through (10), unless prior approval is received from the House and Senate Committees on Appropriations;

(6) INVESTIGATIONS.—For a base level over $100,000,000, 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 $100,000,000, the reprogramming limit is $25,000: Provided further, That up to $25,000 may be reprogrammed into any project, study or activity for which an efficiency judgment was made by the House and Senate Committees on Appropriations;

(7) CONSTRUCTION.—For a base level over $2,000,000,000, reprogramming of 15 percent of the base amount up to a limit of $1,000,000 per project, study or activity is allowed: Provided, That, for a base level less than $2,000,000,000, the reprogramming limit is $300,000: Provided further, That up to $300,000 may be reprogrammed for settling contractor claims, unexpected conditions, or real estate de- ficiency 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.

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(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 and the House and Senate Appropriations Committees on Appropriations of these emergency actions as soon thereafter as practicable: 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; and (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) MINUS REPROGRAMMINGS.—In no case should a reprogramming for less than $50,000 be submitted to the House and Senate Committees on Appropriations, if applicable, and the fiscal year enacted, level over $1,000,000, reprogramming of 15 percent appropriated for that program, project and activity that did not receive an appropriation under this heading: Provided further, That none of the funds made available in this or any other Act making appropriations for Energy and Water Development for any fiscal year may be used by the Corps of Engineers during the fiscal year ending September 30, 2017, to develop, adopt, implement, administer, or enforce any change to the terms and conditions of any grant, contract, or cooperative agreement entered into with any State or tribe for which the funds were contributed: Provided further, That none of the funds made available under this heading may be used for the construction, operation, or maintenance of facilities that may be used for high-priority projects if the funds were contributed under 43 U.S.C. 397a to be used for high-priority projects which shall be determined by the Secretary of the Army, through the Chief of Engineers, as authorized by 16 U.S.C. 1706.

CENral valley Project Restoration Fund

For carrying out the programs, projects, plans, habitat restoration, improvement, and acquisition provisions of the Central Valley Project Improvement Act, $55,000,000, to be derived from such sums as may be collected in the Central Valley Project Restoration Fund pursuant to sections 3407(d), 3409(c)(3), and 3855(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 contributions for the Central Valley Project Improvement Act 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 lease of land for in-stream purposes if the water is already committed to in-stream purposes by a court adopted decree or order.

CAlifornia and delta Restoration

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, $30,000,000, to remain available until expended, of which $1,350,000 shall be deposited into the Utah Reclamation Mitigation and Conservation Account for use by the Utah Reclamation Mitigation and Conservation Commission: Provided, That the amount provided under this heading: $1,350,000 shall be available until September 30, 2018, for expenditures necessary in carrying out the requirements of the reclamation and related functions in the Office of Management, to remain available until September 30, 2018, $59,000,000, to be derived from such sums as may be derived from such sums as may be collected in the Central Valley Project Restoration Fund pursuant to sections 3407(d), 3409(c)(3), and 3855(f) of Public Law 102–575, to remain available until expended: Provided, That none of the funds made available in this title may be used for any acquisition of property for any fiscal year may be used by the Corps of Engineers during the fiscal year ending September 30, 2017, to develop, adopt, implement, administer, or enforce any change to the terms and conditions of any grant, contract, or cooperative agreement entered into with any State or tribe for which the funds were contributed: Provided further, That none of the funds made available under this heading may be used for the construction, operation, or maintenance of facilities that may be used for high-priority projects if the funds were contributed under 43 U.S.C. 397a to be used for high-priority projects which shall be determined by the Secretary of the Army, through the Chief of Engineers, as authorized by 16 U.S.C. 1706.

CENTrAl utah Project

DEPARTMENT OF THE INTERIOR

CENTRAL UTAH PROJECT

For carrying out activities authorized by the Central Utah Project Completion Act, $38,000,000, to remain available until expended, of which $1,300,000 shall be deposited into the Utah Reclamation Mitigation and Conservation Account for use by the Utah Reclamation Mitigation and Conservation Commission: Provided, That the amount provided under this heading, $1,300,000 shall be available until September 30, 2018, for expenditures necessary in carrying out the requirements of the reclamation and related functions in the Office of Management, to remain available until September 30, 2018, $10,500,000, to remain available until expended: Provided, That funds contributed under 43 U.S.C. 395 for which the funds were contributed may be used to carry out any program activities that can 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 implementation management: Provided further, That CALFED implementation shall be carried out in a balanced manner with clear performance measures demonstrating concur- rent 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 five regions of the Bureau of Reclamation, to remain available until September 30, 2018, $59,000,000, to be derived from the Reclamation Fund and nonreimbursable funds provided in 43 U.S.C. 395, to remain available until expended: 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 on the CENTRAL UPRARIOALS—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 prior or subsequent appropriations or entities funded in title II of this Act for Water and Related Resources that remain
available for obligation or expenditure in fiscal year 2017, 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 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 the House of Representatives and the Senate;

4. restarts or resumes any program, project, or activity for which funds are not provided unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate;

5. transfers funds in excess of the following limits, unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate:

   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) 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 $450,000 from either the Fish and Wildlife Management 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 the House of Representatives and the Senate;

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, in excess of amounts due to the rate of operations, and real estate deficiency judgments, unless prior approval is received from the Committees on Appropriations of the House of Representatives and the Senate;

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 the House of Representatives and the Senate 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 or to construct or operate the San Luis Unit until development by the Secretary of the Interior, the State of California, and the United States relating to, or provided in, the San Joaquin Valley Drainage Program, February 1995, prepared by the Department of the Interior, Bureau of Reclamation. Any future obligations of funds by the Secretary of the Interior, or programs or projects 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 law.

(b) Subsection (a)(5) shall not apply to any program, project, or activity in 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 the House of Representatives and the Senate.

(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 the House of Representatives and the Senate 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. 203. Section 205(2) of division D of Public Law 114-113 is amended by striking "2016" and inserting "2017".

TITLE III
DEPARTMENT OF ENERGY
ENERGY PROGRAMS

ENERGY EFFICIENCY AND RENEWABLE ENERGY
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, $122,000,000, to remain available until expended:

Provided, That such amount, $153,000,000 shall be available until September 30, 2018, for program direction.

ELECTRICITY DELIVERY AND ENERGY RELIABILITY
For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for electricity delivery and energy reliability 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, $247,000,000, to remain available until expended:

Provided, That such amount, $28,500,000 shall be available until September 30, 2018, 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 and the purchase of no more than three emergency service vehicles for replacement only, $2,105,115,000, to remain available until expended:

Provided, That such amount, $80,000,000 shall be available until September 30, 2018, 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 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), $618,000,000, to remain available until expended. Of such amount, $60,000,000 shall be available until September 30, 2018, for program direction: Provided further, that in addition, $50,000,000, to remain available until expended, shall be for the transformational coal technologies pilot program described in the explanatory statement in section 4 (and other preceding division A of this consolidated Act).

NAVAL PETROLEUM AND OIL SHALE RESERVES
For Department of Energy expenses necessary to carry out naval petroleum and oil shale reserve activities, $233,000,000, 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.), $223,000,000, to remain available until expended: Provided, That the proceeds from the drawdown and sale under section 159 of the Continuing Appropriations Act, 2017 (division C of Public Law 114-223), as amended by the Further Continuing and Supplemental Appropriations Act, 2017 (Public Law 114-254), which have been or will be deposited into the “Energy Security and Infrastructure Modernization Fund” during fiscal year 2017 shall be made available and shall remain available until expended for necessary expenses in carrying out the Life Extension II project for the Strategic Petroleum Reserve.

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, $122,000,000, 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 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 any real property or any facility for plant or facility acquisition, construction, or expansion, $247,000,000, to remain available until expended.

URANIUM ENRICHMENT DECOMMISSIONING 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 1946, and title X, subtitle A, of the Energy Policy Act of 1992, $768,000,000, to be derived from uranium enrichment decommissioning and Decommissioning Fund, to remain available until expended, of which $3,000,000 shall be available in accordance with title X, subtitle A, of the Energy Policy Act of 1992.
U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or facility or for plant or facility acquisition, construction, or expansion, and purchase of not more than 17 passenger motor vehicles for replacement only, including one ambulance and one bus, $5,392,000,000, to remain available until expended: Provided, That of such amount, $50,000,000 shall be available until September 30, 2018, for program direction: Provided further, That of such amount, $50,000,000 shall be available for the Advanced Technology Vehicles Manufacturing Act of 1974 (2 U.S.C. 661a): Provided further, That of the subsidy amounts provided by section 1425 of the Department of Defense and Full-Year Continuing Appropriations Act, 2011 (Public Law 112-152), $246,000,000, to remain available until September 30, 2018, for program direction: Provided further, That of such amount, $50,000,000 shall be available until September 30, 2018, for program direction: Provided further, That of such amount, $182,000,000 shall be available until expended: Provided, That such amounts may be rescinded from amounts that were apportioned in Category C (defined in section 120 of Office of Management and Budget Circular No. A-11), $19,128,000 is hereby rescinded: Provided further, That of the amount provided under this heading that were apportioned in Category C (defined in section 120 of Office of Management and Budget Circular No. A-11), $97,118,000 shall be available until September 30, 2018, for program direction: Provided further, That of the unobligated balances from prior year appropriations available under this heading that were apportioned in Category C (defined in section 120 of Office of Management and Budget Circular No. A-11), $9,318,093,000, to remain available until September 30, 2018, for program direction, or expansion, $1,420,120,000, to remain available until September 30, 2018, for program direction: Provided further, That of the obligated balances from prior year appropriations available under this heading, $6,400,000 is hereby rescinded: Provided further, That of the unobligated balances from prior year appropriations available under this heading, $9,424,000, to remain available until September 30, 2018, for program direction: Provided further, That of the amount made available in the explanatory statement described in division A of this consolidated Act for the Office of Indian Energy Policy and Program shall remain available until September 30, 2022.

OFFICE OF THE INSPECTOR GENERAL


ATOMIC ENERGY DEFENSE ACTIVITIES NATIONAL NUCLEAR SECURITY ADMINISTRATION

NATIONAL NUCLEAR SECURITY ADMINISTRATION (INCLUDING RESCISSION OF FUNDS)

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other real or personal expenses necessary for defense nuclear nonproliferation activities, in carrying out the purposes of the Department of Energy Organization Act (2 U.S.C. 7101 et seq.), including the acquisition of condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, $1,902,000,000, to remain available until expended: Provided, That of such amount, $64,126,000 is hereby rescinded: Provided further, That the amount made available to the Department of Energy Organization Act of 2005 which are not otherwise appropriated, to remain available until September 30, 2018, for program direction: Provided further, That of the amount made available in the explanatory statement described in division A of this consolidated Act for the Office of Indian Energy Policy and Program shall remain available until September 30, 2022.

DEFENSE NUCLEAR NONPROLIFERATION (INCLUDING RESCISSION OF FUNDS)

For Department of Energy expenses, including the purchase, construction, and acquisition of plant and capital equipment and other expenses necessary for defense nuclear nonproliferation activities, in carrying out the purposes of the Department of Energy Organization Act (2 U.S.C. 7101 et seq.), including the acquisition of condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, $1,902,000,000, to remain available until expended: Provided, That of such amount, $64,126,000 is hereby rescinded: Provided further, That of the amount provided...
under this heading, $28,800,000 shall be available for the purpose of a payment by the Secretary of Energy to the State of New Mexico for road improvements in accordance with section 3 of the Plant Land Withdrawal Act (Public Law 102–570): Provided further, That the amount made available by the previous proviso shall be transferred to the Defense Environments for Department of Energy contributions for uranium enrichment decontamination and decommissioning activities, $363,000,000, to be deposited into the Defense Environmental Cleanup account which shall be transferred to the “Uranium Enrichment Decontamination and Decommissioning Fund”.

**DEFENSE URANIUM ENRICHMENT DECONTAMINATION AND DECOMMISSIONING (INCLUDING TRANSFER OF FUNDS):**

For an additional amount for atomic energy research and development cleanup activities for Department of Energy contributions for uranium enrichment decontamination and decommissioning activities, $363,000,000, to be transferred to the Defense Environmental Cleanup account which shall be transferred to the “Uranium Enrichment Decontamination and Decommissioning Fund”.

**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 activities of Savannah River sites, 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, $254,230,000 shall be available until September 30, 2018, for program direction.

**POWER MARKETING ADMINISTRATIONS**

**BONNIVILLE POWER ADMINISTRATION FUND**

Expenditures from the Bonneville Power Administration Fund, as established by title V of 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 2017, no new direct loan obligations may be made.

**OPERATION AND MAINTENANCE, SOUTHEASTERN POWER ADMINISTRATION**

For expenses necessary for operation and maintenance, and for construction and acquisition of power transmission facilities and for marketing electric power and energy, for construction and acquisition of transmission facilities and power-related services: Provided further, That for purposes of the appropriation, annual expenses means expenditures that are generally recovered in the same year that they are incurred (excluding purchase power and wheeling expenses).

**PROVIDING FURTHER FUNDING FOR RESTRICTIONS ON DISCRETIONARY COLLECTIONS: **

For the 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, $4,070,000, to remain available until expended: 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).

**DEPARTMENT OF THE INTERIOR, 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. 7152), including official reception and representation expenses in an amount not to exceed $3,000, and the hire of passenger motor vehicles, $416,800,000, to remain available until expended: Provided, That the sum herein appropriated from the general fund shall be credited to this account as discretionary 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).
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For expenses necessary for the Denali Commission including the purchase, construction, and acquisition of plant and capital equipment and other expenses, $15,000,000, to remain available until expended, notwithstanding the limitations contained in section 306(c) of the Denali Commission Act of 1988: Provided, That funds shall be used 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–7), 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.

For expenses necessary for the Northern Border Regional Commission in carrying out activities authorized by subtitle V of the Northeastern Border Regional Commission Act of 1990 (division F, title V, Public Law 101–508), and an amount not to exceed $10,044,000 in fiscal year 2017 shall be retained and be available until September 30, 2018, for necessary salaries and expenses in this account, notwithstanding 31 U.S.C. 3302, and shall remain available until expended: Provided, That the sum herein appropriated shall be available for salaries, travel, and other expenses 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.

For expenses necessary for the Crescent Regional Commission in carrying out activities authorized by subtitle V of the Southeast Crescent Regional Commission Act of 1990 (division F, title V, Public Law 101–508), and an amount not to exceed $794,580,000 in fiscal year 2017 shall be retained and be available until expended: Provided, That of the amount appropriated herein, not more than $7,300,000 may be made available for salaries, travel, and other expenses 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.

For expenses necessary for the Southeast Crescent Regional Commission in carrying out activities authorized by subtitle V of that title, United States Code, $250,000, to remain available until expended.

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, $805,000,000, including official representation expenses not to exceed $25,000, to remain available until expended: Provided, That of the amount appropriated herein, not more than $7,300,000 may be made available for salaries, travel, and other expenses 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: Provided further, That revenues from licensing fees, inspection services, and other services and collections estimated at $794,580,000 in fiscal year 2017 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 of the amounts appropriated under this heading, not less than $7,300,000 shall be for expenses 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.

SEC. 402. 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.

SEC. 403. The Nuclear Regulatory 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.

(b)(2) The Nuclear Regulatory 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.

(c) The head of any relevant department or agency funded in this Act utilizing any 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.

SEC. 501. None of the funds appropriated by this Act may be transferred to any other congressional committee or subcommittee.

(b) Nothing in subsection (a) shall limit the right of the Committees on Appropriations of both Houses of Congress, which includes the following for each program, activity, or agency or any other committee or subcommittee or any other congressional committee or subcommittee.

This division may be cited as the "Energy and Water Development and Related Agencies Appropriations Act, 2017."
DIVISION E—FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2017

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 Freemans Bank Building; hire of passenger motor vehicles; maintenance, repairs, and improvements of, and purchase of commercial insurance policies for, real properties leased or owned elsewhere, when necessary for the proper operation of the Department of the Treasury; and the Office of the Chief Information Officer; $234,576,000: Provided, That of the amount appropriated under this heading—

(1) not to exceed $350,000 is for official reception and representation expenses; and

(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 certification.

(3) not to exceed $24,000,000 shall remain available until September 30, 2018, for—

(A) the Treasury-wide Financial Statement Audit Control Program; and

(B) information technology modernization requirements;

(C) the audit, oversight, and administration of the Gulf Coast Restoration Trust Fund; and

(D) the development and implementation of programs within the Office of Critical Infrastructure Protection and Compliance Policy, including entering into cooperative agreements; and

(E) international operations.

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 misuse, to combat international proliferators, money launderers, drug kingpins, and other national security threats, $233,000,000, of which up to $280,000,000 may be transferred to the Departmental Offices Salaries and Expenses appropriation and shall be available for administrative support to the Office of Terrorism and Financial Intelligence; and (2) $5,000,000, to remain available until September 30, 2018.

CYBERSECURITY ENHANCEMENT ACCOUNT

For necessary expenses for enhanced cybersecurity for systems operated by the Department of the Treasury, $47,743,000, to remain available until September 30, 2019: 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 the Chief Information Officer of the individual offices and bureaus shall submit a spend plan for each investment to the Treasury Chief Information Officer for approval: Provided further, That the proposed spend plan shall be reviewed and approved by the Treasury Chief Information Officer prior to the obliga-

tion of funds under this heading: Provided further, That such funds shall supplement and not supplant any funds available to the Treasury Chief Information Officer.

DEPARTMENT-WIDE SYSTEMS AND CAPITAL INVESTMENTS PROGRAMS (INCLUDING TRANSFER OF FUNDS)

For development and acquisition of automation data processing equipment, software, and services and for repairs and renovations to buildings owned by the Department of the Treasury, $3,000,000, to remain available until September 30, 2018; of which not to exceed $50,000,000 shall be available for the transfer of such funds shall be transferred to accounts and in amounts as necessary to satisfy the require-

ments of the Department’s offices, bureaus, and other organizations: Provided further, That this transfer authority 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” programs.

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, $37,044,000, including $28,000,000 may be transferred to the Department of the Treasury Chief Information Officer to pro-

vide 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.

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, $169,634,000, of which not to exceed $6,000,000 shall be available until September 30, 2018; of which not to exceed $34,335,000 shall remain available until September 30, 2019, for—

(A) salaries and expenses; not to exceed $50,000 for cooperative research and development programs; and

(B) international operations.

SPECIAL INSPECTOR GENERAL FOR TERRORISM AND��nANCIAL PROTECTION

SALARIES AND EXPENSES


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 concerned with domestic and foreign financial intelligence activities, law enforcement, and financial regulation; services authorized by 5 U.S.C. 3109; not to exceed $10,000 for official reception and representation expenses; and for assistance to Federal law enforcement agencies, with or without reimbursement, $115,003,000, of which not to exceed $10,000 shall remain available until September 30, 2019.

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 the capital investment portions of the aggregate amount of new liabilities and obligations incurred during fiscal year 2017 under such section 5136 for circulating coinage and protective service capital investments of the United States Mint shall not exceed $30,000,000.

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, at rates for individuals not to exceed the per diem rate equivalent to the rate for EX–3, $248,000,000. Of the amount appropriated under this heading—

(1) not less than $161,500,000, notwithstanding section 108(e) of Public Law 103–325

Of the unobligated balances available under this heading, $1,115,000,000 are hereby rescinded not later than September 30, 2017, of which $314,000,000 are permanently re-

sisted.
For necessary expenses of the Internal Revenue Service to provide taxpayer services, including administration, research and statistics of income; postage; printing; telecommunication services; the operation, enhancement, operations, maintenance, and increased staffing to provide sufficient 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 effective 1–800 help line service for taxpayers against identity theft.

For necessary expenses of the Internal Revenue Service to support taxpayer service programs, including rent payments; facilities services; postage; printing; and increased staffing to provide sufficient help line service for taxpayers against identity theft.

For necessary expenses of the Internal Revenue Service to support taxpayer service programs, including rent payments; facilities services; postage; printing; telecommunication services; and increased staffing to provide sufficient help line service for taxpayers against identity theft.

For necessary expenses of the Internal Revenue Service to support taxpayer service programs, including rent payments; facilities services; postage; printing; telecommunication services; and increased staffing to provide sufficient help line service for taxpayers against identity theft.

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For necessary expenses of the Internal Revenue Service to support taxpayer service programs, including rent payments; facilities services; postage; printing; telecommunication services; and increased staffing to provide sufficient help line service for taxpayers against identity theft.
Revenue Service to target citizens of the United States for exercising any right guaran-
teed under the First Amendment to the Constitution of the United States.

SEC. 110. None of the funds made available in this Act may be used by the Internal Re-
venue Service to target groups for regulatory scrutiny based on their ideological beliefs.

SEC. 111. None of the funds made available by this Act to the Internal Revenue Service
shall be obligated or expended on con-
ferences that do not adhere to the proce-
dures, regulations, processes, documentation
requirements, and policies issued by the
Chief Financial Officer, Human Capital Of-
ce, and Agency-Wide Shared Services,
a result of the recommendations in the report
published on May 31, 2013, by the Treasury
Inspector General for Tax Administration
titled ‘‘Review of the August 2010 Small
Business/Self-Employed Division’s Con-
ference in Anaheim, California’’ (Reference
Number 2013–30–007).

SEC. 112. Except to the extent provided in
section 6103 of the Internal Revenue Code of
1986 (relating to confidentiality and disclo-
sure of return information), none of the funds
made available by this Act to the Internal
Revenue Service for such purpose: Provided,
that such funds shall supplement, not supplant
any other amounts made available by the
Internal Revenue Service for such purpose;
Provided further, That such funds shall not be
used for any purpose other than to support
the Committees on Appropriations of the House
of Representatives and the Committee on Appropriations of the Senate
and the House Committee on Financial Services, a spending plan for such funds: Provided fur-
ther, That no transfer shall be made to any other office of the Treasury to provide to any
person a proposed final return or statement for use by
such person to satisfy a filing or reporting
requirement under such Code.

SEC. 113. In addition to the amounts other-
wise made available in this Act for the Internal
Revenue Service, $290,000,000, to be avail-
bable until September 30, 2018, shall be trans-
ferred by the Commissioner to the ‘‘Tax-
payer Services’, ‘Enforcement’, or ‘Operations’,
and operations of the Internal Revenue Service for an additional amount to
be used solely for measurable improvements in the customer service representative level of
service and personnel, enforcement of the
Internal Revenue Service regulations and
prevention of refund fraud and identity
theft, and to enhance cybersecurity to safe-
guard taxpayer data: Provided, That such funds shall supplement, not supplant any
other amounts made available by the Internal
Revenue Service for such purpose: Provided
further, That such funds shall not be used
for any purpose other than to support
the Committees on Appropriations of the House
of Representatives and the Senate a spending plan for such funds: Provided fur-
ther, That no transfer shall be made to any other office of the Treasury to provide to any
person a proposed final return or statement for use by
such person to satisfy a filing or reporting
requirement under such Code.

Administrative Provisions—Department
of the Treasury
(INCLUDING TRANSFERS OF FUNDS)

SEC. 114. Appropriations to the Department of the Treasury in this Act shall be available
for uniforms or allowances thereof, as au-
thorized under section 501(c) of title 31, includ-
ing 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 pur-
chased and used overseas for the current fis-
cal 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 coun-
tries; and services authorized by 5 U.S.C.
3109.

SEC. 115. Not to exceed 2 percent of any
appropriation in this title made available for
the Internal Revenue Service (including
Office of Inspector General, ‘‘Special Inspector General for the Troubled Asset Relief Program’’, ‘‘Financial Crimes Enforcement Bureau of the Treasury’’, ‘‘Alcohol and Tobacco Tax and Trade Bureau’’, and ‘‘Office of the Fiscal Service’’, and ‘‘Office of the Capital Investment Planning and Management’’) may be used for the purpose of transferring such amounts as necessary 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 col-
lections received in the Debt Collection Fund.

SEC. 116. 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 ad-
vance approval of the Committees on Approp-
riations 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 per-
cent.

SEC. 117. None of the funds appropriated
in this Act or otherwise available to the De-
partment of the Treasury or the Bureau of
Engraving and Printing may be used to rede-
sign the $1 Federal Reserve note.

SEC. 118. The Secretary of the Treasury
can 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 col-
lections received in the Debt Collection Fund.

SEC. 119. 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 Commit-
tees on Appropriations of the House of Repre-
sentatives and the Senate, the House Com-
mittee on Financial Services, and the Senate
Committee on Banking, Housing, and Urban
Affairs.

SEC. 120. 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 on the Department of the Treasury, the Bureau of Engraving and Printing, and the United States Mint, individ-
ually or collectively, may be used to con-
trades 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 Committee on Banking, Housing,
and Urban Affairs; and the Committees on
Appropriations of the House of Represen-
tatives and the Senate.

SEC. 121. Appropriations made by this Act,
or made available by the transfer of funds in
this Act, for the Department of the Treasury’s
intelligence, foreign intelligence related ac-
tivities are deemed to be specifically author-
ized by the Congress for purposes of section
501 of the National Security Act of 1947 (50
U.S.C. 414) during fiscal year 2017 until the
enactment of an Intelligence Authorization Act
for Fiscal Year 2017.

SEC. 122. Not to exceed 3,000,000 shall be made available for the operation of Grav- ing and Printing’s Industrial Revolving Fund for necessary official reception and representa-
tion expenses.

SEC. 123. The Secretary of the Treasury
shall submit a Capital Investment Plan to
the Committees on Appropriations of the
Senate and the House of Representatives not
later than 30 days following the submission
of the annual budget submitted by the Presi-
dent: Provided, That such Capital Investment
Plan shall include all capital investment expend-
ing from all accounts within the Department
of the Treasury, including but not limited to
the Department-wide Systems and Capital
Investment Plan of the Financial Management
Franchise Fund account, and the Treasury
Forfeiture Fund account: Provided further,
That such Capital Investment Plan shall in-
clude expenditures occurring in previous fis-
cal years for each capital investment project
that has not been fully completed.

SEC. 124. 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 of
the Offices of the Treasury including the amount charged for each service provided by
the Franchise Fund to each office, a detailed
description of the services, a detailed expla-
nation of how each charge for each service is
calculated, and a description of the role cus-
tomers have in governing in the Franchise
Fund.

SEC. 125. The Secretary of the Treasury, in consultation with the appropriate agencies,
departments, bureaus, and commissions that
have expertise in terrorism and complex fi-
cancial instruments, shall provide a report to the Committees on Appropriations of the
House of Representatives and Senate, the
Committee on Financial Services of the House of Representatives, and the Commit-
tee on Banking, Housing, and Urban Af-
fairs of the Senate not later than 90 days
and the date of enactment of this Act on
economic warfare and financial terrorism.

SEC. 126. During fiscal year 2017:—
(1) none of the funds made available in this
Act under this Act may be made available by the Depart-
ment 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 tax-
payer relating to the standard which is used
to determine whether an organization is op-
erating exclusively for the promotion of
social welfare for purposes of section 501(c)(4)
of the Internal Revenue Code of 1986 (includ-
ing the proposed regulations published at 78
Fed. Reg. 71355 (November 29, 2013));
and
(2) the standard and the standard 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 pur-
poses of determining the organization 501(c)(4) of such Code of organizations created
on, before, or after such date.

SEC. 127. (a) Not later than 60 days after the
close of each quarter, the Office of Finan-
cial Stability and the Office of Financial Re-
search shall submit reports on their activi-
ties to the Committees on Appropriations of
the House of Representatives and the Senate
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 pre-
vious quarter by object class, office, and ac-
tivity;
(2) the estimated obligations for the re-
mainder of the fiscal year by object class, of-
cice, and activity;
(3) the number of full-time equivalents
within each office during the previous quar-
ter;
(4) the estimated number of full-time equivalents within each office for the re-
mainder of the fiscal year; and
(5) the estimated number of
persons on the staff of the Federal Reserve
Bank of New York for the quarter and the
year-to-date.

Provided further, That during fiscal year
2017, the Secretary of the Treasury may use
appropriated funds to support the cost of the
Office of Financial Research and the Office
of Financial Stability.
(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).

This title may be cited as the “Department of the Treasury Appropriations Act, 2017”.

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; subscription 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. 183); 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, Planning, and Accountability, including expenses authorized by 5 U.S.C. 3109 and 3 U.S.C. 197, $55,214,000.

EXECUTIVE RESIDENCE AT THE WHITE HOUSE
OPERATING EXPENSES
For necessary expenses of the Executive Residence at the White House, $12,722,000 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, 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 for the Executive Residence to incur obligations and to receive offsetting collections, for such expenses: Provided further, That the Executive Residence shall require a written notice of any amount owed for reimbursable operating expense under this paragraph of Management and Budget concurrence with the report and act 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.

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 2006 (Public Law 109-469); 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, $19,274,000: 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 the function 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, $254,000,000, to remain available until September 30, 2018, 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 governments for law enforcement purposes and shall be obligated not later than 120 days after enactment of this Act: Provided, That

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, 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, 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 subsection 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, $105,000; $750,000, to remain available until expended, for required maintenance, 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 (5 U.S.C. 1221 et seq.), $4,201,000.

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, $12,000,000.

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, $96,116,000, of which not to exceed $12,760,000 shall remain available until expended for continued modernization of information resources within the Executive Office of the President; provided further, That in addition, $4,925,000, shall remain available until September 30, 2018, for additional security improvements.

PRESIDENTIAL TRANSIT 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, to remain available not to exceed $9,140,000, and not to exceed $11,850,000, of which not to exceed $25,000,000 shall remain available until expended for continued modernization of information resources within the Executive Office of the President, $319,000,000.

OFFICE OF MANAGEMENT AND BUDGET
SALARIES AND EXPENSES
For necessary expenses of Management and Budget, including hire of passenger motor vehicles and services as authorized by 5 U.S.C. 3109, to remain available not to exceed $25,000,000, of which not to exceed $12,750,000 shall be obligated not later than 120 days after enactment of this Act: Provided, That

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, 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, 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 subsection I or II 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, $105,000; $750,000, to remain available until expended, for required maintenance, 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 (5 U.S.C. 1221 et seq.), $4,201,000.

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, $12,000,000.

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, $96,116,000, of which not to exceed $12,760,000 shall remain available until expended for continued modernization of information resources within the Executive Office of the President; provided further, That in addition, $4,925,000, shall remain available until September 30, 2018, for additional security improvements.

PRESIDENTIAL TRANSIT 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, to remain available not to exceed $9,140,000, and not to exceed $11,850,000, of which not to exceed $25,000,000 shall remain available until expended for continued modernization of information resources within the Executive Office of the President, $319,000,000.

OFFICE OF MANAGEMENT AND BUDGET
SALARIES AND EXPENSES
For necessary expenses of Management and Budget, including hire of passenger motor vehicles and services as authorized by 5 U.S.C. 3109, to remain available not to exceed $25,000,000, of which not to exceed $12,750,000 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, notwithstanding the requirements of Public Law 109–469, any unexpended obligated prior to fiscal year 2015 may be used for any other approved activities of that HIDTA, subject to reprogramming requirements under section 103 of Public Law 114–198: Provided further, That each HIDTA designated as of September 30, 2016, shall be funded at not less than the fiscal year 2016 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 the 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 Office of National Drug Control Policy under title II of Public Law 109–469, $111,871,000, to remain available until expended, which shall be available as follows: $97,000,000 for the Drug-Free Communities Program, of which $2,000,000 shall be made available as directed by section 4 of Public Law 107–62, as amended by Public Law 109–469 (21 U.S.C. 1521 note); $2,000,000 for drug court training and technical assistance; $9,500,000 for anti-drug activities; $2,121,000 for the United States membership dues to the World Anti-Doping Agency; and $1,250,000 shall be made available as directed by section 1105 of Public Law 109–469; and an additional $5,000,000, to remain available until expended, 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.

UNANTICIPATED NEEDS

For expenses necessary to enable the President to meet unanticipated needs, in furtherance of national interest, security, or defense which may arise at home or abroad during the current fiscal year, as authorized by 3 U.S.C. 106, $600,000, to remain available until expended.

INFORMATION TECHNOLOGY OVERSIGHT AND REFORM (INCLUDING TRANSFER OF FUNDS)

For necessary expenses for the furtherance of information security, and effective and efficient uses of information technology in the Federal Government, $46,000,000, to remain available until expended: Provided, That the Director 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 amounts shall be maintained as provided in this Act and expended as provided in section 103 of such Act; and hire of passenger motor vehicles, $1,228,000.

OFFICIAL RESIDENCE OF THE VICE PRESIDENT OPERATING EXPENSES (INCLUDING TRANSFER OF FUNDS)

For the care, operation, refurbishing, improvement, and, to the extent not otherwise provided for, heating, 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), $299,000: Provided, That amounts transferred to this appropriation may be used for the satisfaction of any congressional direction for changes to those levels based on clearly articulated priorities, and the notification to the Committees on Appropriations of the House of Representatives and the Senate, such amounts may be transferred back to this appropriation.

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 heading “The White House,” “Executive Residence at the White House,” “White House Repair and Restoration,” “Council of Economic Advisers,” “National Security Council,” “Homeland Security Council,” “Office of Administration,” “Special Assistance to the President,” and “Official Residence of the Vice President,” the Director 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 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. Within 90 days after the date of enactment of this section, the Director of Management and Budget shall submit a report to the Committees on Appropriations of the House of Representatives and the Senate on the costs of implementing the Dodd-Frank Wall Street and Consumer Protection Act (Public Law 111–203). Such report shall include—

(a) the estimated mandatory and discretionary obligations of funds through fiscal year 2019, by Federal agency and by fiscal year, including—

(1) the estimated mandatory and discretionary obligations of funds through fiscal year 2019, by Federal agency and by fiscal year, including—

(A) the methodology and data sources used to calculate such obligations and

(B) the specific section of such Act that requires the obligation of funds; and

(2) the estimated receipts through fiscal year 2019 from user fees, and other fees by the Federal agencies making the collections, by fiscal year, including—

(A) the methodology and data sources used to calculate such collections and

(B) the specific section of such Act that authorizes the collection of funds.

SEC. 203. (a) During fiscal year 2017, 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 regarding 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 estimated 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 2017; 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 2017.

(c) If an Executive order or Presidential memorandum is issued during fiscal year 2017 due to a national emergency, the Director 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 revenue cost of at least $5,000,000.

This title may be cited as the “Executive Office of the President Appropriations Act, 2017.”
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 payments for the protection of the United States, bankruptcy judges, and justices and judges retired from office or from their active service.

In addition, for expenses of the United States Court of Federal Claims associated with the provisions of section 113(f) of the Childhood Vaccine Injury Act of 1986 (Public Law 99–660), not to exceed $6,510,000, to be appropriated to 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 3009, and for the compensation and reimbursement of expenses of persons furnishing investigative, expert, and other services for such representations as authorized by law (including any transfers (in accordance with the maximums under 18 U.S.C. 3006A) and reimbursement of expenses of attorneys appointed to represent defendants in civil actions, in 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. 4108(b); and for necessary training and general administrative expenses, $1,041,467,000 to remain available until expended.

FEES 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. 1883; and compensation of commissioners, condominiums, and provost marshals pursuant to rule 71.1(h) of the Federal Rules of Civil Procedure (28 U.S.C. Appendix Rule 71.1(h)), $39,929,000, to remain available until expended. 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 TRANSFERS 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), $535,300,000, to remain available until expended, to be expended directly or transferred to the United States Marshals Service, which shall be responsible for all aspects of these activities. The 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 by 31 U.S.C. 1343(b), advertising and rent in the District of Columbia and elsewhere, $87,500,000, of which not to exceed $6,500 is authorized for official reception and representation expenses.

FEDERAL JUDICIAL CENTER

SALARIES AND EXPENSES

For necessary expenses of the Federal Judicial Center, provided for in Public Law 90–219, $28,335,000, of which $1,800,000 shall remain available until September 30, 2018, to provide education and training to Federal judges and attorneys, 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 title 28, United States Code, $18,100,000, of which not to exceed $1,000 is authorized for official reception and representation expenses.

ADMINISTRATIVE PROVISIONS—THE JUDICIARY

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. Appropriations made available under title 18, United States Code, shall provide, for such judicial center, in cases in which not to exceed $1,500 is authorized for official reception and representation expenses.

UNITED STATES SENTENCING COMMISSION

SALARIES AND EXPENSES

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. Appropriations made available under title 18, United States Code, shall provide, for such judicial center, in cases in which not to exceed $1,500 is authorized for official reception and representation expenses.

SEC. 303. Notwithstanding any other provision of law, the salaries and expenses appropriated for the courts of appeals, district courts, and other judicial services, "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 331(a) of title 40, United States Code, shall be applied by substituting for "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 the circuit court 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 subparagraphs (B), (C), (D), and (E) of section 559 of title 31, United States Code.

SEC. 306. Appropriations made available under title 18, United States Code, 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. 307. (a) Section 406 of the Temporary Bankruptcy Judgeships Extension Act of 2012 (28 U.S.C. 152 note; Public Law 112–121) is amended by striking "subparagraphs (B), (C), (D), and (E)" and inserting "subparagraphs (B), (C), (D), (E), (F), (G), and (H)".

(b) Section 2(a)(v) of the Temporary Bankruptcy Judgeships Extension Act of 2012 (28 U.S.C. 152 note; Public Law 112–121) is amended by adding at the end the following:

"(F) EASTERN DISTRICT OF MICHIGAN.—The 1st vacancy in the office of a bankruptcy judge for the eastern district of Michigan—"

"(1) occurring 6 years or more after the date of the enactment of this Act, and"

"(ii) resulting from the death, retirement, resignation, or removal of a bankruptcy judge, shall not be filled.

"(G) DISTRICT OF PUERTO RICO.—The 1st vacancy in the office of a bankruptcy judge for the district of Puerto Rico—"

"(1) occurring 6 years or more after the date of the enactment of this Act, and"

"(ii) resulting from the death, retirement, resignation, or removal of a bankruptcy judge, shall not be filled.

"(H) EASTERN DISTRICT OF VIRGINIA.—The 1st vacancy in the office of a bankruptcy judge for the eastern district of Virginia—"

"(1) occurring 6 years or more after the date of the enactment of this Act, and"

"(ii) resulting from the death, retirement, resignation, or removal of a bankruptcy judge, shall not be filled."
by striking “5 years” and inserting “6 years”.

This title may be cited as the “Judiciary Appropriations Act, 2017”.

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 admin-istered by the Mayor, for District of Co-lumbia resident tuition support, $40,000,000, to remain available until expended: Provided, That such funds, including any interest accu-rued on behalf of eligible District of Columbia residents, may be used to pay any amount based upon the difference between in-State and out-of-State tuition at public institutions of higher education: Provided further, That the awarding of such funds may be prioritized on the basis of a resident’s aca-demic merit, the income and need of eligible students and such other factors as may be authorized: Provided further, That the District of Columbia shall maintain a dedicated account for the Resident Tuition Support Program that shall consist of the Federal payment to the District of Columbia 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 pur-pose 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 expendi-tures made and the purpose therefor.

FEDERAL PAYMENT FOR EMERGENCY PLANNING AND SECURITY COSTS IN THE DISTRICT OF COLUMBIA

For a Federal payment of necessary ex-penses, as determined by the Mayor of the District of Columbia in written consultation with the Attorney General or city or county officials of surrounding jurisdictions, $34,895,000, to remain available until expended: Provided, That the District of Columbia may reallocate not more than $6,000,000 of the funds provided under this heading among the items and enti-ties funded under this heading: Provided further, That the Joint Committee on Judi-cial Administration in the District of COLUMBIA may, by regulation, establish a program substantially similar to the program set forth in subsection II of chapter 35 of title 5, United States Code, for employees of the Dis-trict of Columbia Courts.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA COURTS

For payments authorized under section 11– 2604 and section 11–2005, D.C. Official Code (relating to payments provided under the District of Columbia Criminal Justice Act), payments for counsel appointed in pro-ceedings 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 pro-vide guardian ad litem representation, train-ing, 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 title 16, D.C. Official Code, and payments authorized under section 21–2006, D.C. Official Code (relat-ing to services provided under the District of Columbia Guardianship, Protective Pro-ceedings, and Durable Power of Attorney Act of 1986), $49,880,000, to remain available until expended: Provided, That funds provided under this heading shall be administered by the Joint Committee on Judicial Adminis-tration in the District of Columbia: Provided further, That notwithstanding any other provision of law, this appropriation shall be apportioned quarterly by the Office of Man-age ment and Budget and obligated and ex-pended in the same manner as funds appro-priated for expenses of other Federal agen-cies.

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, $275,000, as au-thorized by the National Capital Revitaliza-tion and Self-Government Improvement Act of 1997, $218,908,000, of which not to exceed $2,500 is for official reception and representation expenses, for the Superior Court of the District of Columbia, $125,268,000, of which not to exceed $2,500 is for official reception and representation expenses, for the District of Columbia Court System, $75,180,000, of which not to exceed $2,500 is for official reception and representation expenses; and $59,688,000, to remain available until September 30, 2018, for capital improve-ments for the District of Columbia courthouse facilities: Provided, That funds made available for capital improvements shall be ex-cluded from the $125,268,000 for the Co-lumbia Courts master plan study and facili-ties condition assessment: Provided further, That notwithstanding any other provision of law, all amounts under this heading may be apportioned quarterly by the Office of Man-age ment and Budget and obligated and ex-pended in the same manner as funds appro-priated for expenses of other Federal agencies: Provided further, That $310,000, and for the Judicial Nomination Commission, $310,000, and for the Judicial Nomination Commission, $275,000.

FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

For a Federal payment for a school im-provement program in the District of COLUMBIA, $45,000,000, to remain available until expended, for payments authorized under the Scholarship for Opportunity and Results Act (division C of Public Law 114–112): Provided, That 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 such awards: Provided further, That no $3,200,000 shall be available for the Social Services Agency of the District of Columbia: Provided further, That, to the extent that funds are available for opportunity scholarships under section 3003(b) through 3007(d) and 3008 of the Act.

FEDERAL PAYMENT FOR THE DISTRICT OF COLUMBIA NATIONAL GUARD

For a Federal payment to the District of Columbia National Guard, $450,000, to remain available until expended, for the Major Gen-eral’s and Adjutant General’s Activities and the 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, $5,000,000.

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 under the heading “Part A—Summary of Expenses” and at the rate set forth under such heading, as included in D.C. Bill 21–688, as amended as of the date of the 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 made available for operating expenses for the District of Columbia for fiscal year 2017 under this heading shall not exceed the estimates included in D.C. Bill 21–688, as amended as of the date of the 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 expended by procedures of one-time transactions, which are expended for emergency or unanticipated operating or capital needs: Provided further, That such amounts shall be appropriated 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 2017, 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 section shall be known as the “District of Columbia Appropriations Act, 2017”.

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., $3,100,000, to remain available until September 30, 2018, of which not to exceed $3,000 is for official reception and representation expenses.

COMMODITY FUTURES TRADING COMMISSION

For necessary expenses to carry out the provisions of the Commodity Exchange Act (7 U.S.C. 1 et seq.) including the lease and hire of passenger motor vehicles, and the rental of space (to include multiple year leases), in the District of Columbia and elsewhere, not to exceed $1,000 is 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 $50,000,000, to remain available until September 30, 2018, shall be for the reclamation of funds and of which not less than $2,700,000 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 salaries and expenses 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 be 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 charged to the operating expenses for the District of Columbia for the current fiscal year.

CONSUMER PRODUCT SAFETY COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Consumer Product Safety Commission, including hire of not more than four 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. 5706, 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, $28,000,000, of which $1,300,000 shall remain available until expended to carry out the program, including administrative costs, required by section 1605 of title 15, United States Code, for the Product Safety Commission, including hire, of not more than four motor vehicles, services as authorized by 5 U.S.C. 3109, $339,844,000, to remain available until expended: Provided, That in addition, $16,868,992 shall be made available until expended for expenses associated with moving to a new facility or reconfiguring the existing space to significantly reduce space consumption: Provided further, That $356,710,992 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 be available until expended: Provided further, That the sum herein appropriated shall be reduced as such offsetting collections are received during fiscal year 2017 so as to result in a final fiscal year 2017 appropriation estimated at $0: Provided further, That any offsetting collections received in excess of $356,710,992 in fiscal year 2017 shall not be available for obligation: Provided further, That remaining offsetting collections from prior years collected in excess of the amount specified for collection for each such year and otherwise becoming available on October 1, 2016, shall not be available for obligation: Provided further, That, notwithstanding 47 U.S.C. 309(j)(4)(B), proceeds from the amounts that may be retained and made available for obligation shall not exceed $117,000,000 for fiscal year 2017: Provided further, That, of the amount appropriated under this heading, not less than $11,751,000 shall be for the salaries and expenses of the Office of Inspector General.

ADMINISTRATIVE PROVISIONS—FEDERAL COMMUNICATIONS COMMISSION

SEC. 510. During fiscal year 2017, none of the funds made available by this Act may be used to finalize or implement the Safety Standard for Recreational Off-Highway Vehicles and the rulemaking process, as defined in 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 as 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 are finalized.

(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 (INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out the Help America Vote Act of 2002 (Public Law 107–252), $9,600,000, of which $1,400,000 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, not to exceed $5,590,500, to remain available until expended: Provided, That not to exceed $1,000 shall be available for official reception and representation expenses; purchase and hire of motor vehicles; special counsel fees; and expenses authorized by 31 U.S.C. 1301, $339,844,000, to remain available until expended: Provided, That in addition, $16,868,992 shall be made available until expended for expenses associated with moving to a new facility or reconfiguring the existing space to significantly reduce space consumption: Provided further, That $356,710,992 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 be available until expended: Provided further, That the sum herein appropriated shall be reduced as such offsetting collections are received during fiscal year 2017 so as to result in a final fiscal year 2017 appropriation estimated at $0: Provided further, That any offsetting collections received in excess of $356,710,992 in fiscal year 2017 shall not be available for obligation: Provided further, That remaining offsetting collections from prior years collected in excess of the amount specified for collection for each such year and otherwise becoming available on October 1, 2016, shall not be available for obligation: Provided further, That, notwithstanding 47 U.S.C. 309(j)(4)(B), proceeds from the amounts that may be retained and made available for obligation shall not exceed $117,000,000 for fiscal year 2017: Provided further, That, of the amount appropriated under this heading, not less than $11,751,000 shall be for the salaries and expenses of the Office of Inspector General.
For necessary expenses to carry out functions of the Federal Labor Relations Authority, pursuant to Reorganization Plan Number 2 of 1978, 39 U.S.C. 702, and to permits, severance payments and separation allowances, and such other expenses as may be approved in appropriations Acts, $1,150,760,000: Provided further, That the amounts provided in this or any prior Act for “Reparations and Alterations” may be used to fund costs associated with implementing security improvements for buildings to help Governmental agencies meet the minimum standards for security in accordance with current law and in compliance with the reprogramming guidelines of the Committee on Appropriations of the House and Senate: 

(a) National Capital Region, FBI Headquarters Consolidation, $200,000,000; 
(b) Pembi, North Dakota, United States Department of Agriculture (USDA) Animal and Plant Health Inspection Service (APHIS), $5,749,000; 

Provided, That each of the foregoing limits of 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) $676,035,000 shall remain available until expended for repairs and alterations, including associated design and construction services, of which— 

(A) $289,245,000 is for Major Repairs and Alterations; 
(B) $312,090,000 is for Basic Repairs and Alterations; and 
(C) $74,700,000 is for Special Emphasis Programs, of which— 

(i) $26,700,000 is for Judiciary Capital Security; and 
(ii) $46,000,000 is for Consolidation Activities: Provided, That that portion of the Appropriation authorized in the Appropriations Act for FY 2017 for Basic Repairs and Alterations may be transferred among restoration of leased premises; moving governmental agencies (including space adjustment 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 leases to buildings and sites; conversion and extension of federally owned buildings; preliminary planning and design of projects by contract or otherwise (including buildings or lands (including equipment for such buildings); and payment of principal, interest, and any other obligations for public buildings acquired by installment purchase or purchase contract; in the aggregate amount of $8,845,147,000, of which— 

(1) $305,749,000 shall remain available until expended for construction and acquisition (including funds for sites and expenses, and associated design and construction services) as follows: 

(A) $173,000,000 is for salaries and expenses for necessary expenses in this appropriation: Provided further, That notwithstanding any other provisio of law, that not to exceed $15,000,000 in offsetting collections derived 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. 

Provided further, That, notwithstanding any other provision of law, that not to exceed $2,000,000 per fiscal year for official reception and representation expenses, $315,000,000, 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, that not to exceed $125,000,000 of offsetting collections derived from fees charged for premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15 U.S.C. 16c), 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, that not to exceed $15,000,000 of offsetting collections derived from fees sufficient to implement and enforce the Telemarketing Sales Rule, promulgated by the Federal Trade Commission, or the Telemarketing and Sales Protection 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 amounts hereby appropriated from the general fund shall be re-used as such offsetting collections are re-used in a final fiscal year 2017 appropriation from the general fund estimated at not more than $173,000,000: Provided further, That none of the funds made available in this or any prior Act 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) 

(b) $26,200,000: Provided further, That consolidation projects, be limited to the amount identified for each project, except each project in this or any prior Act may be increased by an amount not to exceed 10 percent by any such transfers: Provided further, That the amount provided in this or any prior Act for Basic Repairs and Alterations may be used to fund authorized increases in prospectus projects: Provided further, That the amount provided in this or any prior Act for Repairs and Alterations may be used to fund authorized increases in prospectus projects: Provided further, That the total amount of funds made available from this Fund to the General Services Administration shall not be for purposes of 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 transferred to meet emergency repairs when advance approval is obtained from the Committees on Appropriations of the House of Representatives and the Senate: Provided further, That the amounts provided in this Act shall remain available for expenses incurred under this heading for building operations: Provided further, That the amounts made available in this Act shall remain available until expended, of which $1,184,240,000 is for building services, and $1,150,760,000 is for salaries and expenses: Provided, That not to exceed 5 percent of any appropriation made available under this paragraph for building operations may be transferred among the appropriations upon notification to the Committees on Appropriations of the Appropriations Acts, and the Senate, but no such appropriation shall be increased by more than 5 percent by any such transfers: Provided further, That the amount provided in this Act shall not apply with respect to funds made available under this heading for building operations: Provided further, That the total amount of funds made available from this Fund to the 50 States is to be used for purposes of construction, repair, alteration and acquisition project for which a prospectus is 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 2017, excluding reimbursements under 40 U.S.C. 592(b)(2), for the preceding 5 years, may be used for expenses incurred under this Act, and the amount of the preceding years that is 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 2017, excluding reimbursements under 40 U.S.C. 592(b)(2), in excess of the aggregate new obligations authorized in the Federal Buildings Fund Act 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, as authorized in this Act, for expenses associated with responsibilities relating to acquisition, travel, motor vehicles, information technology 

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management, and related technology activities; and services as authorized by 5 U.S.C. 3109; $60,000,000, of which $1,000,000 shall remain available until September 30, 2018.

OPERATING EXPENSES

(INCLUDING TRANSFER OF FUNDS)

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; design, development, implementation, management, and communications; the Civilian Board of Contract Appeals; and services as authorized by 5 U.S.C. 3109; $58,541,000, of which $4,500,000 is for Real and Personal Property Management and Disposal; $23,397,000 is for the Office of the Administrator, of which not to exceed $7,500 is for official representation expenses; and $9,275,000 is for the Civilian Board of Contract Appeals: Provided, That not to exceed 5 percent of the appropriation made available under this heading for the Office of the Administrator may be transferred to the appropriation for the Real and Personal Property Management and Disposal upon notification to the Committees on Appropriations of the House of Representatives and the Senate, but the appropriation for the Real and Personal Property Management and Disposal may not be increased by more than 5 percent by any such transfer.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General and service authorized by 5 U.S.C. 552 note: 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 by the 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


EXPENSES, PRESIDENTIAL TRANSITION

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out the Presidential Transition Act of 1963, as amended, and for other services, the amount of which not to exceed $1,000,000 is for activities authorized by subsections (a)(8) and (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 2016: Provided further, That amounts available under this heading shall be in addition to any other amounts available for such purposes.

FEDERAL CITIZEN SERVICES FUND

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Office of Citizen Services and Innovative Technologies, including services authorized by 40 U.S.C. 323 and 324, 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; $55,894,000, to be deposited into the Federal Citizen Services Fund: Provided, That such amounts may be transferred and credited to 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 that enable the Federal Government to enhance its ability to conduct activities electronically in the aggregate amount not to exceed $2,000,000: Provided further, That any appropriations, revenues, reimbursements, and collections accruing to this Fund during fiscal year 2017 in excess of such amount shall remain available for expenditure except as authorized in appropriations Acts: Provided further, That any appropriations provided to the Office of Inspector General that remain unobligated may be transferred to the Federal Citizen Services Fund: Provided further, That the transfer authorities provided herein shall be in addition to any other transfer authority provided in this Act.

ADMINISTRATIVE PROVISIONS—GENERAL SERVICES ADMINISTRATION

(INCLUDING RESCission AND TRANSFER OF FUNDS)

SEC. 520. Funds available to the General Services Administration shall be available for the hire of passenger motor vehicles.

SEC. 521. Federal Buildings Fund made available for fiscal year 2017 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 2018 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 converted.

SEC. 523. None of the funds provided in this Act may be used to increase the amount of ocupable square foot, provide cleaning services, 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 Federal Buildings Amendment Acts of 1972 (Public Law 92–313)."
OFFICE OF INSPECTOR GENERAL


REPAIRS AND RESTORATION

For the repair, alteration, and improvement of archives facilities, and to provide adequate facilities, $25,112,000, 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 and related activities, as authorized by law (5 U.S.C. 5901), including maintenance, repairs, and cleaning, $380,634,000.

OFFICE OF SPECIAL COUNSEL

For necessary expenses to carry out functions of the Office of Special Counsel pursuant to Reorganization Plan Number 2 of 1978, the Civil Service Reform Act of 1978 (Public Law 95–454), the Whistleblower Protection Act of 1989 (Public Law 101–12), as amended by Public Law 101–12, the Whistleblower Protection Enhancement Act of 2012 (Public Law 112–199), the Uniformed Services Employment and Reemployment Rights Act of 1994 (Public Law 103–353), and the Uniformed Services Employment and Reemployment Rights Act of 1994 (Public Law 103–353), and to carry out the provisions of title 5, United States Code; provided, That no such expenses may be used for salaries and expenses of the Legal Examining Unit of OPM established pursuant to Executive Order No. 13558, in the District of Columbia and elsewhere, and hire of passenger motor vehicles; $16,200,000, to be derived from the Non-Defense Trust Fund.

SALARIES AND EXPENSES (INCLUDING TRANSFER OF TRUST FUNDS)

For necessary expenses for salaries and expenses of the Legal Examining Unit of OPM, including salaries and expenses of the Legal Examining Unit of OPM established pursuant to Executive Order No. 13558, in the District of Columbia and elsewhere, and hire of passenger motor vehicles; $15,200,000, to be derived from the Non-Defense Trust Fund and expended as authorized by section 603(a) of such Act.
For necessary expenses of the Privacy and Civil Liberties Oversight Board, as authorized by section 813 of the Intelligence Reform and Terrorism Prevention Act of 2004 (42 U.S.C. 2000ee), $10,100,000, to remain available until September 30, 2018.

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, $1,605,000,000, to remain available until expended; of which not less than $14,700,000 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; of which not to exceed $100,000 shall be available for expenses for consultations and meetings hosted by the Commission with foreign governmental or international or regulatory officials, members of their delegations and staffs to exchange views concerning securities matters, such expenses to include necessary logistic and administrative expenses and expenses of Commission staff and foreign invitees in attendance including: (1) incidental expenses such as meals; (2) travel and transportation; (3) related lodging and subsistence; and of which not less than $72,049,000 shall be for the Division of Economic and Risk Analysis; 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 $1,605,000 of such offsetting collections shall be available until expended for necessary expenses of this account: Provided further, That the total amount appropriated under this heading from the general fund for fiscal year 2017 shall be reduced as such offsetting fees are received so as to result in a final total fiscal year 2017 appropriation from the general fund estimated at not more than $0.

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; $22,900,000, to remain available until expended 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 or used in connection with the inducting or enrollment 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 expenses 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; $295,500,000, 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 intangible costs authorized by section 5(b) of the Small Business Act: Provided further, That, notwithstanding standing 31 U.S.C. 3302, revenues received from such sources 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 $1,000,000 and may co-sponsor activities, each in accordance with section 132(a) of division K of the Consolidated Appropriations Act, 2017: Provided further, That $1,605,000 shall be available for the Loan Modernization and Accounting System, to be available until September 30, 2018: Provided further, That $3,000,000 shall be for the Federal and State Technology Partnership Program under section 34 of the Small Business Act (15 U.S.C. 657d).

ENTREPRENEURIAL DEVELOPMENT PROGRAMS

For necessary expenses of programs supporting entrepreneurial and small business development, $245,100,000, to remain available until expended: Provided, That not to exceed $125,000,000 shall be available to fund grants for performance in fiscal year 2017 or fiscal year 2018 as authorized by section 21 of the Small Business Act: Provided further, That $51,000,000 shall be for marketing, management, and technical assistance under section 7(m) of the Small Business Act (15 U.S.C. 638(o)(4)) by intermediaries that make microloans under the microloan program: Provided further, That $18,000,000 shall be available for grants to States to carry out entrepreneurial loan programs authorized by sections 5(b) and 5(c) of the Small Business Act: Provided further, That not to exceed $10,000,000 shall be available for microloans under the microloan program: Provided further, That $2,000,000 shall be available for grants to States to carry out entrepreneurial loan programs authorized by sections 5(b), 5(c), and 7(m) of the Small Business Act: Provided further, That $51,000,000 shall be for marketing, management, and technical assistance under section 22(1) of the Small Business Act (15 U.S.C. 649(c)).

OFFICE OF INSPECTOR GENERAL


OFFICE OF ADVOCACY


BUSINESS LOANS PROGRAM ACCOUNT (INCLUDING TRANSFER OF FUNDS)

For the costs of loans, $4,338,000, to remain available until expended: Provided, That such costs, including the cost of modifying such loans, shall be as defined in sections 101 and 105 of the Congressional Budget Act of 1974: Provided further, That subject to section 502 of the Congressional Budget Act of 1974, during fiscal year 2017 commitments to guarantee loans under subparagraph (C) of section 206 of title 12, United States Code, and the Small Business Investment Act of 1958 shall not exceed $7,500,000,000: Provided further, That during fiscal year 2017 commitments for general business loans authorized under section 7(a)(2) of the Small Business Act shall not exceed $27,500,000,000 for a combination of amortizing term loans and the aggregated maximum line of credit provided by revolving loans: Provided further, That during fiscal year 2017 commitments for loans authorized under subparagraph (C) of section 502(b) of title 12, United States Code, under the Small Business Investment Act of 1958 shall not exceed $4,000,000,000: Provided further, That during fiscal year 2017, guarantees of trust certificates authorized by section 5(g) of the Small Business Act shall not exceed a principal amount of $12,000,000,000. In addition, for administrative expenses to carry out the direct and guaranteed loan programs, $132,726,000, which may be transferred to and merged with the appropriations for Salaries and Expenses.

DISASTER LOANS PROGRAM ACCOUNT (INCLUDING TRANSFER OF FUNDS)

For administrative expenses to carry out the direct loan program authorized by section 7(b) of the Small Business Act, $185,977,000, to be available until expended, of which $1,000,000 is for the Office of Inspector General in carrying out the direct loan program: Provided further, That for audits and reviews of disaster loans and the disaster loan programs and shall be transferred to and merged with the appropriations for Salaries and Expenses of which $175,977,000 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 $9,000,000 is for indirect administrative expenses for the direct loan program, which may be transferred to and merged with the appropriations for Salaries and Expenses.

ADMINISTRATIVE PROVISIONS—SMALL BUSINESS ADMINISTRATION (INCLUDING RESCISSION AND TRANSFER OF FUNDS)

SEC. 531. Of the unobligated balances available for the Certified Development Company Program under section 503 of the Small Business Investment Act of 1958, as amended, $5,000,000 are hereby permanently rescinded: Provided, That the amounts may be so rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to Section 252(b)(6)(H) of the Balanced Budget and Emergency Deficit Control Act of 1985.

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, $34,658,000: Provided, That mail for overseas voting and mail for the blind shall continue to be free: Provided further, That 6-day delivery, as converted to single day delivery 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 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.
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, $232,680,000 shall 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, $51,226,000: Provided, That travel expenses shall be paid upon the written certificate of the judge.

TITLE VI
GENERAL PROVISIONS—THIS ACT
INCLUDING RECISION

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 provided by law.

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 by 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 purpose if such purpose is contrary to the public interest:

(a) for paying the salary of any Government employee where funding an activity or paying a salary to a Government employee would be inconsistent, detrimental, unlawful, or illegal;

(b) for paying the salary of any Government employee where such 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. 611. 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 themselves or a non-Federal entity (as defined in section 1301 of title 40, United States Code), that is a commercial item (as defined in section 103 of title 41, United States Code).

SEC. 612. In order to promote Government access to commercial information technology, the restriction on purchasing non-domestic 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 1101 of title 40, United States Code), that is a commercial item (as defined in section 103 of title 41, United States Code).

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 employee health benefits program, or any other program, which provides any benefits or coverage for abortions.

SEC. 614. The provision of section 613 shall not apply to a woman where the life of the woman 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 non-domestic 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 1101 of title 40, United States Code), that is a commercial item (as defined in section 103 of title 41, United States Code).

SEC. 617. Notwithstanding section 708 of this Act, funds made available to the Commission by this Act shall be available for use in performing the functions of the Securities and Exchange Commission by any other Act may be used for the inter-agency funding and sponsorship of a joint advisory committee to advise on emerging regulatory issues.

SEC. 618. (a) 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, entering into negotiations with the current lessor.

(b) Any such agency with authority to enter into an amendment to such contracts or an extension of such contracts, or who may, except as otherwise provided by law, shall, after a request for such extension of such contracts in accordance with section 1353 of title 40, United States Code, shall submit to the Committees on Appropriations of the House of Representatives and the Senate: a report to the Committees on Appropriations of the House of Representatives and the Senate; an appendix for the respective appropriation; and (7) an identification of items of special congressional interest: Provided further, That at a minimum the report shall include: (1) a table of the agencies that have submitted a report to the Committees on Appropriations of the House of Representatives and the Senate; (2) a delineation in the table for each appropriation by object class and program, and account, and activity level, and (3) an identification of items of special congressional interest: Provided further, That the amount available or limited for salaries and expenses of an agency shall be reduced by $100,000 per day for each day after the due date that the report has not been submitted.

SEC. 606. The cost accounting standards promulgated under chapter 15 of title 41, United States Code, shall not apply to a contract under the Federal Employees Health Benefits Program established under chapter 89 of title 5, United States Code.

SEC. 616. Notwithstanding section 1353 of title 31, United States Code, 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. 619. (a) There are appropriated for the following activities the amounts required under this Act:

(1) Compensation of the President (3 U.S.C. 102).

(2) Reprogramming and transfer authorities for the current fiscal year: Provided, That a request shall be submitted to the Committees on Appropriations of the House of Representatives and the Senate on or before the 30th of September 2017 from appropriations made available for salaries and expenses for fiscal year 2017 in this Act, shall remain available through September 30, 2018, for each such account for the purposes authorized: Provided further, 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 and transfer authorities for the respective appropriation; and (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 tax under section 501(a) of such Code.

(3) If such request is required due to an emergency where the life of the person or entity would be endangered if the fetus were carried to term, or the pregnancy is the result of an act of rape or incest.

(4) In order to promote Government access to commercial information technology, the restriction on purchasing non-domestic 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 1101 of title 40, United States Code), that is a commercial item (as defined in section 103 of title 41, United States Code).

(5) The cost accounting standards promulgated under chapter 15 of title 41, United States Code, shall not apply to a contract under the Federal Employees Health Benefits Program established under chapter 89 of title 5, United States Code.

(6) Any such request for an amendment to such contracts, or an extension of such contracts, or a contract under the Federal Employees Health Benefits Program, which is less; or (7) creates or reorganizes offices, programs, or activities, except where otherwise provided by law.
(2) Payments to—
   (A) the Judicial Officers’ Retirement Fund (28 U.S.C. 377(g));
   (B) the Judicial Survivors’ Annuities Fund (28 U.S.C. 377(h));
   (C) the United States Court of Federal Claims Judges’ Retirement Fund (28 U.S.C. 178(i));

(3) Payment of Government contributions—
   (a) with respect to the health benefits of retired employees, as authorized by section 89 of title 5, United States Code, and the Retired Federal Employees Health Benefits Act (74 Stat. 449); and
   (b) with respect to the life insurance benefits (costs for coverage effective after December 31, 1980) (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 any other than subsection III of chapter 83 or chapter 84 of title 5, United States Code.

(6) Nothing in this section may be construed to amount appropriated by this section from any otherwise applicable limitation on the use of funds contained in this Act.

Sect. 620. The Public Company Accounting Oversight Board (Board) shall have authority to obligate funds for the scholarship program established by section 106(o)(2) of the Sarbanes-Oxley Act of 2002 (Public Law 107–204) in an aggregate amount not exceeding the amount of funds collected by the Board as of December 31, 2016, including accrued interest, as a result of the assessment of monetary penalties. Funds available for obligation in fiscal year 2017 shall remain available until expended.

Sect. 621. None of the funds made available in this Act may be used by the Federal Trade Commission to complete the draft report entitled “Intergovernmental Working Group on Food Marked to Children: Preliminary Proposed Nutrition Principles to Guide Industry Self-Regulation” unless the Intergovernmental Working Group on Food Marked to Children complies with Executive Order No. 13563.

Sect. 622. None of the funds made available by this Act may be used to pay the salaries and expenses for the following positions:
   (1) Director, White House Office of Health Reform
   (2) Assistant to the President for Energy and Climate Change
   (3) Senior Advisor to the Secretary of the Treasury assigned to the Presidential Task Force on the Auto Industry and Senior Counselor for Manufacturing Policy
   (4) White House Director of Urban Affairs
   (5) Deputy to the Under Secretary of the Treasury for International Affairs

Sect. 624. (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 in consultation with the Chief Financial Officer of the agency and budget officials.

Sect. 625. 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.

Sect. 626. 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 of the contents of a wire or electronic communication that is in electronic storage with the provider (as such terms are defined in section 2510 of United States Code) in a manner that violates the Fourth Amendment to the Constitution of the United States.

Sect. 627. 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’s universal service high-cost support for competitive eligible telecommunication carriers in a way that is inconsistent with paragraph (4) of section 54.307 of title 47, Code of Federal Regulations, as in effect on July 15, 2013: Provided, That this section shall not prohibit the Commission from developing, adopting other support mechanisms as an alternative to Mobility Fund Phase II.

Sect. 628. 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 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 submit in 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.

Sect. 629. (a) In the case of a television joint sales agreement, the Federal Communications—
   (1) may not require the termination or modification of a joint sales agreement as a condition of the transfer or assignment of a station license or the transfer of station ownership or control; and
   (2) upon request of the transferee or assignee of the station license, shall eliminate any such condition that was imposed after March 31, 2014, and permit the licenses of the stations whose advertising was jointly sold pursuant to such agreement to enter into a new joint sales agreement on substantially similar terms and conditions as the prior agreement.

(b) In this section, the term “joint sales agreement” has the meaning given such term in Note 2(k) to section 73.3555 of title 47, Code of Federal Regulations, where a joint sales agreement is part of a broader contract, this section shall be limited to the joint sales agreement portion of such contract.

Sect. 630. (a) Section 1105(a)(35) of title 31, United States Code, is amended—
   (1) by striking subparagraph (B) and redesignating subparagraph (C) as subparagraph (B);
   (2) by striking “homeland security” in each instance it appears and inserting “cybersecurity”;
   and
   (3) by amending subparagraph (B) (as redesignated by paragraph (1)) to read as follows—
   “(B) Prior to implementing this paragraph, including determining what Federal activities or accounts constitute cybersecurity for purposes of budgetary classification, the Office of Management and Budget shall consult with the Committees on Appropriations and the Committees on the Budget of the House of Representatives and the Senate, the Committee on Homeland Security and Governmental Affairs of the Senate.”

(b) The amendments made by subsection (a) shall apply to budget submissions under section 1105(a)(35) of title 31, United States Code, for fiscal year 2018 and each subsequent fiscal year.

Sect. 631. (a) Effective one year after the date of enactment of this Act, subtitle B of title IV of Public Law 102–281 is repealed.

(b) On the day before the date of the repeal under subsection (a), the Secretary of the Treasury shall transfer in the fund described in section 408(a) of subtitle A of title IV of such Public Law into the general fund of the Treasury.

Sect. 632. (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.

Sect. 633. (a) For fiscal years 2016 through 2026, the Office of Personnel Management shall provide to each affected individual as determined by subsection (b) complimentary identity protection coverage that—
   (1) is not less comprehensive than the complimentary identity protection coverage that the Office provides to individuals before the date of enactment of this Act;
   (2) is effective for a period of not less than 10 years; and
   (3) includes not less than $5,000,000 in identity theft insurance.

(b) DEFINITION.—In this section, the term “affected individual” means any individual whose Social Security Number was compromised during—
   (1) the data breach of personnel records of current and former Federal employees, at a network maintained by the Department of the Interior, that was announced by the Office of Personnel Management on June 4, 2015; or
   (2) the data breach of systems of the Office of Personnel Management containing information related to the background investigations of current, former Federal employees, and of other individuals.

Sect. 634. From the unobligated balances created by enacting this Act, none shall be spent directly for the costs of the Securities and Exchange Commission Reserve Fund established by section 991 of the Dodd-Frank Wall Street Reform and Consumer Protection Act (Public Law 111–203), $25,000,000 are rescinded.

Sect. 635. None of the funds made available by this Act shall be used by the Securities and Exchange Commission to—
   (a) establish or operate any program or activity that provides or assists individuals or organizations with the costs of any activity related to securing or improving systems, applications, or processes; or
   (b) establish or operate any program or activity that provides or assists individuals or organizations with the costs of any activity related to preventing, detecting, or responding to any computer security incident, other than activities that directly support or supplement cybersecurity defenses for critical information infrastructure or critical infrastructure.
and Exchange Commission to finalize, issue, or implement any rule, regulation, or order respecting the disclosure of political contributions, contributions to tax exempt organizations, or dues to trade associations.

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 appropriations under this Act or any other Act for fiscal year 2017 shall obligate or expend any such funds, unless such department, agency, or instrumentality has in place, and will continue to maintain, 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 surveillance or recovery vehicles) is hereby fixed at $19,997 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 motor vehicles purchased for demonstration purposes under the provisions of the Electric and Hybrid Vehicle Research, Development, and Demonstration Act of 1978: 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 fuels but not to electric, plug-in hybrid electric, and hydrogen fuel cells 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 expenses and traveling 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, the purchase of which is required by law or as deemed appropriate by the head of any department or agency, or any other person who is an officer or employee of the Government of the United States on the date of enactment of this Act, or any officer or employee thereof contrary to the provisions of this Act shall be recoverable in action by the Federal Government: Provided, 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 any other person appointed to any Federal service position by the President or the head of any department or agency during the current fiscal year for necessary expenses, including those expenses, shall 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 Act of 1972 (86 Stat. 216), or other applicable law.

SEC. 705. 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 or the 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 programs, as described in Executive Order No. 13693 (March 19, 2015), including any such programs adopted prior to the effective date of the Executive order.

(2) Other projects and activities which aim at 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 Act shall be available for the payment of the salary of any officer or employee of the Federal Government, who—

(a) engages in, or threatens to prohibit or prevent, any other officers or employees of the Armed Forces detailed to or from an element of the intelligence community (as that term is defined under section 34 of the National Security Act of 1947 (50 U.S.C. 3003(4)));

(b) engages in, or threatens to prohibit or prevent, any other activities in connection with any matter pertaining to the employment of such other officer or employee by the Federal Government, who—

(1) is an officer or employee of the Federal Government; or

(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 lawfully admitted for permanent residence and is seeking citizenship as outlined in 8 U.S.C. 1324b(a)(3)(B); or

(4) is a person who is not a citizen of the United States and is lawfully admitted for permanent residence and is seeking citizenship, whenever eligible; or

(5) is a lawful permanent resident and then a citizen of the United States.

SEC. 708. None of the funds made available pursuant to the proviso to any other Act shall be used to implement, administer, or enforce any regulation which has been disapproved pursuant to a joint resolution and is subsequently adopted and in effect at the time of such enactment under the provisions of the Electric and Hybrid Vehicles Act of 2005.
(2) removes, suspends from duty without pay, demotes, reduces in rank, seniority, status, pay, or performance or efficiency rating, denies promotion to, reassigns, transfers, disciplines, or discriminates with respect to any employment right, entitlement, or benefit, or any term or condition of employment of, any other officer or employee of the Postal Service, and the Postal Regulatory Commission threatens to commit any of the foregoing actions with respect to such other officer or employee, by reason of any communication or conduct with such other officer or employee with any Member, committee, or subcommittee of the Congress as described in paragraph (1).

Sec. 725. None of the funds made available in this Act 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 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 or 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 or contact information 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 Act 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 Act or any other Act shall be used directly or indirectly, including by private contractor, for publicity or propaganda purposes within the United States not otherwise 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 each department, agency, and independent establishment of the United States, each agency or establishment which is an instrumentality of the United States, and each instrumentality of the United States.

(b) Notwithstanding any other provision of law, any agency, including those which are executive departments, shall provide a report describing the uses of the funds made available to that agency in connection with the National Science and Technology Council to the Committees on Appropriations, the House Committee on Science and Technology, and the Senate Committee on Commerce, Science, and Transportation 90 days after enactment of this Act.

(c) Any request for proposals, solicitation, grant application, form, notification, press release, or other publications involving the distribution of Federal funds shall comply with the requirements of title 20 of the United States Code.

Sec. 727. The United States is committed to supporting the health and fitness of American, Olympic, and Paralympic athletes, and supports the strict adherence to anti-doping in

May 3, 2017

H3160

CONGRESSIONAL RECORD — HOUSE
Sect. 732. None of the funds made available in this Act may be used to pay any employee covered by this Act an at a rate in excess of the rate that would be payable were this subsection not in effect.

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 proper appointment or reten-
tion of qualified employees.

Sect. 736. None of the funds made available in this Act may be used in contravention of section 5346 of title 5, United States Code, or any other provision of law, except as provided in subsection (g), (h), or (i). This subsection shall be treated as the rate of salary or basic pay payable after the application of this sub-
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calendar year 2017, notwithstanding section 401 of the Foreign Service Act of 1980 (Public Law 96–465) or any other provision of law, except as provided in subsection (g), (h), or (i).

(2) a description of its purpose; (b) the number of participants attending; (c) a detailed statement of the costs to the United States Government, including—

(1) the cost of basic pay or increments of basic pay, for an individual who is newly appointed to any position in the executive branch and who makes an election to retain Senior Executive Service who receives a Presidential appointment and who makes a determination that this further action is necessary to prevent employees who do not serve under a political appointment from receiving pay increases as otherwise provided under applicable law.

(g) A career appointee in the Senior Executive Service who receives a Presidential appointment and who makes an election to retain Senior Executive Service pay entitlements under section 3302 of title 5, United States Code, is not subject to this section.

(h) Each report submitted shall include, for each conference described in subsection (a), (a) whether contracts were awarded on a competitive basis; and (b) a discussion of any cost comparison with the previous year, with the exception that any such increase must be based on the rates of pay and applicable pay limitations in effect on December 31, 2013.

(i) No other provision of law, for which the cost to the United States Government, or law otherwise restricting such employees or contractors is not subject to this section.

(j) Any employee paid a rate of basic pay (including any locality-based payments under title 5, United States Code, or similar authority) at or above level IV of the Executive Schedule, or any employee paid a rate of basic pay by any such department, agency, board, commission, or office during fiscal year 2017 for which the cost to the United States Government was more than $20,000.

(k) Any employee paid a rate of basic pay by any such department, agency, board, commission, or office during fiscal year 2017 for which the cost to the United States Government was more than $20,000.

(1) a noncareer appointee in the Senior Executive Service paid a rate of basic pay at or above level IV of the Executive Schedule; or (2) a limited term appointee or limited emergency appointee in the Senior Executive Service serving under a political appointment, including any locality-based payments at or above level IV of the Executive Schedule; or (3) a description of its purpose; (b) the number of participants attending; (c) a detailed statement of the costs to the United States Government, including—

(a) the direct costs for which such document is to be used. Such form or agreement shall, at a minimum, require that the person will not disclose any information that is to be used. Such form or agreement may also contain provisions related to the purpose for which such activity was in effect when the agreement was entered into.

(b) None of the funds made available in this Act or any other appropriation 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).

(2) that the President has considered suspension or debarment of the corporation and has made a grant to, or provide a loan or loan guarantee to, any other provision of law, or noncareer or career appointees in the Senior Executive Service; or (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 contracting procedures used in determining which costs relate to the conference; and

(e) A member of the Senior Foreign Service who receives a Presidential appointment to any position in the executive branch and who makes an election to retain Senior Foreign Service pay entitlements under section 3302(b) of the Foreign Service Act of 1980 (Public Law 96–465) is subject to this section.

(f) No other provision of law, for which the cost to the United States Government, or law otherwise restricting such employees or contractors is not subject to this section.

(g) A career appointee in the Senior Executive Service who receives a Presidential appointment and who makes an election to retain Senior Executive Service pay entitlements under section 3302 of title 5, United States Code, is not subject to this section.

(h) Each report submitted shall include, for each conference described in subsection (a), held during the applicable period—

(i) 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 employees attending a conference held by any Executive branch department, agency, board, commission, or office; and (i) for any other appropriations Act.

(j) Any employee paid a rate of basic pay by any such department, agency, board, commission, or office during fiscal year 2017 for which the cost to the United States Government was more than $20,000.

(k) Any employee paid a rate of basic pay by any such department, agency, board, commission, or office during fiscal year 2017 for which the cost to the United States Government was more than $20,000.

(l) No other provision of law, or any other appropriation Act may be used to begin or announce a project or any other initiative for which such document is to be used. Such form or agreement shall, at a minimum, require that the person will not disclose any information that is to be used. Such form or agreement may also contain provisions related to the purpose for which such activity was in effect when the agreement was entered into.

(m) Any employee paid a rate of basic pay by any such department, agency, board, commission, or office during fiscal year 2017 for which the cost to the United States Government was more than $20,000.

(n) None of the funds made available in this Act or any other appropriation Act may be used to increase, eliminate, or reduce funding for a program, project, or activity as proposed in the President’s budget request, or for a fiscal year for which such 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.

(o) No other provision of law, for which the cost to the United States Government, or law otherwise restricting such employees or contractors is not subject to this section.

(p) Any employee paid a rate of basic pay by any such department, agency, board, commission, or office during fiscal year 2017 for which the cost to the United States Government was more than $20,000.

(q) No other provision of law, for which the cost to the United States Government, or law otherwise restricting such employees or contractors is not subject to this section.

(r) None of the funds made available in this Act or any other appropriation Act may be used to increase, eliminate, or reduce funding for a program, project, or activity as proposed in the President’s budget request, or for a fiscal year for which such 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.

(s) None of the funds made available in this Act or any other appropriation Act may be used to increase, eliminate, or reduce funding for a program, project, or activity as proposed in the President’s budget request, or for a fiscal year for which such 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.
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 the 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.

Sect 747. (a) During fiscal year 2017, on the date on which a request is made for a transfer of funds in accordance with section 1017 of Public Law 113–235, the Bureau of Consumer Financial Protection shall notify the Committees on Appropriations of the House of Representatives and the Senate, 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 Web site.

Sect 748. (a) None of the funds made available under this Act or any other Act may be used to—

(1) implement, administer, carry on, modify, rescind, or terminate Executive Orders entitled ‘‘Establishing a Federal Flood Risk Management Standard and a Process for Further Soliciting and Considering Stakeholder Input’’ (issued January 30, 2015), other than for—

(A) acquiring, managing, or disposing of Federal lands and facilities,

(B) conducting Federal activities or programs affecting land use, including water and related land resources planning, regulating, and licensing activities;

(C) conducting Federal activities or programs affecting land use, including water and related land resources planning, regulating, and licensing activities;

(2) implement Executive Order 13636 in a manner inconsistent with the non-regulatory components of the National Flood Insurance Program;

(3) apply Executive Order 13636 or the Federal Flood Risk Management Standard by any component of the Department of Defense, including the Army Corps of Engineers in a way that changes the ‘‘floodplain’’ considered when determining whether or not to issue a Department of the Army permit under section 404 of the Clean Water Act or section 10 of the Rivers and Harbors Act.

(b) This section shall not be in effect during the period beginning on October 1, 2017 and ending on September 30, 2018.

Sect 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)

Sect 801. There are appropriated from the applicable funds of the District of Columbia such sums as may be necessary for makingsure 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 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 2017 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 and the Council of 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 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 2017 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.
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 remain available until expended, and appropriation authority consistent with the provisions of this Act.

(b) The District of Columbia government may authorize or transfer operating expenses any local funds transferred or reprogrammed in this or the four prior fiscal years from operating funds to capital funds, and such transfers 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 hereinafter.

SEC. 815. Except as otherwise specifically provided by law or under this Act, not to exceed 50 percent of unobligated balances remaining available at the end of fiscal year 2017 of funds of Federal funds made available for salaries and expenses for fiscal year 2017 in this Act, shall remain available through September 30, 2021 for such 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 2018, 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 making appropriations for the District of Columbia pursuant to which a proposed budget is approved for fiscal year 2018 which subject to the requirements of the District of Columbia Home Rule Act will constitute the fiscal portion of the annual budget for the District of Columbia government for fiscal year 2018 for purposes of section 446 of the District of Columbia Home Rule Act (sec. 1-204.45, 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 or a regular District of Columbia appropriation bill is in effect; and

(2) upon the enactment into law of the SOAR Reauthorization Act.

(c) Appropriations made by subsection (a) shall cease to be available—

(1) during any period in which a District of Columbia continuing resolution or a regular District of Columbia appropriation bill is in effect; and

(2) upon the enactment into law of the SOAR Reauthorization Act.

(d) The Act referred to in this paragraph is the Act making appropriations for the District of Columbia pursuant to which a proposed budget is approved for fiscal year 2018 which subject to the requirements of the District of Columbia Home Rule Act will constitute the fiscal portion of the annual budget for the District of Columbia government for fiscal year 2018 for purposes of section 446 of the District of Columbia Home Rule Act (sec. 1-204.45, D.C. Official Code).

(e) Appropriations made by subsection (a) shall cease to be available—

(1) during any period in which a District of Columbia continuing resolution or a regular District of Columbia appropriation bill is in effect; and

(2) upon the enactment into law of the SOAR Reauthorization Act.

(f) The Act referred to in this paragraph is the Act making appropriations for the District of Columbia pursuant to which a proposed budget is approved for fiscal year 2018 which subject to the requirements of the District of Columbia Home Rule Act will constitute the fiscal portion of the annual budget for the District of Columbia government for fiscal year 2018 for purposes of section 446 of the District of Columbia Home Rule Act (sec. 1-204.45, D.C. Official Code).

(g) Appropriations made by subsection (a) shall cease to be available—

(1) during any period in which a District of Columbia continuing resolution or a regular District of Columbia appropriation bill is in effect; and

(2) upon the enactment into law of the SOAR Reauthorization Act.

(h) The Act referred to in this paragraph is the Act making appropriations for the District of Columbia pursuant to which a proposed budget is approved for fiscal year 2018 which subject to the requirements of the District of Columbia Home Rule Act will constitute the fiscal portion of the annual budget for the District of Columbia government for fiscal year 2018 for purposes of section 446 of the District of Columbia Home Rule Act (sec. 1-204.45, D.C. Official Code).

(i) Appropriations made by subsection (a) shall cease to be available—

(1) during any period in which a District of Columbia continuing resolution or a regular District of Columbia appropriation bill is in effect; and

(2) upon the enactment into law of the SOAR Reauthorization Act.

(j) The Act referred to in this paragraph is the Act making appropriations for the District of Columbia pursuant to which a proposed budget is approved for fiscal year 2018 which subject to the requirements of the District of Columbia Home Rule Act will constitute the fiscal portion of the annual budget for the District of Columbia government for fiscal year 2018 for purposes of section 446 of the District of Columbia Home Rule Act (sec. 1-204.45, D.C. Official Code).

(k) Appropriations made by subsection (a) shall cease to be available—

(1) during any period in which a District of Columbia continuing resolution or a regular District of Columbia appropriation bill is in effect; and

(2) upon the enactment into law of the SOAR Reauthorization Act.

(l) The Act referred to in this paragraph is the Act making appropriations for the District of Columbia pursuant to which a proposed budget is approved for fiscal year 2018 which subject to the requirements of the District of Columbia Home Rule Act will constitute the fiscal portion of the annual budget for the District of Columbia government for fiscal year 2018 for purposes of section 446 of the District of Columbia Home Rule Act (sec. 1-204.45, D.C. Official Code).

(m) Appropriations made by subsection (a) shall cease to be available—

(1) during any period in which a District of Columbia continuing resolution or a regular District of Columbia appropriation bill is in effect; and

(2) upon the enactment into law of the SOAR Reauthorization Act.

(n) The Act referred to in this paragraph is the Act making appropriations for the District of Columbia pursuant to which a proposed budget is approved for fiscal year 2018 which subject to the requirements of the District of Columbia Home Rule Act will constitute the fiscal portion of the annual budget for the District of Columbia government for fiscal year 2018 for purposes of section 446 of the District of Columbia Home Rule Act (sec. 1-204.45, D.C. Official Code).
“(A) IN GENERAL.—None of the funds provided under this division for opportunity scholarships may be used by a participating eligible student to enroll in a participating private school, at the school that the student attended last year, for the purpose of participating in the program under this division.


“(C) USE OF FUNDS FOR ADMINISTRATIVE EXPENSES.—Section 3007(c) (sec. 38–1853.07(c), D.C. Official Code), as redesignated by paragraph (1)(C), is amended to read as follows:

“(1) The expenses of educating parents about the eligible entity's program under this division, including—

“(A) providing information about the program to parents of each student who is a participant; (B) issuing the scholarships to eligible students; (C) participating school under this division.

“(D) ADMINISTRATIVE EXPENSES AND PARENTAL ASSISTANCE.—Section 3009(a) (sec. 38–1853.09(a), D.C. Official Code) is amended to read as follows:

“(A) REVISION OF EVALUATION PROCEDURES AND REQUIREMENTS.—

“(1) In general.—Section 3009(a) (sec. 38–1853.09(a), D.C. Official Code) is amended to read as follows:

“(A) jointly enter into an agreement with the Mayor of the District of Columbia shall—

“(A) A comparison of the academic achievement of participating eligible students who use an opportunity scholarship under this division, with the academic achievement of students who use an opportunity scholarship in the grades described in paragraph (A) and (B) to the academic achievement of a comparison group of students with similar backgrounds.

“(C) The success of the program under this division in expanding choice options for participating eligible students who use an opportunity scholarship; (D) The success of the program under this division in increasing the satisfaction of such parents and students with their choice.

“(E) A comparison of the college enrollment rates, college persistence rates, and college graduation rates of participating eligible students who use an opportunity scholarship.

“(F) A comparison of the academic achievement of participating eligible students who use an opportunity scholarship.

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on the perceptions of the students and parents.

"(G) An assessment of student academic achievement at participating schools in which the majority of the total number of students enrolled at the school are participating eligible students who receive and use an opportunity scholarship.

"(H) Such other measures with respect to participating eligible students who use an opportunity scholarship as the Secretary considers appropriate for inclusion in the evaluation of the impact of the program on public elementary schools and secondary schools in the District of Columbia.

"(i) Providing disclosure of personal information.

"(A) In general.—Any disclosure of personally identifiable information obtained under this division shall be in compliance with section 444 of the General Education Provisions Act (commonly known as the 'Family Educational Rights and Privacy Act of 1974') (20 U.S.C. 1232g).

"(B) Students not attending public school.—With respect to any student who is not attending a public elementary school or secondary school, personally identifiable information obtained under this division shall only be disclosed to:

"(1) individuals carrying out the evaluation described in paragraph (1A) for such student;

"(2) the group of individuals providing information for carrying out the evaluation of such student; and

"(3) the parents of such student.

"(2) Transition of evaluations.—

(A) Termination of previous evaluations.—The Secretary of Education shall:

(i) terminate the evaluations conducted under section 3009(a) of the Scholarships for Opportunity and Results Act (sec. 38–1853.09(a), D.C. Official Code), as in effect on the date of enactment of this title, after obtaining data for the 2017–2018 school year; and

(ii) submit any reports required for the 2017–2018 school year or preceding years with respect to the evaluations in accordance with section 3009(b) of such Act.

(B) New evaluations.

(i) In general.—Effective beginning with respect to the 2018–2019 school year, the Secretary shall conduct new evaluations in accordance with provisions of section 3009(a) of the Scholarships for Opportunity and Results Act (sec. 38–1853.09(a), D.C. Official Code), as amended by this title.

(ii) Most recent evaluations.—As a component of the evaluations described in clause (i), the Secretary shall continue to monitor and evaluate the students who were included in the most recent evaluation under such section prior to the date of enactment of this title, including by monitoring and evaluating the test scores and other information of such students.

(b) Duty of Mayor to ensure Institute has all information necessary to carry out evaluations.—Section 301(a)(1) (sec. 38–1853.11(a), D.C. Official Code) is amended to read as follows:

"(1) Information necessary to carry out evaluations.—Ensure that all District of Columbia public schools and District of Columbia public charter schools make available to the Institute of Education Sciences of the Department of Education all of the information necessary to carry out the requirements to carry out the assessments and perform the evaluations required under section 3009(a)."

Sec. 301(b) (sec. 38–1853.11(b), D.C. Official Code) is amended to read as follows:

"(b) Enforcement.—If, after reasonable notice and an opportunity for a hearing, the Secretary determines that the Mayor has failed to comply with any of the requirements of subsection (a), the Secretary may withhold from the Mayor, in whole or in part:

(1) the funds otherwise authorized to be appropriated under section 3011(a)(2), if the failure to comply relates to the District of Columbia public schools;

(2) the funds otherwise authorized to be appropriated under section 3011(a)(3), if the failure to comply relates to the District of Columbia public charter schools; or

(3) the funds otherwise authorized to be appropriated under both paragraphs (2) and (5) of section 3011(a), if the failure relates to both the District of Columbia public schools and the District of Columbia public charter schools.

"(B) Rules for use of funds provided for support of public charter schools.—Section 3011 (sec. 38–1853.11, D.C. Official Code) is amended—

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

(ii) by inserting after subsection (a) the following new subsection:

"(B) Special rules regarding funds provided for support of public charter schools.—The following rules shall apply with respect to the funds provided under this division for the support of District of Columbia public charter schools:

(1) The Secretary may direct the funds provided for any fiscal year, or any portion thereof, to the Office of the State Superintendent of Education of the District of Columbia.

(2) The Office of the State Superintendent of Education of the District of Columbia may transfer the funds to subgrantees that are:

(A) specific District of Columbia public charter schools or networks of such schools; or

(B) District of Columbia-based nonprofit organizations with experience in successfully providing support or assistance to District of Columbia public charter schools or networks of such schools.

(3) The funds provided under this division for the support of District of Columbia public charter schools may be used, subject to such terms and conditions as the Secretary determines, to any of the following:

a. training teachers in the District of Columbia public charter school in good standing with the District of Columbia Charter School Board, and the Office of the State Superintendent of Education of the District of Columbia and the District of Columbia Charter School Board may not restrict the availability of such funds to certain types of schools on the basis of the school's location, governing body, or the school’s facilities.”.

Division F—Department of Homeland Security Appropriations Act, 2017

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, $137,051,000: Provided, That not to exceed $2,000 shall be for official reception and representation expenses: Provided further, That of the funds provided under this heading, $2,000,000 shall be withheld from obligation until the Secretary complies with section 107 of this Act.

MANAGEMENT DIRECTORATE

OPERATIONS AND SUPPORT

For necessary expenses of the Management Directorate for operations and support, $597,817,000, of which $194,062,000 shall remain available until September 30, 2018: 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 improvement activities, $18,839,000, to remain available until September 30, 2018.

RESEARCH AND DEVELOPMENT

For necessary expenses of the Management Directorate for research and development, $265,551,000, of which $106,115,000
shall remain available until September 30, 2018; 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 rental space in buildings.

\textbf{OFFICE OF INSPECTOR GENERAL}

\textbf{OPERATIONS AND SUPPORT}

For necessary expenses of the Office of Inspector General, and for the purchase of up to 7,500 police-type vehicles; overseas vetted and minor leasehold improvements at owned units; and maintenance, minor construction, and minor leasehold improvements at owned and leased facilities, $16,186,532,000; of which $20,775,000 shall be available for payment for rental space in connection with preclearance operations; Provided further, That not to exceed $1,000,000 shall be for awards of compensation to informants, to be accounted for solely under the certificate of the Secretary of Homeland Security.

\textbf{PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS}

For necessary expenses for U.S. Customs and Border Protection for procurement, construction, and improvements, to purchase and lease or construct buildings, to purchase property, and for other purposes, $34,342,000; of which $29,800,000, to remain available until September 30, 2021.

\textbf{U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT}

\textbf{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, $6,168,532,000; of which $20,775,000 shall remain available until September 30, 2021, and of which $20,775,000 shall remain available until September 30, 2022.

\textbf{TITLE II}

\textbf{SECURITY, ENFORCEMENT, AND INVESTIGATIONS}

\textbf{U.S. CUSTOMS AND BORDER PROTECTION}

\textbf{OPERATIONS AND SUPPORT}

For necessary expenses of U.S. Customs and Border Protection for operations and support, including the transportation of unaccompanied minor aliens; the provision of legal assistance to eligible aliens; the administration of laws enforced by the Department of Homeland Security; at the discretion of the Secretary of Homeland Security; and for the purchase, maintenance, or operation of overseas vetted and minor leasehold improvements at owned units; and maintenance, minor construction, and minor leasehold improvements at owned and leased facilities, $18,700,000; of which $11,475,000 shall be for official reception and representation expenses; Provided further, That not to exceed $11,216,000 shall be available for enforcement, detention, and removal operations, including transportation of unaccompanied minor aliens; Provided, That not to exceed $1,000,000 shall be available until expended for conducting special operations under section 331 of the Customs Enforcement Act of 1990 (19 U.S.C. 1901); 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.

\textbf{PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS}

For necessary expenses of U.S. Immigration and Customs Enforcement for procurement, construction, and improvements, $20,775,000; to remain available until September 30, 2019.

\textbf{TRANSPORTATION SECURITY ADMINISTRATION}

\textbf{OPERATIONS AND SUPPORT}

For necessary expenses of the Transportation Security Administration for operations and support, $7,168,000,000, to remain available until September 30, 2018; Provided, That not to exceed $7,650 shall be for official reception and representation expenses; Provided further, That security service fees authorized under section 49904 of title 49, United States Code, shall be credited to this appropriation as offsetting collections and shall be available only for security services; 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 2017 so as to result in a final fiscal year appropriation from the general fund as estimated at not more than $4,975,017,000.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS
For necessary expenses of the Transportation Security Administration for procurement, construction, and improvement, $206,063,000, to remain available until September 30, 2019.

RESEARCH AND DEVELOPMENT
For necessary expenses of the Transportation Security Administration for research and development, $5,000,000, to remain available until September 30, 2018.

COAST GUARD OPERATING EXPENSES
For necessary expenses for the operations and maintenance of the Coast Guard, not otherwise provided for; purchase or lease of equipment, and modification of existing equipment; to remain available until September 30, 2019.

ENVIRONMENTAL COMPLIANCE AND RESTORATION
For necessary expenses for the operations and maintenance of the Coast Guard under chapter 19 of title 14, United States Code, $13,315,000, to remain available until September 30, 2021.

RESERVE TRAINING
For necessary expenses of the Coast Guard Reserve; operations and maintenance of the Coast Guard Reserve Program; personnel and training costs; and equipment and services; $12,302,000.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS
For necessary expenses of the Coast Guard for acquisition, construction, renovation, and improvement of aids to navigation, shore facilities (including facilities at Department of Defense installations used by the Coast Guard), vessels, and aircraft, including equipment related thereto, $1,370,007,000; of which $20,000,000 shall be derived from the Oil Spill Liability Trust Fund for equipment related thereto.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS
For necessary expenses of the United States Secret Service for procurement, construction, and improvements, $90,627,000, to remain available until September 30, 2019.

RESEARCH AND DEVELOPMENT
For necessary expenses of the United States Secret Service for research and development, $2,500,000, to remain available until September 30, 2018.

ADMINISTRATIVE PROVISIONS
SEC. 201. (a) For fiscal year 2017, the overlimitation prescribed in section 5(c)(1) of title 2 of the United States Code (267(c)(1)) shall be $45,000; and notwithstanding any other provision of law, none of the funds appropriated by this Act shall be available to reimburse a claim of U.S. Customs and Border Protection for overtime, from whatever source, in an amount that exceeds such limitation, except in individual cases determined by the Secretary of Homeland Security, or the designee of the Secretary, to be necessary for national security purposes, to prevent excessive costs, or in cases of immigration emergencies.

(b) None of the funds made available by this Act for the following accounts shall be available to reimburse a claim of U.S. Customs and Border Protection for overtime in an annual amount in excess of $45,000:

(1) “U.S. Immigration and Customs Enforcement—Operation Support”, except that the Secretary of Homeland Security, or the designee of the Secretary, may waive such amount as necessary for national security purposes and in cases of immigration emergencies.

(2) “United States Secret Service—Operations and Support”, except that the Secretary of Homeland Security, or the designee of the Secretary, may waive such amount as necessary for national security purposes.

SEC. 202. No U.S. Customs and Border Protection aircraft or other related equipment, with the exception of aircraft that are one of a kind and have been identified as excess to U.S. Customs and Border Protection requirements and in cases of immigration emergencies.


For necessary expenses of the United States Secret Service for operations and support, including, That not to exceed $23,000 shall be for activities related to training in electronic equipment and equipment related thereto, $1,370,007,000; of which $20,000,000 shall be derived from the Oil Spill Liability Trust Fund for equipment related thereto, $95,000,000 shall be immediately available and allotted to contract for long lead time equipment, testing, and evaluation.

For necessary expenses of the Coast Guard for research, development, test, and evaluation; and operation of facilities and equipment; $36,319,000, to remain available until September 30, 2019, of which $500,000 shall be for development purposes, to purchase or lease of equipment, and modification of existing equipment; to remain available until September 30, 2021.

Provided, That not to exceed $23,000 shall be for activities related to training in electronic equipment and equipment related thereto.

Provided, That not to exceed $23,000 shall be for activities related to training in electronic equipment and equipment related thereto.

For necessary expenses of the Coast Guard for research, development, test, and evaluation; and operation of facilities and equipment; $36,319,000, to remain available until September 30, 2019, of which $500,000 shall be for development purposes, to purchase or lease of equipment, and modification of existing equipment; to remain available until September 30, 2021.
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 that complies with the Federal Food, Drug, and Cosmetic Act: Provided, That this section shall apply only to individuals transporting on their person a person or persons in violation 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. 207. 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 46 U.S.C. 501(b) 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:

(1) a U.S. flag vessel; or

(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 required to pay to have the privilege of 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.

SEC. 208. (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.

SEC. 209. 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—Operating Expenses" in accordance with subsection (a) of section 503.

SEC. 210. 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 personnel.

SEC. 211. 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. 212. Funds made available under this Act may be used to alter operations within the Civil Engineering Program of the Coast Guard nationwide, including civil engineer-planning, 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 contract within a Civil Engineering unit unless specifically authorized by a statute enacted after the date of enactment of this Act.

SEC. 213. Funds made available under this heading for Overseas Contingency Operations/Global War on Terrorism may be obligated for the purpose of opening a new permanent domestic or overseas office or location unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such obligation.

SEC. 214. None of the funds made available to the United States Secret Service by this Act or by previous appropriations Acts may be used for the protection of the head of a Federal agency other than the Secretary of Homeland Security, the President, including the Director of the Secret Service, the Attorney General, or the United States Attorneys; and the United States Senate, including the leadership; the House of Representatives and the United States House of Representatives within 10 business days of any meeting of the United States Senate, including the leadership; or the United States House of Representatives within 10 business days of any meeting of the United States House of Representatives.

SEC. 215. Notwithstanding section 44923 of title 49, United States Code, and title 5, United States Code, 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 of explosives detection systems or for the issuance of other transaction agreements for the purpose of reimbursements described in section 44903(n)(1) of title 49, United States Code, any requirement that airport operators provide airport-facility rates, airport readiness, and increased risk, the airport’s current reliance on other activities unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such obligation.

SEC. 216. The reporting requirement in the ninth proviso under the heading—Transportation Security Administration pro- vides/Global War on Terrorism—Operations and Support”—as necessary to ensure that the purpose of aliens priorized for removal.

SEC. 217. None of the funds made available by this Act for overseas operations/Global War on Terrorism may be used by the Administrator of the Transportation Security Administration to implement, administer, or enforce, in derogation of the re¬ sponsibility described in section 44903(n)(1) of title 49, United States Code, any requirement that airport operators provide airport-facility rates, airport readiness, and increased risk, the airport’s current reliance on other activities unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such obligation.

SEC. 218. None of the funds made available by this Act for overseas operations/Global War on Terrorism may be used by the Administrator of the Transportation Security Administration to implement, administer, or enforce, in derogation of the responsibility described in section 44903(n)(1) of title 49, United States Code, any requirement that airport operators provide airport-facility rates, airport readiness, and increased risk, the airport’s current reliance on other activities unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such obligation.

SEC. 219. 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 personnel.

SEC. 220. None of the funds in this Act may be used to alter operations within the Civil Engineering Program of the Coast Guard nationwide, including civil engineer-planning, 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 contract within a Civil Engineering unit unless specifically authorized by a statute enacted after the date of enactment of this Act.

SEC. 221. Funds made available under this heading for Overseas Contingency Operations/Global War on Terrorism may be obligated for the purpose of opening a new permanent domestic or overseas office or location unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such obligation.

SEC. 222. None of the funds made available to the United States Secret Service by this or by previous appropriations Acts may be used for the protection of the head of a Federal agency other than the Secret¬ ary of Homeland Security, the President, the Attorney General, or the United States Attorneys; and the United States Senate, including the leadership; the House of Representatives and the United States House of Representatives within 10 business days of any meeting of the United States Senate, including the leadership; or the United States House of Representatives within 10 business days of any meeting of the United States House of Representatives.

SEC. 223. Funds made available under this heading for Overseas Contingency Operations/Global War on Terrorism may be obligated for the purpose of opening a new permanent domestic or overseas office or location unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such obligation.

SEC. 224. None of the funds made available to the United States Secret Service by this Act or by previous appropriations Acts may be used for the protection of the head of a Federal agency other than the Secretary of Homeland Security, the President, the Attorney General, or the United States Attorneys; and the United States Senate, including the leadership; the House of Representatives and the United States House of Representatives within 10 business days of any meeting of the United States Senate, including the leadership; or the United States House of Representatives within 10 business days of any meeting of the United States House of Representatives.

SEC. 225. None of the funds made available to the United States Secret Service by this Act or by previous appropriations Acts may be used for the protection of the head of a Federal agency other than the Secretary of Homeland Security, the President, the Attorney General, or the United States Attorneys; and the United States Senate, including the leadership; the House of Representatives and the United States House of Representatives within 10 business days of any meeting of the United States Senate, including the leadership; or the United States House of Representatives within 10 business days of any meeting of the United States House of Representatives.

SEC. 226. None of the funds made available to the United States Secret Service by this Act or by previous appropriations Acts may be used for the purpose of opening a new permanent domestic or overseas office or location unless the Committees on Appropriations of the Senate and the House of Represent¬atives are notified 15 days in advance of such obligation.

SEC. 227. For purposes of section 503(d) of this Act, up to $15,000,000 may be reprogrammed within "United States Secret Service—Operations and Support”.

SEC. 228. 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 prac¬ ticable, prior to such expenditures.
For necessary expenses of the National Protection and Programs Directorate for procurement, construction, and improvements, $2,983,458,000, of which $2,000,000 from the funds provided under this heading, $345,000,000 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).

For emergency management performance grants under the Homeland Security Act of 2002 (6 U.S.C. 604), the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121), the Federal Assistance under sections 1406, 1513, and 1532 respectively of the Homeland Security Act of 2002 (6 U.S.C. 1135, 1183, 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.

For necessary expenses of the Federal Protective Service, $123,548,000, of which $16,161,000 shall remain available until September 30, 2018.

For necessary expenses of the Federal Emergency Management Agency for Federal assistance under sections 1406, 1513, and 1532 respectively of the Homeland Security Act of 2002 (6 U.S.C. 1135, 1183, and 1182), of which $10,000,000 shall be for the Homeland Security Grant Program under section 2004 of the Homeland Security Act of 2002 (6 U.S.C. 604), of which $25,000,000 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.

That not to exceed $2,250 shall be for official presentation expenses: Provided further, That any additional fees collected pursuant to section 103(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 floodplain management and flood mapping: Provided further, That in fiscal year 2017, no funds shall be available for the National Flood Assistance Program under section 1310 of the National Flood Insurance Act of 1968 (42 U.S.C. 4017) in excess of—

(1) $117,042,000 for operating expenses and salaries and expenses associated with flood insurance operations;

(2) $1,125,000,000 for commissions and taxes of agents;

(3) such sums as are necessary for interest on Treasury borrowings; and

(4) $175,061,000, which shall remain available until expended for flood insurance operations and for flood mitigation assistance under section 1366 of the National Flood Insurance Act of 1968 (42 U.S.C. 4106(e), notwithstanding section 1366(a)(7) of such Act (42 U.S.C. 4104(e), 4107): Provided, 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 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), and paragraphs (1) through (3) of section 1366(a)(7) of such Act (42 U.S.C. 4102a(f)(8), 4104(c)(1)(A), and 4104(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

INCLUDINGS (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.), $7,328,515,000, to remain available until expended, of which $6,713,000,000 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.

For activities under the National Flood Insurance Act of 1968 (42 U.S.C. 4001 et seq.): Provided, That amounts collected under 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 112-10, 126 Stat. 95) and the Community Reinvestment Act of 1977 (12 U.S.C. 2901 et seq.) shall be available for mission support associated with flood management; and of which $168,363,000 shall be available for floodplain management and flood mapping: Provided further, That any additional fees collected pursuant to section 103(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 floodplain management and flood mapping: Provided further, That in fiscal year 2017, no funds shall be available for the National Flood Assistance Program under section 1310 of the National Flood Insurance Act of 1968 (42 U.S.C. 4017) in excess of—

(1) $117,042,000 for operating expenses and salaries and expenses associated with flood insurance operations;

(2) $1,125,000,000 for commissions and taxes of agents;

(3) such sums as are necessary for interest on Treasury borrowings; and

(4) $175,061,000, which shall remain available until expended for flood insurance operations and for flood mitigation assistance under section 1366 of the National Flood Insurance Act of 1968 (42 U.S.C. 4106(e), notwithstanding section 1366(a)(7) of such Act (42 U.S.C. 4104(e), 4107): Provided, 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 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), and paragraphs (1) through (3) of section 1366(a)(7) of such Act (42 U.S.C. 4102a(f)(8), 4104(c)(1)(A), and 4104(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).
Sect. 302. The Chief Medical Officer shall submit a report to the Committees on Appropriations of the Senate and the House of Representatives that includes—

(1) a comprehensive strategy and project plan to advance the Nation’s early detection capabilities related to a bioterrorism event;
(2) a description of the responsibilities of the Office of Public Health Affairs, Science and Technology Directorate, and other departmental components as appropriate for implementing such strategy;
(3) a description of technical and operational programmatic efficiencies to be gained by replacing or enhancing the current BioWatch system;
(4) timelines and benchmarks for implementation of a new or enhanced system, including, but not limited to—
(A) a mission needs statement;
(B) operational requirements documents;
(C) key performance parameters;
(D) a test and evaluation master plan; and
(E) an acquisition plan and strategy;

(5) an expenditure plan for fiscal year 2017 activities that advance the Nation’s early detection capabilities related to a bioterrorism event; and

(6) detailed cost estimates for not less than 5 years for the development of a new or enhanced BioWatch system.

Sect. 303. Notwithstanding section 2008(a)(11) of the Homeland Security Act of 2002 (6 U.S.C. 699(a)(11)) or any other provision of law, not more than 5 percent of the amounts 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.

Sect. 304. 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 Federal Emergency Management Agency shall act within 60 days after the receipt of an application.

Sect. 305. Under the heading “Federal Emergency Management Agency—Federal Assistance,” for grants under paragraphs (1) through (4), 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.

Sect. 306. Under the heading “Federal Emergency Management Agency—Federal Assistance,” for grants under paragraphs (1) and (2), the installation of communications towers shall be considered construction of a building or other physical facility.

Sect. 307. Notwithstanding section 509 of this Act, the Administrator of the Federal Emergency Management Agency may use the funds provided under the heading “Federal Emergency Management Agency—Federal Assistance,” in paragraph (10) to acquire real property for the purpose of establishing or appropriately extending the security buffer zones around Federal Emergency Management Agency training facilities.

Sect. 308. Notwithstanding any other provision of law—

(1) grants awarded to States along the Southern Border of the United States under sections 2003 or 2004 of the Homeland Security Act of 2002 (6 U.S.C. 694 and 695) using funds provided under the heading “Federal Emergency Management Agency—Federal Assistance” for grants under paragraph (1) in this Act, or under the heading “Federal Emergency Management Agency—State and Local Programs” in Public Law 114–4, division F of Public Law 113–76, or division D of Public Law 113–6 may be used by recipients to pay for support, including those reimbursements of costs, related to providing humanitarian relief to unaccompanied alien children and alien adults accompanied by an alien minor who were entering the United States, provided that such costs were incurred between January 1, 2014, and December 31, 2014, or during the award period of performance of the grants awarded to States under section 2004 of the Homeland Security Act of 2002 (6 U.S.C. 695) using funds provided under the heading “Federal Emergency Management Agency—Federal Assistance” for grants under paragraph (1) in this Act may be used by recipients or sub-recipients for costs, or reimbursements of costs, related to public safety in support of a State declaration of emergency.

Sect. 309. 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 2017 with respect to budget year 2018 and current fiscal year 2017, respectively, by substituting “fiscal year 2016” for “fiscal year 2015” in paragraph (1).

Sect. 310. The Administrator of the Federal Emergency Management Agency shall transfer for $113,000,000 to the appropriations account for “Federal Emergency Management Agency—Disaster Assistance Direct Loan Program” by section 6062 of Public Law 114–28 to the appropriations account for “Federal Emergency Management Agency—Disaster Assistance” 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 and by the President shall subsequently designates the entire transfer and transmits such designation to the Congress.

Sect. 311. Notwithstanding 42 U.S.C. 5170c(b)(2)(B)(ii), the Administrator of the Federal Emergency Management Agency may allow the construction of an earthwork levee by a State, local, or tribal government on covered hazard mitigation land:

Provided, That such construction constitutes part of a flood control project, is constructed of naturally-occurring materials, and conforms to other criteria as established by the Administrator of the Federal Emergency Management Agency.

Sect. 312. The aggregate charges assessed during fiscal year 2017, 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. 5196c), shall be not 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 assessing charges be fair, reasonable, and equitable and shall reflect costs of providing such services, including administrative costs of collecting such fees:

Provided further, That funds transferred to the Radiological Emergency Preparedness Program account as offsetting collections and will become available for authorized purposes on October 1, 2017, and remain available until expended.

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, $182,812,000.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS
For necessary expenses of U.S. Citizenship and Immigration Services for procurement, construction, and improvements of the E-Verify Program, $13,223,000.

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 5109 of title 5, United States Code, $43,203,000, of which up to $50,748,000 shall remain available until September 30, 2018, and of which $27,553,000 shall remain available until September 30, 2019, provided, That not to exceed $7,650 shall be for official reception and representation expenses.

SCIENCE AND TECHNOLOGY DIRECTORATE
OPERATIONS AND SUPPORT
For necessary expenses of the Science and Technology Directorate for research and development, $470,624,000, to remain available until September 30, 2019.

DOMESTIC NUCLEAR DETECTION OFFICE
OPERATIONS AND SUPPORT
For necessary expenses of the Domestic Nuclear Detection Office for operations and support, $50,042,000: Provided, That not to exceed $2,250 shall be for official reception and representation expenses.

PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS
For necessary expenses of the Domestic Nuclear Detection Office for research and development, $155,061,000, to remain available until September 30, 2019.

FEDERAL ASSISTANCE
For necessary expenses of the Domestic Nuclear Detection Office for Federal assistance through grants, contracts, cooperative agreements and other activities, $49,329,000, to remain available until September 30, 2019.

ADMINISTRATIVE PROVISIONS
Sect. 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. Funds made available in this Act may be used by U.S. Citizenship and Immigration Services to grant an immigration benefit unless the results of background check required by law to be completed prior to the granting of the benefit have been received by U.S. Citizenship and Immigration Services, and the results do not preclude the granting of the benefit.

Sec. 403. None of the funds appropriated by this Act may be used to process or approve a change in the status of Management Accountability or 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. 404. (a) Notwithstanding section 1356b of title 8, United States Code, of the funds in the Immigration Inspections Fee Account, up to $10,000,000 may be allocated by U.S. Citizenship and Immigration Services in fiscal year 2017 for the purpose of providing an immigrant integration grants program.

(b) None of the funds made available to U.S. Citizenship and Immigration Services for grants for immigrant integration pursuant to subsection (a) or (c) may be used to provide services to aliens who have not been lawfully admitted to permanent residence.

(c) The Director of U.S. Citizenship and Immigration Services is authorized in fiscal year 2017, and in each fiscal year thereafter, to solicit, receive, and accept gifts, including donations of property, for the purpose of providing an immigrant integration grants program and related activities to promote citizenship and immigrant integration: Provided, That all sums received under this subsection shall be deposited in a separate account in the general fund of the Treasury to be known as the “Citizenship Gift and Bequest Account”; Provided further, That all funds deposited into the Citizenship Gift and Bequest Account shall remain available for use and shall be available in addition to any funds appropriated or otherwise made available for an immigrant integration grants program or other activities to promote citizenship and immigrant integration.

(d) Nothing in this section shall be construed to limit the authority of the Secretary of Homeland Security under section 507 of the Department of Homeland Security Appropriations Act, 2004 (Public Law 108-90) or any other law with respect to the solicitation and acceptance of gifts.

Sec. 405. 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. 406. The Director of the Federal Law Enforcement Training Centers shall schedule basic or advanced law enforcement training, or both, at all four training facilities under the control of the Federal Law Enforcement Training Centers to ensure that such training facilities are operated at the highest capacity throughout the fiscal year.

Sec. 407. 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 accreditation, shall establish 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. 408. (a) There is to be established a “Federal Law Enforcement Training Centers—Procurement, Construction, and Improvements” appropriations account for planning, operational development, engineering, construction, and for information technology-related procurement, construction, and improvements, including non-tangible assets of the Federal Law Enforcement Training Centers.

(b) The Director of the Federal Law Enforcement Training Centers may accept contributions to the account established by subsection (a) from Government agencies requesting the construction of special use facilities, as authorized by the Economy Act (31 U.S.C. 1535(a)): Provided, That the Federal Law Enforcement Training Centers maintain administrative control and ownership upon completion of the facility.


TITLE V
GENERAL PROVISIONS (INCLUDING TRANSFERS AND RESCRIPTIONS 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 between such activities as authorized by the Economy Act (31 U.S.C. 1535(b)).

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 2017, or provided from any accounts in the Treasury of the United States derived from 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 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 for fiscal year 2017 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;

(5) reorganizes components; or

(6) results from any general savings from a reduction in personnel that would result in a cut to any program, project, or activity, as approved by the Congress, unless the Committees on Appropriations of the House of Representatives and the Senate and the House of Representatives shall be notified at least 15 days in advance of such reprogramming.

(b) 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 appropriations if the Committees on Appropriations of the Senate and the House of Representatives are notified at least 10 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 transfers.

(c) Notwithstanding subsections (a) and (b), no funds shall be reprogrammed within or transferred between appropriations based on a written notice received by the Committees on Appropriations after June 30, except in extraordinary circumstances that immediately threaten the safety or security of human life or the protection of property.

(d) The notification thresholds and procedures set forth in subsections (a), (b), and (c) shall apply to any use of deobligated balances of funds provided in previous Department of Homeland Security Appropriations Acts.

Sec. 504. (a) None of the funds provided by this Act included in the Budget for fiscal year 2017 under section 401(b) shall be available to the Department of Homeland Security Appropriations Act: Provided, That the Secretary shall notify the Committees on Appropriations of the Senate and the House of Representatives 5 days in advance of such transfer.

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 2017, as recorded in the financial records at the time of a reprogramming, shall be transferred to the Fund established pursuant to this Act, provided that any amount transferred to the Fund shall be available for obligation or expenditure through a reprogramming of funds that—

(1) creates or eliminates a 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 for fiscal year 2017 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;

(5) reorganizes components; or

(6) results from any general savings from a reduction in personnel that would result in a cut to any program, project, or activity, as approved by the Congress, unless the Committees on Appropriations of the House of Representatives and the Senate shall be notified at least 15 days in advance of the reprogramming.

Sec. 506. Funds deposited into the Immigration Examinations Fee Account shall be deposited in the Immigration Examination Fee Account, established pursuant to this Act, and merged with funds in the applicable appropriation accounts for such activities established pursuant to this Act, provided by previous appropriations Acts to the components in or transferred to the Department of Homeland Security Appropriations Act, 2017, or provided from any other appropriation account or fund that—

(1) creates or eliminates a 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 for fiscal year 2017 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;

(5) reorganizes components; or

(6) results from any general savings from a reduction in personnel that would result in a cut to any program, project, or activity, as approved by the Congress, unless the Committees on Appropriations of the House of Representatives and the Senate shall be notified at least 15 days in advance of the reprogramming.

Sec. 507. Notwithstanding section 1005(b) of title 31, United States Code, that all sums received by the Treasury from any of the following shall be deposited in the Immigration Benefit Assessment Account: Provided, That prior to the end of August 2017, the Secretary of Homeland Security may transfer to any other appropriation fund up to $20,000,000 from appropriations made available for the Department of Homeland Security Appropriations Act: Provided, That the Secretary shall notify the Committees on Appropriations of the Senate and the House of Representatives 5 days in advance of such transfer.

Sec. 508. The Secretary of Homeland Security may transfer to the Fund established by 8 U.S.C. 1101 note, not to exceed $20,000,000 from appropriations made available for the Department of Homeland Security Appropriations Act: Provided, That the Secretary shall notify the Committees on Appropriations of the Senate and the House of Representatives 5 days in advance of such transfer.

Sec. 509. Funds provided by the Working Capital Fund shall be available for obligations until expended to carry out the purposes of the Working Capital Fund: Provided further, That all departmental components shall be charged only for direct usage of each Working Capital Fund service: Provided further, That funds provided to the Working Capital Fund shall be used only for purposes consistent with the conferees’ understanding: Provided further, That the Working Capital Fund shall be paid in advance or reimbursed as described above, which will result in a net increase of each service: Provided further, That the Committee on Appropriations of the Senate and the House of Representatives shall be notified of any activity added to or removed from the Fund: Provided further, That for any activity added to the fund, the notification shall identify sources of funds by program, project, and activity: Provided further, That the Chief Financial Officer of the Department of Homeland Security shall submit a quarterly execution report with activity-level detail, not later than 30 days after the end of each quarter.

Sec. 510. Except as otherwise specifically provided by law, not to exceed 50 percent of unobligated balances remaining available at the end of fiscal year 2018, as recorded in the financial records at the time of a reprogramming, shall be transferred to the Fund(s) established pursuant to this Act, provided, shall apply to any use of deobligated balances of funds provided in previous Department of Homeland Security Appropriations Acts.
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 530 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 2017 until the enactment of an Act authorizing intelligence activities for fiscal year 2017.

SEC. 507. (a) The Secretary of Homeland Security 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, grant, 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 $1,000,000;

(2) 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;

(3) making a sole-source grant award; or

(4) soliciting the intent to make or award items under paragraph (1), (2), or (3), including a contract covered by the Federal Acquisition Regulation;

(b) 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 10 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 otherwise acquire 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 Committee 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 Center facilities.

SEC. 509. None of the funds appropriated or otherwise made available by this Act may be used for, or in connection with, repair, alteration, or acquisition project for which a prospectus otherwise required under chapter 33 of title 40, United States Code, has not been accepted that necessary funds may be expended for each project for required expenses for the development of a proposed prospectus.

SEC. 510. Sections 250, 522, and 530 of the Department of Homeland Security Appropriations Act, 2008 (division E of Public Law 110-181; 121 Stat. 2973 and 2974) shall apply with respect to any funds made available by 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 by 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 section 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. 1439).

SEC. 513. Section 519 of division F of Public Law 114-113, regarding a prohibition on funding for any position designated as a Prin- cipal Executive Officer, shall be construed to include an interpretation with respect to funds made available in this Act in the same manner as such section applied to funds made available in that Act.


(1) in subsection (a), by striking ‘‘Until September 30, 2017’’; and

(2) in subsection (c)(1), by striking ‘‘Septem- ber 30, 2016’’; and inserting ‘‘September 30, 2017’’.

SEC. 515. None of the funds made available in this Act may be used for planning, testing, piloting, or developing a national identi- fication card.

SEC. 516. Any official that is required by this Act to report to or to certify to the Com- mittees on Appropriations of the Senate and the House of Representatives, or the designee of 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 a notification is made or letter issued.

SEC. 517. None of the funds appropriated or otherwise made available in this Act may be used to transfer, release, or assist in the transfer or release to or with- in the United States, its territories, or pos- sessions Khalid Sheikh Mohammed or any other detainee who—

(a) is not a United States citizen or a member of the Armed Forces of the United States; and

(b) is or was held on or after June 24, 2009, at the United States Naval Station, Guantanamo Bay, Cuba, by the Department of De- fense.

SEC. 518. 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. 519. None of the funds made available in this Act in this Act may be used to employ workers described in section 274a(h)(3) of the Immigra- tion and Nationality Act (8 U.S.C. 1324a(h)(3)) or otherwise used for maintenance, training or for contractor performance that has been determined by the Secretary of Homeland Security to be in the national interest and that is not for intelligence activities.

SEC. 520. 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 determined to be below satisfactory performance or performance that does not meet the basic requirements of a contract.

SEC. 521. In developing any process to screen aviation passengers and crews for transportation or national security purposes, the Secretary of Homeland Security shall en- sure that all such processes take into consider- ation such passengers’ and crews’ privacy and civil liberties consistent with applicable laws, regulations, and policies.

SEC. 522. None of the funds appropriated or otherwise made available by this Act may be used by the Department of Homeland Secu- rity to enter into any Federal contract unless such contract is entered into in accordance with the requirements of subtitile 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 referred statutes.

SEC. 523. For an additional amount for ‘‘Management Directorate—Procurement, Construction, and Environment’’, $13,253,000, to remain available until expended, for necessary expenses to plan, ac- quire, design, construct, renovate, reme- diate, equip, furnish, improve infrastructure, and occupy buildings and facilities for the Department headquarters consolidation project.

SEC. 524. (a) For an additional amount for financial systems modernization, $41,215,000, to remain available until September 30, 2018, for the Department of Homeland Security, for financial systems modernization may be transferred by the Secretary of Homeland Security between appropriations for the same purpose, notwithstanding section 530 of this Act.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agen- cy or any other person to prevent, investigate, or control criminal investigations, prosecution, or adjudication activities.

SEC. 525. None of the funds made available in this Act may be used by a Federal law en- forcement officer to facilitate the transfer of an operable firearm to an individual if the law enforcement officers or their designee determines that such sale or transfer would pose a substantial risk to human life, health, or safety.

SEC. 526. 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 Representa- tives within at least 10 days of that deter- mination and the basis for that determination: Provided, That for purposes of this section the term ‘‘international conference’’ shall mean a conference or meeting of the United States attended by representa- tives of the United States Government and of foreign governments, international organi- zations, or nongovernmental organiza- tions: Provided further, That the total cost to the Department of Homeland Security of any such conference shall not exceed $500,000.

SEC. 527. None of the funds made available in this Act may be used to reimburse any Federal department or agency for its partici- pation in a National Special Security Event.

SEC. 528. None of the funds made available to the Department of Homeland Security by this Act or any other Act may be obligated for an architectural or engineering project for 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 af- fected by any such change; and

(2) funding required for such change for the current year and through the Future Years Homeland Security Program;

(3) notification for such change; and

(4) an analysis of compensation alter- natives to such change that were considered by the Department.

SEC. 529. 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. 531. 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. 532. Within 60 days of any budget submission for the Department of Homeland Security for fiscal year 2018 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 with the assumption of such revenues as assumed in such proposals in the event that they are not enacted prior to October 1, 2017.

Sec. 533. (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. 534. 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, as amended: Provided, That no amounts may be rescinded from amounts that were 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.

Sec. 535. Of the funds transferred to the Department of Homeland Security when it was created in 2003, the following funds are hereby rescinded from the following accounts and programs in the specified amounts:

(1) $277,627 from "Customs and Border Protection—Salaries and Expenses";

(2) $81,268 from "Immigrations and Customs Enforcement";

(3) $25,764 from "Science and Technology—Research, Development, Acquisition, and Operations";

(4) $25,000 from "Customs and Border Protection—Surface Transportation Security Administration—Aviation Security"; and

(5) $21,150 from "Office of the Secretary of Homeland Security".

Sec. 536. The following unobligated balances made available to the Department of Homeland Security pursuant to section 505 of the Department of Homeland Security Appropriations Act, 2018 (Public Law 114-113) are rescinded:

(1) $8,340,572 from "United States Secret Service—Salaries and Expenses";

(2) $1,094,894 from "Transportation Security Administration—Aviation Security"; and

(3) $1,049,884 from "Transportation Security Administration—Transportation Security Support".

Sec. 537. From the unobligated balances available in the Department of the Treasury Forfeiture Fund established by section 9703 of title 31, United States Code (added by section 401(b) of Public Law 102-350), $397,000 shall be rescinded.

Sec. 538. Of the unobligated balances made available to the "Federal Emergency Management Agency—Disaster Relief Fund": Provided, That no amounts may be rescinded from amounts that were 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.

Sec. 539. Section 401(b) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1101(a)(15)(H)(ii)(b)) in such fiscal year 2017, as amended: Provided, That no amounts may be rescinded from amounts that were 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.

Sec. 540. Subclauses 101(a)(27)(C)(i)(I) and (II) of title 8, United States Code, shall be amended by substituting "September 30, 2017" for "September 30, 2015".

than the highest number of H–2B non-immigrants who participated in the H–2B returning worker program in any fiscal year in which returning workers were exempt from such numerical limitation.

S. 544. (a) For an additional amount for “Federal Emergency Management Agency—Federal Assistance”, $41,000,000, to remain available until September 30, 2018, exclusively for providing reimbursement of extraordinary law enforcement 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) Funds under subsection (a) shall be available only for costs that a State or local agency incurs after January 20, 2017; and

(c) Funds under subsection (a) shall be available only for costs that a State or local agency incurs after January 20, 2017; and

(2) includes a detailed implementation schedule with estimates for the planned obligation of funds for fiscal year 2017 through fiscal year 2021 that will be carried out.

DEPARTMENT OF HOMELAND SECURITY—ADDITIONAL APPROPRIATIONS
SEC. 544. (a) For an additional amount for “Procurement, Construction and Improvements”, $78,400,000 for acquisition and deployment of border security technology; and

(b) $77,400,000 for new border road construction:

Provided, That the Secretary of Homeland Security shall, not later than 90 days after the date of enactment of this Act, submit to the Committees on Appropriations of the Senate and the House of Representatives a risk-based plan for improving security along the borders of the United States, including the use of channel, fencing, other forms of tactical infrastructure, and technology, that—

(1) defines goals, objectives, activities, and milestones;

(2) includes a detailed implementation schedule with estimates for the planned obligation of funds for fiscal year 2017 through fiscal year 2021 that will be carried out.

IMPROVEMENTS

SEC. 544. (a) For an additional amount for “Procure-
ment, Construction, and Improvements” for necessary expenses for Presidential security, $72,968,000, of which $22,968,000 shall remain available until September 30, 2017, and of which $50,000,000 shall remain available until September 30, 2021.

ADMINISTRATIVE PROVISIONS—THIS TITLE
SEC. 601. Notwithstanding any other provi-
sion of law, funds made available in this title are in addition to amounts appropriated or otherwise made available for the Department of Homeland Security for fiscal year 2017.

This division may be cited as the “Department of Homeland Security Appropriations Act, 2017”.

DIVISION G—DEPARTMENT OF THE INTERIOR, ENVIRONMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

TITLE I

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For necessary expenses of acquisition, lease, improvement, development, disposal, cadastral surveying, classification; acquisition of easements and other interests in lands and performance of other functions, including maintenance of facilities, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management, for the general administration of the Bureau, and assessment of mineral potential of public lands pursuant to section 1010(a) of Public Law 96–487 (16 U.S.C. 3150(a)), $1,095,375,000, to remain available until expended, including all such amounts as are collected from permit processing fees, as authorized but made subject to future appropriation by section 35(d)(3)(A)(i) of the Mineral Leasing Act (30 U.S.C. 191), except that amounts from permit processing fees may be used for any bureau-related expenses associated with the processing of oil and gas applications for permits to drill and related use of authorizations; of which $3,000,000 shall be available in fiscal year 2017 subject to a comparative analysis; and an equal amount by the National Fish and Wildlife Foundation for cost-shared projects supporting conservation of Bureau lands; and such funds shall be advanced to the Founda-

tion as a lump-sum grant without regard to when expenses are incurred.

In addition, $39,696,000 is for Mining Law Administration programs, includ-
ing the cost of administering the mining claim fee program, to remain available until expended, to be reduced by amounts collected from related processing fees, and credited to this appropriation from mining claim maintenance fees and location fees that are hereby authorized for fiscal year 2017, so as to result in a final appropriation estimated at not more than $1,095,375,000, and $2,000,000, to remain available until expended, from communica-
tion site rental fees established by the Bureau, for the cost of administering communication site activities.

LAND ACQUISITION

For expenses necessary to carry out sections 205, 206, and 318(d) of Public Law 94–579, as amended, for acquisition of lands or waters, or interests there in, $31,416,000, to be derived from the Land
and Water Conservation Fund and to remain available until expended.

OREGON AND CALIFORNIA GRANT LANDS

For expenses necessary for management, protection, and development of resources and for construction, operation, and maintenance of access roads, reforestation, and other improvements on the revested Oregon and California Railroad grant lands, on other Federal and state lands and interests therein, and on public lands and interests of the State of Oregon and California land-grant counties of Oregon, and on adjacent rights-of-way; and acquisition of lands or interests therein, including existing connecting roads on or adjacent to such grants; $106,985,000, to remain available until expended: Provided, That 25 percent of the aggregate of all receipts during the current fiscal year from the revested Oregon and California Railroad grant lands is hereby made a charge against the Oregon and California land-grant fund and shall be transferred in accordance with the second paragraph of subsection (b) of title II of the Act of August 28, 1937 (43 U.S.C. 1181f).

ADMINISTRATIVE PROVISIONS

The Bureau of Land Management may carry out the operations funded under this Act by direct expenditure, contracts, grants, or cooperative agreements with public and private entities, including with States. Appropriations for the Bureau shall be for acquisition, reclamation, and dismantlement of temporary structures, and alteration and maintenance of necessary buildings and appurtenant facilities on the lands described in section 201 of the Endangered Species Act of 1973 (16 U.S.C. 1533) for species that are not indigenous to the United States.

CONSTRUCTION

For construction of improvement, acquisition, or removal of buildings and other facilities required in the construction, management, investigation, protection, and utilization of fish and wildlife resources, and the acquisition of lands and interests therein; $18,615,000, to remain available until expended.

LAND ACQUISITION

For expenses necessary to carry out chapter 2005 of title 54, United States Code, including administrative expenses, and for acquisition of land or waters, or interest therein, in accordance with priority applicable to the United States Fish and Wildlife Service, $59,995,000, to be derived from the Land and Water Conservation Fund and to remain available until expended, of which, notwithstanding section 20006 of title 54, United States Code, not more than $10,000,000 shall be for land conservation easements authorized by the Endangered Species Act of 1966, including not to exceed $220,000 for administrative expenses: Provided, That none of the funds appropriated for specific land acquisition projects may be used to pay for any administrative overhead, planning or other management costs.

COOPERATIVE ENDANGERED SPECIES CONSERVATION

For expenses necessary to carry out section 6 of the Endangered Species Act of 1973 (16 U.S.C. 1535), $35,495,000, to remain available until expended, of which $22,695,000 is to be derived from the Fish and Wildlife Conservation Fund; and of which $12,800,000 is to be derived from the Land and Water Conservation Fund.

NATIONAL WILDLIFE REFUGE FUND

For expenses necessary to implement the Act of October 17, 1978 (16 U.S.C. 718e), $13,228,000.

NORTH AMERICAN WETLANDS CONSERVATION

For expenses necessary to carry out the provisions of the North American Wetlands Conservation Act (16 U.S.C. 4401 et seq.), $38,145,000, to remain available until expended.

NEOTROPICAL MIGRATORY BIRD CONSERVATION

For expenses necessary to carry out the Neotropical Migratory Bird Conservation Act (16 U.S.C. 6101 et seq.), $3,910,000, to remain available until expended.

INTERNATIONAL WILDLIFE CONSERVATION FUND

STATE AND TRIBAL WILDLIFE GRANTS

For wildlife conservation grants to States and to the Commonwealth of the Northern Mariana Islands, Guam, the United States Virgin Islands, American Samoa, and Indian tribes under the provisions of title 54, United States Code, for programs of State and tribal wildlife agencies, not subject to the matching requirements in section 302902(b)(3) of title 54, United States Code, the Marine Turtle Conservation Act, and the Marine Mammal Protection Act of 1972, and the Fish and Wildlife Coordination Act, for the development and implementation of programs for the benefit of wildlife and their habitats, including species that are not hunted or fished, $62,571,000, to remain available until expended: Provided, That the amount provided for in this paragraph for any fiscal year or more than one fiscal year shall be transferred to the Fish and Wildlife Coordination Act Fund and shall be available for the Secretary, without further appropriation, to use for expenses of processing of non-taxable shot type or coating applications and revising regulations as necessary, and shall remain available until expended.

NATIONAL PARK SERVICE

OPERATION OF THE NATIONAL PARK SYSTEM

For expenses necessary for the management, operation, and maintenance of areas and facilities in the National Park Service and for the general administration of the National Park Service, $2,425,018,000, of which $10,032,000 is for planning and interest in support of Everglades restoration and $124,461,000 for maintenance, repair, or rehabilitation projects for constructed assets shall remain available until September 30, 2018: Provided, That funds appropriated under this heading in this Act are available for the purposes of section 5 of Public Law 96-348.

NATIONAL RECREATION AND PRESERVATION

For expenses necessary for the recreation programs, natural programs, cultural programs, heritage partnership programs, environmental compliance and review, inter-park affairs, and grant administration, not otherwise provided for, $62,638,000.

HISTORIC PRESERVATION FUND

For expenses necessary in carrying out the National Historic Preservation Act (division A of subtitle 7 of title 16, United States Code), $80,910,000, to be derived from the Historic Preservation Fund and to remain available until September 30, 2018, of which $6,000,000 for preservation of significant National Register of Historic Places and National Historic Landmarks, and $10,000,000 shall be for the American Battlefield Protection Program and of which $10,000,000 shall be for the Centennial Challenge projects and programs: Provided, That not less than 50 percent of the total cost of each project or program funded through the Land and Water Conservation Fund and to remain available until expended, of which $110,800,000 is for the State assistance program and of which $10,000,000 shall be for non-Federal sources in the form of donated cash, assets, a pledge of donation guaranteed by an irrevocable letter of credit.

ADMINISTRATIVE PROVISIONS

For the costs of administration of the National Park Service, not otherwise provided for, $62,638,000.

LAND ACQUISITION AND STATE ASSISTANCE

For expenses necessary to carry out the provisions of section 101701 of title 54, United States Code, relating to challenge cost share agreements, $20,000,000 may be transferred to other accounts in the Treasury, to remain available until expended, for Centennial Challenge projects and programs: Provided, That not less than 50 percent of the total cost of each project or program funded through the Land and Water Conservation Fund, to remain available until expended, of which $110,800,000 is for the State assistance program and of which $10,000,000 shall be for non-Federal sources in the form of donated cash, assets, a pledge of donation guaranteed by an irrevocable letter of credit.

ADMINISTRATIVE PROVISIONS

INCLUDING TRANSFER OF FUNDS

In addition to other uses set forth in section 101917(c)(2) of title 54, United States Code, franchise fees credited to a sub-account shall be available, without further appropriation, for use at any unit within the National Park System to extinguish or reduce liability for Possessor Interest or leasehold surrender interest. Such funds may only be used for this purpose to the extent that the benefitting unit anticipated franchise fee receipts exceed the amount of funds used to extinguish or reduce liability. Franchise fees at the benefitting unit shall be credited to the sub-account. For the period not to exceed the term of a single contract at the benefitting unit, in the amount of funds so expended to extinguish or reduce liability.

For the costs of administration of the Land and Water Conservation Fund grants...
authorized by section 105(a)(2)(B) of the Gulf of Mexico Energy Security Act of 2006 (Public Law 109–342), the National Park Service may retain up to 3 percent of the amounts which may be deposited as inspection fees, to be disbursed to the Survey duly authorized to expend such amount, such retained amounts to remain available until expended.

National Park Service funds may be transferred to Federal Highway Administration (FHWA), Department of Transportation, for purposes authorized under 23 U.S.C. 204. Transfers may include a reasonable amount for Federal support costs.

UNITED STATES GEOLOGICAL SURVEY
SURVEYS, INVESTIGATIONS, AND RESEARCH

For expenses necessary for the United States Geological Survey to perform surveys, investigations, and research covering topography, geology, hydrology, biology, and the mineral and water resources of the United States, its territories and possessions, and other areas as authorized by 43 U.S.C. 31, 1322, and 1340; classification lands as to their mineral and water resources; give engineering supervision to power permittees and Federal Energy Regulatory Commission licensees; and administer the minerals exploration program (30 U.S.C. 641); conduct inquiries into the economic conditions affecting mining and materials processing industries (30 U.S.C. 535); and for acquisition of lands for gauging stations and observation and payment of compensation and expenses related thereto, as authorized by law; for implementing other laws and to the extent provided for the ecosystem research activity of the United States Geological Survey such sums as are necessary shall be appropriated for activities of the United States Geological Survey pursuant to the Outer Continental Shelf Lands Act, including studies, assessments, analysis, and miscellaneous administrative expenses. Provided, That the sum herein appropriated shall be reduced as such collections are received during the fiscal year, so as to result in a final appropriation estimated at $5,270,000 for fiscal year 2017. Provided further, That not to exceed $3,000,000 shall be available for reasonable expenses related to promoting volunteer beach and marine cleanup activities.

BUREAU OF SAFETY AND ENVIRONMENTAL ENFORCEMENT
OFFSHORE SAFETY AND ENVIRONMENTAL ENFORCEMENT
(INcludes inspection fees)

For expenses necessary for the regulation of operations related to leases, easements, rights-of-way and agreements for use for oil and gas, other minerals, energy, and marine-related purposes on the Outer Continental Shelf, as authorized by law; for enforcing and implementing laws and regulations as authorized by law; for providing administrative support for the Office of Offshore Safety and Environmental Enforcement sponsored training. Provided further, That the sum herein appropriated shall be reduced as collections are received during the fiscal year, so as to result in a fiscal year 2017 appropriation estimated at not more than $121,017,000.

ABANDONED MINE RECLAMATION FUND

For necessary expenses to carry out title IV of the Surface Mining Control and Reclamation Act of 1977, Public Law 95–87, to be derived from the Abandoned Mine Reclamation Fund and to remain available until expended: Provided, That pursuant to Public Law 97–363, the Department of the Interior is authorized to expend up to 20 percent from the recovery of the delinquent debt owed to the United States Government to pay for contracts to collect these debts: Provided further, That funds made available under title IV of Public Law 95–87 may be used for any required non-Federal share of the cost of projects funded by the Department of the Interior for environmental restoration related to treatment or abatement of acid mine drainage from abandoned mines: Provided further, That such funds may be used for the travel and per diem expenses of State and tribal personnel attending Office of Surface Mining Reclamation and Enforcement sponsored training.

OIL SPILL RESEARCH

For necessary expenses to carry out title I, section 101, title IV, sections 4202 and 4303, and title VII, section 8201 of the Oil Pollution Act of 1990, $14,999,000, which shall be derived from the Oil Spill Liability Trust Fund, to remain available until expended.
Act: Provided. That such additional amount shall be used for economic and community development in conjunction with the priorities in section 403(a) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1233(a)); Provided further, That of such additional amount, $75,000,000 shall be distributed in equal amounts to the 3 Appalachian States with the subsequent greatest amount of unfunded needs to meet the priorities described in paragraphs (1) and (2) of such section, and $39,000,000 shall be distributed in equal amounts to the 5 Appalachian States with the subsequent greatest amount of unfunded needs to meet such priorities: Provided further. That such additional amount shall be for welfare assistance payments: Provided that not to exceed $8,500 may be for official reception and representation expenses; of which not to exceed $2,339,346,000, to remain available until September 30, 2018: Provided further, That such amounts may be used for the construction of the Bureau of Reclamation: Provided further. That not to exceed 6 percent of contract authority available to the Bureau of Indian Affairs from the Federal Highway Trust Fund may be used to cover the road program management costs of the Bureau: Provided further, That in order to ensure timely completion of construction projects, the Secretary of the Interior shall use the Administration: Provided further, That such amounts as may be necessary, which shall be available for transfer to another budget account.

CONSTRUCTION (INCLUDING TRANSFER OF FUNDS)

For construction, repair, improvement, and maintenance of irrigation and power systems, buildings, utilities, and other facilities, including architectural and engineering services by contract, or as otherwise authorized; of which $49,122,000 may be transferred during fiscal year 2019 to the Navajo Indian Irrigation Project; of which not to exceed $652,362,000 for school operations and maintenance of Bureau-funded schools and other education programs shall become available on July 1, 2017, and shall remain available until September 30, 2019:

INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

For the cost of guaranteed loans and insurance, $8,757,000, of which $1,182,000 is for administrative expenses, as authorized by 25 U.S.C. 1233(a). 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 such funds are available to subsidize either principal, any part of which is to be guaranteed or insured, not to exceed $120,650,995.

ADMINISTRATIVE PROVISIONS (INCLUDING TRANSFER OF FUNDS)

The Bureau of Indian Affairs may carry out the operation of Indian programs by direct expenditure, contracts, cooperative agreements, compacts, and grants, either directly or in cooperation with States and other organizations.

Notwithstanding 25 U.S.C. 15, the Bureau of Indian Affairs may contract for services in support of the management, operation, and maintenance of the Power Division of the San Carlos Irrigation Project.

Notwithstanding any other provision of law, no funds available to the Bureau of Indian Affairs for fiscal year 2017, may continue to operate during that period, but only if the charter school pays to the Secretary of the Interior a pro rata share of funds to reimburse the Bureau for the use of the real and personal property of the Bureau to the extent of such sums as may be necessary, which shall be available for obligation through September 30, 2018: Provided, That notwithstanding any other provision of law, no funds available to the Bureau of Indian Affairs for fiscal year 2017, may be used to cover the road program management costs of the Bureau: Provided further, That all funds for the Construction of the Bureau of Reclamation: Provided further. That such amounts as may be necessary, which shall be available for transfer to another budget account.

INDIAN GUARANTEED LOAN PROGRAM ACCOUNT

FOR CONSTRUCTION, REPAIR, IMPROVEMENT, AND MAINTENANCE OF IRRIGATION AND POWER SYSTEMS, BUILDINGS, UTILITIES, AND OTHER FACILITIES, INCLUDING ARCHITECTURAL AND ENGINEERING SERVICES BY CONTRACT, OR AS OTHERWISE AUTHORIZED; OF WHICH NOT TO EXCEED $652,362,000 FOR SCHOOL OPERATIONS AND MAINTENANCE OF BUREAU-FUNDED SCHOOLS AND OTHER EDUCATION PROGRAMS SHALL BECOME AVAILABLE ON JULY 1, 2017, AND SHALL REMAIN AVAILABLE UNTIL SEPTEMBER 30, 2019:

INDIAN LAND AND WATER CLAIM SETTLEMENTS AND MISCELLANEOUS PAYMENTS TO INDIANS

FOR PAYMENTS FOR/fw/ AND MISCELLANEOUS PAYMENTS TO INDIANS

IN CONGRESS OF THE UNITED STATES, Begun and held at the City of Washington on the first Monday of December, in the year of our Lord one thousand nine hundred and thirty-six.
personal property (including buses and vans), the funds of the charter school are kept separate and apart from Bureau funds, and the Bureau does not assume any obligation for charter school programs of the State in which the school is located if the charter school loses such funding. Employees of Bureau-funded schools sharing a campus with a charter school (whether serving students related to the charter school's operation and employees of a charter school shall not be treated as Federal employees for purposes of chapter 75 of United States Code).

Notwithstanding any other provision of law, including section 113 of title I of appendix C of Public Law 101–30, if in fiscal year 2003 or 2004 a grantee received indirect and administrative costs pursuant to a distribution formula based on section 5(f) of Public Law 101–13, the Secretary shall continue to distribute indirect and administrative cost funds to such grantee using the section 5(f) distribution formula.

Funds available under this Act may not be used to establish satellite locations of schools in the Bureau school system as of September 1, 1996, except that the Secretary may approve a satellite location in the general area of an Indian tribe to provide language and cultural immersion education programs for nonpublic schools located within the jurisdictional area of the tribal government exclusively serve tribal members, do not include grades beyond those currently served at the existing Bureau-funded school, provide an environment that is consistent with the presence and academic facilities comparable to the Bureau-funded school, comply with all applicable Tribal, Federal, or State health, safety, and environmental standards, and the Americans with Disabilities Act, and demonstrate the benefits of establishing operations at a satellite location in lieu of incurring extraneous transportation costs or other impacts to students such as those caused by busing students extended distances: Provided, That no funds available under this Act may be used to fund operations, maintenance, rehabilitation, construction or other facilities-related costs for such assets that are not owned by the Bureau: Provided further, That the term “satellite school” means a school location physically separated from the existing Bureau school by more than 50 miles but that forms part of the existing school in all other respects.

Of the prior year un-obligated balances available for the “Operation of Indian Programs” account, $1,860,000 are permanently rescinded.

DEPARTMENTAL OFFICES

Office of the Secretary

DEPARTMENTAL OPERATIONS

For necessary expenses for management of the Department of the Interior, including the collection and disbursement of royalties, fees, and other mineral revenue proceeds, and for other purposes, as authorized by law, $3,638,500,000, to remain available until expended.

PROVIDED further, That the funds for the program of operations and maintenance improvement of capital infrastructure with territorial participation and cost sharing to be determined by Office of Insular Affairs and Office of Insular Affairs shall be used as non-Federal matching funds for the purpose of hazard mitigation grants provided pursuant to section 404 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170c).

ADMINISTRATIVE PROVISIONS

For fiscal year 2017, up to $400,000 of the payments authorized by chapter 69 of title 31, United States Code, may be retained for administrative expenses of the payments in Lieu of Taxes Program: Provided, That no payment shall be made pursuant to that chapter to otherwise eligible units of local government in the amount of the payment is less than $1,001: Provided further, That the Secretary may reduce the payment authorized by that chapter for an individual county by the correct prior year payments to that county: Provided further, That the amount needed to correct a prior year underpayment to an individual county shall be paid from any reductions for overpayments to other counties and the amount necessary to cover any remaining underpayment is hereby appropriated and shall be paid to individual counties: Provided further, That in the event the sums appropriated for any fiscal year for payments pursuant to that chapter are less than the amount necessary to pay local government, then the payment to each local government shall be made proportionally.

INSULAR AFFAIRS

ASSISTANCE TO TERRITORIES

For expenses necessary for assistance to territories under the jurisdiction of the Department of the Interior and other jurisdictions identified in section 104(e) of Public Law 108–188, $91,925,000, of which: (1) $92,477,000 shall remain available until expended for territorial assistance, including general technical assistance, maintenance assistance, disaster assistance, coral reef initiatives, activities, and brown tree snake control and research; grants to the judiciary in American Samoa for compensation and expenses, as authorized by law (48 U.S.C. 1661(c)); grants to the Government of American Samoa, in addition to current local revenues, for construction and support of government functions; grants to the Government of Guam as authorized by law; grants to the Government of Guam, as authorized by law; and grants to the Government of the Northern Mariana Islands as authorized by law 241; 90 Stat. 272; and (2) $9,448,000 shall be available until September 30, 2018, for salaries and expenses of the Office of Insular Affairs: Provided, That all transactions of the territorial and local governments herein provided for, including such transactions of all agencies or instrumentalities established or used by such governments, shall be made to the Secretary of Agriculture for the sub-sidy cost of direct or guaranteed loans, plus not to exceed three percent of the amount of the subsidy transferred for the cost of loan or loan guarantee, (Public Law 104–134, that are allocated for Guam, to the Secretary of Agriculture for the subsidy cost of direct or guaranteed loans, plus not to exceed three percent of the amount of the subsidy transferred for the cost of loan or loan guarantee, and grants thereunder provided by the Rural Electrification Act of 1936 and section 306(a)(1) of the Consolidated Farm

ADMINISTRATIVE PROVISIONS

(including transfer of funds)

At the request of the Governor of Guam, the Secretary may transfer discretionary funds or mandatories funds provided under section 104(e) of Public Law 108–188 and Public Law 104–134, that are allocated for Guam, to the Secretary of Agriculture for the subsidy cost of direct or guaranteed loans, plus not to exceed three percent of the amount of the subsidy transferred for the cost of loan or loan guarantee, and grants thereunder provided by the Rural

OFFICE OF THE SOLICITOR

SALARIES AND EXPENSES

For necessary expenses of the Office of the Solicitor, $65,769,000.

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

For necessary expenses of the Office of Inspector General, $56,047,000.

OFFICE OF THE SPECIAL TRUSTEE FOR AMERICAN INDIANS

FEDERAL PROGRAMS (INCLUDING TRANSFER OF FUNDS)

For the operation of trust programs for Indians by direct expenditure, contracts, cooperative agreements, compacts, and grants, $139,029,000, to remain available until expended, of which not to exceed $16,688,000 from this or any other Act, may be available for historical accounting: Provided, That the Secretary shall transfer to or merge with the Bureau of Indian Affairs and Bureau of Indian Education, “Operation of Indian Programs’ account; the Office of the Solicitor, “Salaries and Expenses’ account; and the Office of the Secretary, “Departmental Operations’ account provided further, That funds made available through contracts or grants obligated during fiscal year 2017, as authorized by the Indian Self-Determination Act of 1975 (25 U.S.C. 450 et seq.), remain available until expended by the contractor or grantee: Provided further, That notwithstanding any other provision of law, the Secretary shall not be liable for any costs attributable to the performance of any Indian trust accounts that has not had activity for at least
15 months and has a balance of $15 or less: Provided further, That the Secretary shall issue an annual account statement and maintain a record of any such accounts and shall not be liable for any fine in each such account to be withdrawn upon the express written request of the account holder: Provided further, That not to exceed $50,000 is available for the Secretary to make payments to correct administrative errors of either disbursements from or deposits to Individual Indian Money or Tribal accounts after September 30, 2016: Provided further, That erroneous payments that are recovered shall be credited to and remain available in this account: Provided further, That the Secretary shall not be required to reconcile Special Deposit Accounts with a balance of less than $50 unless the Office of the Special Trustee receives proof of a deposit from a Special Deposit Accounts claimant: Provided further, That notwithstanding section 102 of the American Indian Trust Fund Management Act of 1994 (Public Law 103–412) or any other provision of law, the Secretary may aggregate the trust accounts of individuals whose whereabouts are unknown, unclaimed for a continuous period of at least five years and shall not be required to generate periodic statements of performance for the individual accounts: Provided further, That with respect to the eighth proviso, the Secretary shall continue to maintain sufficient records to determine the balance of the individual accounts, including any accrued interest and income, and such funds shall remain available to the individual account holders.

**DEPARTMENT-WIDE PROGRAMS**

The Secretary of the Interior may be reimbursed for expenses incurred in the performance of duties related to the management and resilient landscapes activities, or for purposes of fuels management and resilient landscapes activities, but may not exceed $100,000,000, to remain available until expended.

**NATURAL RESOURCE DAMAGE ASSESSMENT FUND**

To conduct natural resource damage assessment, restoration activities, and onshore and offshore remediation of the Interior necessary to carry out the provisions of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.), $10,000,000, to remain available until expended.

**NATURAL RESOURCE DAMAGE ASSESSMENT AND RESTORATION**

**WORKING CAPITAL FUND**

For the operation and maintenance of a departmental financial and business management system, information technology improvements of general benefit to the Department, cybersecurity, and the consolidation of facilities and operations throughout the Department, $67,100,000, to remain available until expended: Provided, That none of the funds appropriated in this Act or any other Act may be used to establish reserves in the Working Capital Fund in an amount greater than $5,000,000 for accrued annual leave and depreciation of equipment without prior approval of the Committees on Appropriations of the House of Representatives and the Senate: Provided further, That the Secretary may assess reasonable charges to State, local and tribal government employees for training services provided by the National Indian Indian Program Training Center, other than training related to Public Law 93-388: Provided further, That the Secretary may not otherwise provide services in connection with the Working Capital Fund.

**FLAME WILDFIRE SUPPRESSION RESERVE FUND**

For necessary expenses for large fire suppression operations of the Department of the Interior and as a reserve fund for suppression and Federal emergency response activities, $60,000,000, to remain available until expended: Provided, That such amounts are only available for transfer to the “Wildland Fire Management” account following a declaration by the Secretary in accordance with section 502 of the FLAME Act of 2009 (43 U.S.C. 174b): Provided further, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**CENTRAL HAZARDOUS MATERIALS FUND**

For necessary expenses of the Department of the Interior for the operation of the component offices and bureaus for the response action, including associated activities, performed pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.), $10,000,000, to remain available until expended.

**EMERGENCY TRANSFER AUTHORITY—INTRA-BUDGETARY**

SEC. 101. Appropriations made in this title shall be available for expenditure or transfer...
the Secretary, for library membership in so-
cieties or associations which issue publica-
tions to members only or at a price to mem-
bers lower than to subscribers who are not
members.

AUTHORIZED USE OF FUNDS, INDIAN TRUST
MANAGEMENT

SEC. 104. Appropriations made in this Act
under the headings Bureau of Indian Affairs
and Office of the Special Trustee for American Indians
and any unobligated balances from prior ap-
propriations of the same head-
ings shall be available for expenditure or
transfer for Indian trust management and re-
form activities. Total funding for historical
accounting or for other unallowable
amounts specifically designated in this Act
for such purpose.

REDEMPTION OF FUNDS, BUREAU OF INDIAN
AIRWAYS

SEC. 105. Notwithstanding any other provi-
sion of law, the Secretary of the Interior is
authorized to redeem any Tribal Pri-
ority Allocation funds, including tribal base
funds, to alleviate tribal funding inequities
by transferring funds to address identified,
unmet needs, dual enrollment, overlapping
service areas or inaccurate distribution
methodologies. No tribe shall receive a re-
duction in Tribal Priority Allocation funds of
more than 10 percent in fiscal year 2017. Under
a procedure in which enrollment, overlapped
service areas or inaccurate dis-
tribution methodologies, the 10 percent limita-
tion does not apply.

ELLS, GOVERNORS, AND LIBERTY ISLANDS

SEC. 106. Notwithstanding any other provi-
sion of law, the Secretary of the Interior is
authorized to acquire lands, waters, or inter-
est therein including the use of all or part
of any lands, waters, or interests within
the State of New York and the State of New Jer-
sy, for the purpose of operating and main-
taining facilities in the support of transpor-
tation and accommodation of visitors to
Ellis, Governors, and Liberty Islands, and of
other program and administrative activities,
by donation or with appropriated funds,
including franchise fees (and other monetary
consideration), or by exchange; and the Sec-
ratory is authorized to negotiate and enter
into leases, subleases, concession contracts
or other agreements for the use of such fa-
cilities on such terms and conditions as the
Secretary may determine reasonable.

OUTER CONTINENTAL SHELF INSPECTION FEES

SEC. 107. (a) In fiscal year 2017, the Sec-
racy shall collect a nonrefundable inspec-
tion fee, which shall be deposited in the “Off-
shore Safety and Environmental Enforce-
ment” account, from the designated operator
for facilities subject to inspection under 43
U.S.C. 1348(c).

(b) Annual fees shall be collected for facili-
ties that (1) are dry-docked during the fiscal
year, (2) have drilling rigs, and are in place at
the start of the fiscal year. Fees for fiscal year
2017 shall be:

(1) $10,500 for facilities with no wells, but
with processing equipment or gathering
lines;
(2) $17,000 for facilities with 1 to 10 wells,
with any combination of active or inactive
wells; and
(3) $31,500 for facilities with more than 10
wells, with any combination of active or in-
active wells.

(c) Fees for drilling rigs shall be assessed for
all inspections completed in fiscal year 2017. Fees
shall be:

(1) $30,500 per inspection for rigs operating
in water depths of 500 feet or more; and
(2) $16,700 per inspection for rigs operating
in water depths of less than 500 feet.

(d) The Secretary shall bill designated op-
erators under subsection (b) within 60 days,
with payment required within 30 days of bill-
ing. The Secretary shall bill designated oper-
ators under subsection (c) within 30 days of the
end of the month in which the inspection oc-
urred, with payment required within 30 days of bill-
ing.

BUREAU OF OCEAN ENERGY MANAGEMENT, REG-
ULATION AND ENFORCEMENT REORGANIZATION

SEC. 108. The Secretary of the Interior, in
order to meet the fiscal year 2017, in car-
rying out the provisions of section 3903 of title 41,
United States Code (except that the 5-year
term restriction in section (a) shall not apply for
the long-term maintenance of excess wild free roaming horses and
burros by such organizations or entities on
private land. Such cooperative agreements and contracts may be
subject to renewal at the discretion of the Sec-
ary.

MASS MARKING OF SALMONIDS

SEC. 110. The Bureau of Land Management and Wild-
life Service shall, in carrying out its respon-
sibilities to protect threatened and endan-
gered species of salmon, implement a system
of mass marking of salmonid stocks, in-
cluded for harvest and releases from
federally operated or federally financed
 hatcheries including but not limited to fish
releases of coho, chinook, and steelhead spe-
cies. Marked fish must have a visible mark
that can be readily identified by commercial and
recreational fishers.

EXHAUSTION OF ADMINISTRATIVE REVIEW

SEC. 111. Paragraph (a)(2) of section 201 of divi-
sion E of Public Law 112–74 (125 Stat. 1013) is amended by striking “through 2018,”
in the first sentence and inserting “through 2020,”
in the second sentence.

WILD LANDS FUNDING PROHIBITION

SEC. 112. None of the funds made available
in this Act or any other Act may be used to
implement, administer, or enforce Secre-
tarial Order No. 3310 issued by the Secretary
of the Interior on December 22, 2010: Pro-
vided, That nothing in this section shall re-
strict the Secretary’s authorities under sec-
tions 201 and 202 of the Federal Land Policy
and Management Act of 1976 (43 U.S.C. 1711 and
1712).

CONTRACTS AND AGREEMENTS WITH INDIAN
AFFAIRS

SEC. 113. Notwithstanding any other provi-
sion of law, during fiscal year 2017, in carry-
ning out work involving cooperation with
State, local, and tribal governments or any
private parties to manage burros, Indian Affairs
may record obligations against accounts rece-
ivable from any such entities, except that total
obligations at the end of the fiscal year shall
do not exceed the amount of unappropriated
resources available at the end of the fiscal year.

SAIGE-ROUSE

SEC. 114. None of the funds made available
by this or any other Act may be used by the
Secretary of the Interior to make payments
pursuant to section 4 of the Endangered Spe-
(a) a proposed rule for greater sage-grouse (Centrocercus urophasianus);
(b) a proposed rule for the Columbia basin distinct population segment of greater sage-grouse;
BLUE RIDGE NATIONAL HERITAGE AREA AND ERIE CANALWAY NATIONAL HERITAGE CORRIDOR
Sec. 115. (a) Section 146(i)(1) of Title I of Public Law 108–188, as amended (54 U.S.C. 32003), is amended by striking "$10,000,000" and inserting "$12,000,000"; and
(b) Section 810(a)(1) of Title VIII of Division B of Appendix D of Public Law 108–554, as amended (54 U.S.C. 32001 note), is further amended by striking "$10,000,000" and inserting "$12,000,000".

HUMANE TRANSFER OF EXCISES ANIMALS
Sec. 116. Notwithstanding any other provision of law, the Secretary of the Interior may transfer excess wild horses or burros that have been removed from the public lands to other Federal, State, and local governmental agencies or other institutions for use as work animals: Provided, That the Secretary may make any such transfer immediately upon request of such Federal, State, or local government agencies or other institutions. That any excess animal transferred under this provision shall lose its status as a wild free-roaming horse or burro as defined in the Wild Free-Roaming Horses and Burros Act: Provided further, That any excess animal transferred under this provision shall be provided to the Secretary of Agriculture for use in disposing of excess animals:

REPUBLIC OF PALAU
Sec. 117. (a) IN GENERAL.—Subject to subsection (c), the United States Government, through the Secretary of the Interior shall provide to the Government of Palau for fiscal year 2017 grants in amounts equal to the amounts specified in subsections (a), (c), and (d) of section 211 of the Compact of Free Association between the Government of the United States of America and the Government of Palau (48 U.S.C. 1991 note) as provided in paragraph (5) of that section.
(b) PROGRAMATIC ASSISTANCE.—Subject to subsection (c), the United States shall provide programmatic assistance to the Republic of Palau for fiscal year 2017 in amounts equal to the amounts provided in subsections (a) and (b)(1) of section 211 of the Compact.
(c) LIMITATIONS ON ASSISTANCE.—(1) IN GENERAL.—The grants and programmatic assistance provided under subsections (a) and (b) shall be provided to the same extent and in the same manner as the grants and assistance were provided in fiscal year 2009.
(2) TRUST FUND.—If the Government of Palau withdraws more than $5,000,000 from the trust fund established under subsection (1) of the Compact, amounts to be provided under subsections (a) and (b) shall be withheld from the Government of Palau.

DEPARTMENT OF THE INTERIOR EXPERIENCED SERVICES PROGRAM
Sec. 118. (a) Notwithstanding any other provision of law relating to Federal grants and cooperative agreements, the Secretary of the Interior is authorized to make grants to, or enter into cooperative agreements with, private nonprofit organizations designated by the Secretary of Labor under title V of the Older Americans Act of 1965 to utilize the talents of older Americans in programs authorized by other provisions of law administered by the Secretary and consistent with such provisions of law.
(b) Prior to awarding any grant or agreement under subsection (a), the Secretary shall—
(1) result in the replacement of individuals currently employed by the Department, including partial displacement through reduction of nonprime time hours, wages, or employment benefits;
(2) result in the use of an individual under the Department of the Interior Experienced Services Program for a function in a case in which a Federal employee is in a layoff status from the same or substantially equivalent job within the Department; or
(3) affect expansion in the number of services.
NATCHEZ NATIONAL HISTORICAL PARK
Sec. 119. The Secretary of the Interior is authorized to acquire by donation or purchase from willing sellers, any lands at the site of the historic Forks of the Road Slave Market, as generally depicted on the map entitled ‘‘Natchez National Historical Park—Proposed Boundary Addition’’, numbered 339/158045, and dated April 2016. Upon acquisition of any land or interests in land, the Secretary shall divide the boundary of Natchez National Historical Park to the acquisition and the land shall be managed in accordance with the laws and regulations applicable to the park: Provided, That section 7 of Public Law 96–585, Pub. L. 99–656, is amended by striking ‘‘land acquisition and development as authorized in after ‘‘carry out’’.
SPECIAL RESOURCE STUDY TO PRESERVE CIVIL RIGHTS SITES
Sec. 120. (a) STUDY.—The Secretary of the Interior (referred to in this section as the ‘‘Secretary’’) shall conduct a special resource study of significant civil rights sites in the State of Mississippi, including—
(1) the home of the late civil rights activist Medgar Evers, located at 2332 Margaret Walker Alexander Drive, Jackson, Mississippi;
(2) the Tallahatchie County Courthouse, located at 100 North Court Street, Sumner, Mississippi;
(3) the site of Bryant’s Store, located at the intersection of County Road 518 and County Road 24, Money, Mississippi;
(4) the site of the former office of Dr. Gilbert Mason, located at 670 Division Street, Biloxi, Mississippi; and
(5) the Old Neshoba County Jail, located at 422 Myrtle Avenue, East, Philadelphia, Mississippi.
(b) CONTENTS.—In conducting the study under subsection (a), the Secretary shall—
(1) evaluate the national significance of each site;
(2) determine the suitability and feasibility of designating each site as a unit of the National Park System;
(3) take into consideration other alternative means of preservation, protection, and interpretation of each site by—
(A) Federal, State, or local governmental entities;
(B) private or nonprofit organizations; and
(C) to carry out and encourage education, technical, scientific, and other assistance or activities that support the mission of the Bureau of Land Management; and
(D) to assist the Bureau of Land Management in challenges that cannot be better addressed with the support of a foundation, including—
(i) reclamation and conservation activities;
(ii) activities relating to wild free-roaming horses and burros; and
(iii) the stewardship of cultural and archeological treasures on public land.
(c) BOARD OF DIRECTORS.—(1) ESTABLISHMENT.—(A) IN GENERAL.—There is established a foundation, to be known as the ‘‘Bureau of Land Management Foundation’’. (B) LIMITATION.—The Foundation shall not be considered to be an agency or establishment of the United States.
(C) TAX EXEMPTION.—The Foundation shall be considered to be a charitable and nonprofit corporation under section 501(c)(3) of the Internal Revenue Code of 1986.
(2) PURPOSES.—The purposes of the Foundation are—
(A) to encourage, accept, and administer private gifts of money and real and personal property for the benefit of, in connection with the activities and services of, the Bureau of Land Management;
(B) to carry out activities that advance the purposes for which public land is administered;
(C) to carry out and encourage educational, technical, scientific, and other assistance or activities that support the mission of the Bureau of Land Management; and
(D) to assist the Bureau of Land Management in challenges that cannot be better addressed with the support of a foundation, including—
(i) reclamation and conservation activities;
maximum extent practicable, the members of the Board shall represent diverse points of view. To the maximum extent practicable, the members of the Board shall represent diverse points of view.

(2) Term of initial appointment.—Not later than 1 year after the date of enactment of this Act, the Secretary shall appoint the initial members of the Board.

(3) Tenure.

(A) IN GENERAL.—Except as provided in subparagraph (B), a member of the Board shall serve for a term of 4 years; and

(B) Initial appointments.—The Secretary shall stagger the initial appointments to the Board, as the Secretary determines to be appropriate, in a manner that ensures that—

(i) 1/3 of the members shall serve for a term of 2 years;

(ii) 1/3 of the members shall serve for a term of 3 years;

(iii) 1/3 of the members shall serve for a term of 6 years.

(4) Quorum.—A majority of the voting members of the Board shall constitute a quorum for the transaction of business of the Board.

(5) Meetings.—The Board shall meet—

(A) at the call of the Chairperson; but

(B) not less than once each calendar year.

(6) Reimbursement of expenses.—

(A) IN GENERAL.—No officer or employee may be appointed to the Foundation until the date on which the Board determines that the Foundation has sufficient funds to pay for the services of the officer or employee.

(B) Limitation.—Appointment as an officer or employee of the Foundation shall not constitute employment by the Federal Government.

(10) Limitation and conflicts of interest.

(A) Prohibition on political activity.—The Foundation shall not participate or intervene in any political campaign on behalf of any candidate for public office.

(B) Limitation on solicitation.—No member of the Board or officer or employee of the Foundation shall participate, directly or indirectly, in the solicitation or promotion of a question before the Foundation that affects—

(i) the financial interests of the member of the Board, officer, or employee; or

(ii) the promotion of any partnership, entity, or organization in which the member of the Board, officer, or employee—

(I) is an officer, director, or trustee; or

(II) has any direct or indirect financial interest.

(d) Powers and obligations.

(1) IN GENERAL.—The Foundation shall at all times maintain a designated agent in the District of Columbia authorized to accept service of process for the Foundation.

(B) Service of process.—The serving of notice to, or service of process on, the agent, required under this paragraph, or mailed to the business address of the agent, shall be deemed to be notice to, or the service of process on, the Foundation.

(3) Seal.—The Foundation shall have an official seal, to be selected by the Board, which shall be judiciously inscribed.

(4) Powers.—To carry out the purposes of the Foundation, the Foundation shall have, in addition to powers otherwise authorized by this section or any powers of a nonprofit corporation in the District of Columbia, including the power—

(A) to accept, receive, solicit, hold, administer, manage, invest, or distribute any bequest, subscription, outright gift, or legacy, absolutely or in trust, of real or personal property, or any income from, or other interest in, the property;

(B) to acquire, own, hold, sell, donate, lease, invest, reinvest, retain, or otherwise dispose of any property or income from property, unless limited by the instrument of transfer;

(D) to be responsible for the performance of contracts or agreements with public agencies, private organizations, and persons; and

(G) to carry out any activity necessary and proper to advance the purposes of the Foundation.

(5) Real property.—

(A) IN GENERAL.—For purposes of this section, an interest in real property shall include mineral and water rights, rights-of-way, and easements, appurtenant or in gross.

(B) Acceptance.—A gift, devise, or bequest of real property may be accepted by the Foundation, regardless of whether the property is encumbered, restricted, or subject to beneficial interests of a private person, if any current or future interest in the property advances the benefit of the Foundation.

(C) Declining gifts.—The Foundation may, at the discretion of the Foundation, decline any gift, devise, or bequest of real property.

(D) Prohibition on condemnation.—No land, water, or interest in land or water, that is owned by the Foundation shall be subject to condemnation by any State, political subdivision of a State, or agent or instrumentality of a State or political subdivision of a State.

(e) Administrative services and support.

(1) Funding.

(A) IN GENERAL.—For the purposes of assisting the Foundation in establishing an office and meeting initial administrative, project, and other expenses, the Secretary may provide to the Foundation funds appropriated under subsection (j), such sums as are necessary for fiscal years 2017 and 2018.

(B) Availability of funds.—Funds made available under subsubsection (A) shall remain available to the Foundation until expended for authorized purposes.

(2) Administrative expenses.

(A) IN GENERAL.—The Foundation may provide to the Foundation personnel, facilities, equipment, and other administrative services, subject to such limitations, terms, and conditions as the Secretary may establish.

(B) Reimbursement.—The Secretary may reimburse the Secretary for any support provided under subparagraph (A), in whole or in part, and any reimbursement made by the Secretary under this subparagraph shall be deposited in the Treasury to the credit of the appropriations then current and chargeable for the cost of providing the services.

(f) Volunteers.—The Secretary may accept, without regard to the civil service classification laws (including regulations), the services of the Foundation, the Board, and the officers, employees, and agents of the Foundation, without compensation from the Department of the Interior, as volunteers for the performance of the functions under this section or any other provision of law.

(g) Annual reports.—At the end of each fiscal year, the Board shall submit to Congress a report that describes the proceedings and activities of the Foundation during that fiscal year, including a full and complete statement of the receipts, expenditures, and investments.

(h) United States release from liability.

(1) IN GENERAL.—The United States shall not be liable for any debt, default, act, or omission of the Foundation.

(2) Full faith and credit.—The full faith and credit of the United States shall not extend to any obligation of the Foundation.

(3) Limitation on availability of funds.—Nothing in this section authorizes the Foundation to perform any function the authority for which is provided to the Bureau of Land Management under any other provision of law.

(j) Authorization of appropriations.

The Foundation is authorized to be appropriated such sums as are necessary to carry out this section.

(9) Officers and employees.

(A) IN GENERAL.—No officer or employee may be appointed to the Foundation until the date on which the Board determines that the Foundation has sufficient funds to pay for the services of the officer or employee.

(B) Limitation.—Appointment as an officer or employee of the Foundation shall not constitute employment by the Federal Government.

(7) Reimbursement of expenses.

(A) IN GENERAL.—Except as provided in subparagraph (B), a member of the Board shall serve for a term of 4 years; and

(B) Initial appointments.—The Secretary shall stagger the initial appointments to the Board, as the Secretary determines to be appropriate, in a manner that ensures that—

(i) 1/3 of the members shall serve for a term of 2 years;

(ii) 1/3 of the members shall serve for a term of 3 years;

(iii) 1/3 of the members shall serve for a term of 6 years.

(C) Vacancies.—A vacancy on the Board shall not constitute employment by the Federal Government for any purpose.

(8) General powers.

To carry out the purposes of the Foundation, the Foundation shall have, in addition to powers otherwise authorized by this section or any powers of a nonprofit corporation in the District of Columbia, including the power—

(A) to accept, receive, solicit, hold, administer, manage, invest, or distribute any bequest, subscription, outright gift, or legacy, absolutely or in trust, of real or personal property, or any income from, or other interest in, the property;

(B) to acquire, own, hold, sell, donate, lease, invest, reinvest, retain, or otherwise dispose of any property or income from property, unless limited by the instrument of transfer;

(D) to be responsible for the performance of contracts or agreements with public agencies, private organizations, and persons; and

(G) to carry out any activity necessary and proper to advance the purposes of the Foundation.

(5) Quorum.—A majority of the voting members of the Board shall constitute a quorum for the transaction of business of the Board.

(6) Meetings.—The Board shall meet—

(A) at the call of the Chairperson; but

(B) not less than once each calendar year.

(7) Reimbursement of expenses.

(A) IN GENERAL.—Serving as a member of the Board shall not constitute employment by the Federal Government for any purpose.

(B) Reimbursement.—A member of the Board shall serve without pay, other than reimbursement for the actual and necessary traveling and subsistence expenses incurred in the performance of the duties of the member for the Foundation, in accordance with section 5703 of title 5, United States Code.

(8) General powers.

The Board may—

(A) appoint officers and employees in accordance with paragraph (9);

(B) adopt a constitution and bylaws consistent with the purposes of the Foundation and this section; and

(C) carry out any other activities that may be necessary to function and to carry out this section.

(9) Officers and employees.

(A) IN GENERAL.—No officer or employee may be appointed to the Foundation until the date on which the Board determines that the Foundation has sufficient funds to pay for the services of the officer or employee.

(B) Limitation.—Appointment as an officer or employee of the Foundation shall not constitute employment by the Federal Government.

(10) Limitation and conflicts of interest.

(A) Prohibition on political activity.—The Foundation shall not participate or intervene in any political campaign on behalf of any candidate for public office.

(B) Limitation on solicitation.—No member of the Board or officer or employee of the Foundation shall participate, directly or indirectly, in the solicitation or promotion of a question before the Foundation that affects—

(i) the financial interests of the member of the Board, officer, or employee; or

(ii) the promotion of any partnership, entity, or organization in which the member of the Board, officer, or employee—

(I) is an officer, director, or trustee; or

(II) has any direct or indirect financial interest.

(d) Powers and obligations.

(1) IN GENERAL.—The Foundation shall at all times maintain a designated agent in the District of Columbia authorized to accept service of process for the Foundation.

(B) Service of process.—The serving of notice to, or service of process on, the agent, required under this paragraph, or mailed to the business address of the agent, shall be deemed to be notice to, or the service of process on, the Foundation.

(3) Seal.—The Foundation shall have an official seal, to be selected by the Board, which shall be judiciously inscribed.

(4) Powers.—To carry out the purposes of the Foundation, the Foundation shall have, in addition to powers otherwise authorized by this section or any powers of a nonprofit corporation in the District of Columbia, including the power—

(A) to accept, receive, solicit, hold, administer, manage, invest, or distribute any bequest, subscription, outright gift, or legacy, absolutely or in trust, of real or personal property, or any income from, or other interest in, the property;

(B) to acquire, own, hold, sell, donate, lease, invest, reinvest, retain, or otherwise dispose of any property or income from property, unless limited by the instrument of transfer;

(D) to be responsible for the performance of contracts or agreements with public agencies, private organizations, and persons; and

(G) to carry out any activity necessary and proper to advance the purposes of the Foundation.

(5) Real property.—

(A) IN GENERAL.—For purposes of this section, an interest in real property shall include mineral and water rights, rights-of-way, and easements, appurtenant or in gross.
TITLE II
ENVIRONMENTAL PROTECTION AGENCY
SCIENCE AND TECHNOLOGY
(INCLUDING RESCISSION OF FUNDS)

For science and technology, including research and development activities, which shall not exceed $253,369,000, of which $18,209,000 shall be for the Superfund Amendments and Reauthorization Act of 1986; $91,941,000, for the Comprehensive Environmental Response, Compensation, and Liability Act of 1980; $32,572,000, to remain available until September 30, 2018, for the Native American Environmental Program, and $94,867,000, to be derived from the Oil Spill Liability Trust Fund, for removal and response actions; $18,209,000, for the Oil Pollution Act of 1990; $21,800,000, to be derived from the Inland Oil Spill Program; $18,209,000, to be derived from the Oil Spill Liability Trust Fund, to remain available until expended.

STATE AND TRIBAL ASSISTANCE GRANTS

For environmental programs and infrastructure assistance, including capitalization grants for State revolvin...projects, and shall remain available until expended.

HAZARDOUS SUBSTANCE SUPERFUND
(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses to carry out the Comprehensive Environmental Response, Compensation, and Liability Act of 1980; the Superfund Amendments and Reauthorization Act of 1986 (SARA); of the Clean Water Act for American Samoa, Guam, the Commonwealth of Puerto Rico, the Virgin Islands, the Northern Mariana Islands, and the District of Columbia; and of the Solid Waste Disposal Act; $25,369,000 shall be for carrying out the other provisions of the Solid Waste Disposal Act specified in section 908(c) of the Internal Revenue Code: Provided, That the Administrator is authorized to use appropriations made available under this heading to implement section 903 of the Solid Waste Disposal Act; to provide financial assistance to States and territories for the development and implementation of programs to manage underground storage tanks.

INLAND OIL SPILL PROGRAMS

For expenses necessary to carry out the Environmental Protection Agency’s responsibilities under the Oil Pollution Act of 1990, and for the Oil Spill Liability Trust Fund; $3,527,161,000, to remain available until expended, of which (1) $1,393,887,000 shall be for making capitalization grants for the Clean Water State Revolving Funds under title VI of the Federal Water Pollution Control Act for the fiscal year 2017; (2) $633,233,000 shall be for making capitalization grants for the Drinking Water State Revolving Funds under title VI of the Safe Drinking Water Act: Provided, That for fiscal year 2017, the extent there are sufficient eligible project applications and projects are consistent with States’ Intended Use Plans, not less than 10 percent of the funds made available under this title to each State for Clean Water State Revolving Fund capitalization grants shall be used by the State for projects to address green infrastructure, water or energy efficiency improvements, or other environmentally innovative activities: Provided further, That for fiscal year 2017, funds made available under this title to each State for Drinking Water State Revolving Fund capitalization grants may, at the discretion of each State, be used for projects to address green infrastructure, water or energy efficiency improvements, or other environmentally innovative activities: Provided further, That for fiscal year 2017, funds made available under section 605(d)(7) of the Federal Water Pollution Control Act, the limitation on the amounts in a State water pollution control revolving fund to be used by a State for projects to which the Administrator is authorized to apply the fund shall not apply to amounts included as principal in loans made by such fund in fiscal year 2017 and prior years where such principal amounts are or were deemed reasonable by the Administrator: Provided further, For the purpose of constructing, repairing, replacing, or maintaining water or energy efficiency improvements, or other environmentally innovative activities: Provided further, That notwithstanding section 111(a)(1) of the Clean Water Act, the Administrator is authorized to make grants under the provisions of section 518(c) of the Federal Water Pollution Control Act, grants under title II of the Federal Water Pollution Control Act for American Samoa, Guam, the Commonwealth of Puerto Rico, the Virgin Islands, the United States Virgin Islands, and the District of Columbia may also be made for the purpose of providing assistance: (1) solely for the construction, design, or operation of facilities, and to be applied to any proposed project for the construction of treatment works; and (2) for the construction, repair, or replacement of privatized infrastructure systems or systems serving one or more principal residences or small commercial establishments: Provided further, That for fiscal year 2017, funds made available under section 9003(h) of the Solid Waste Disposal Act; $25,369,000 shall be for carrying out the other provisions of the Solid Waste Disposal Act specified in section 908(c) of the Internal Revenue Code: Provided, That the Administrator is authorized to use appropriations made available under this heading to implement section 903 of the Solid Waste Disposal Act; to provide financial assistance to federally recognized Indian tribes for the development and implementation of programs to manage underground storage tanks.

VERIFIED CJLO: 5349

Provided further, That such rescission shall be applied to program project areas, to the extent practicable, to reflect changes to funding projections due to routine attrition during fiscal year 2017.

ENVIRONMENTAL PROGRAMS AND MANAGEMENT
(INCLUDING RESCISSION OF FUNDS)

For environmental programs and management activities, including necessary expenses, not otherwise provided for, for personnel and related costs and travel expenses; hire of passenger motor vehicles; hire, maintenance, and operation of aircraft; purchase of reprints; library memberships in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members; administrative costs of the brownfields program under the Small Business Liability Relief and棕色fields Revitalization Act of 2002; and not to exceed $9,000 for official reception and representation expenses, $2,619,799,000, to remain available until September 30, 2018: Provided further, That the funds included in this heading, $4,100,000 shall be for Research: National Priorities as specified in the explanatory statement described in section 4 in the matter preceding division A of this consolidated Act: Provided further, That the unobligated balances from appropriations made available in this proviso for Research: National Priorities: Provided further, That such rescission shall be applied to program project areas, to the extent practicable, to reflect changes to funding projections due to routine attrition during fiscal year 2017.

BUILDINGS AND FACILITIES

For construction, repair, improvement, extension, replacement of fixed equipment or facilities of, or for use by, the Environmental Protection Agency, $34,676,000, to remain available until expended.

HAZARDOUS SUBSTANCE ELECTRONIC MANIFEST SYSTEM FUND

For necessary expenses to carry out section 2625(b)(1) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980; $435,857,000 shall be for Geographic information systems; procurement of laboratory equipment and supplies; and other operating expenses in support of research and development, $735,857,000, to remain available until September 30, 2018: Provided, That of the funds included under this heading, $4,100,000 shall be for Research: National Priorities as specified in the explanatory statement described in section 4 in the matter preceding division A of this consolidated Act: Provided further, That the unobligated balances from appropriations made available in this proviso for Research: National Priorities: Provided further, That such rescission shall be applied to program project areas, to the extent practicable, to reflect changes to funding projections due to routine attrition during fiscal year 2017.
by the Administrator for grants under section 518(c) of the Federal Water Pollution Control Act may also be used to provide assistance: (1) solely for facility plans, design activities, and technical assistance for any proposed project for the construction of treatment works; and (2) for the construction, repair, or replacement of privately or non-profitably operated water systems or more principal residences or small commercial establishments; Funds reserved under section 518(c) of such Act shall be available for grants only to Indian tribes, as defined in section 518(b) of such Act, and former Indian reservations in Oklahoma (as defined in the Secretary of the Interior and Native Villages Act (as defined in Public Law 92-230); Provided further, That for fiscal year 2017, notwithstanding any provision of the Clean Air Act, as amended, funds appropriated under this Act may be used for grants to: (1) the State of Alaska to address drinking water and wastewater facilities in the area of the United States-Mexico Border, after consultation with the appropriate border commission; Provided further, That these funds are available to assist the Administrator in implementing Federal environmental programs required or authorized by law in the absence of an acceptable tribal program, or the Governor or his delegate, to the extent necessary to carry out the Agency’s function to implement such programs; (2) $20,000,000 shall be for architectural, engineering, planning, design, construction and related activities in connection with the construction or replacement of drinking water and wastewater facilities in the area of the United States-Mexico Border, after consultation with the appropriate border commission; Provided further, That these funds are available to assist the Administrator in implementing Federal environmental programs required or authorized by law in the absence of an acceptable tribal program, or the Governor or his delegate, to the extent necessary to carry out the Agency’s function to implement such programs; (3) $20,000,000 shall be for grants to the State of Alaska to address drinking water and wastewater infrastructure needs of rural and Alaska Native Villages: Provided, That of these funds, $8,000,000 shall provide a match of 25 percent; (B) no more than 5 percent of the funds may be used for administrative and overhead expenses; and (C) the State of Alaska shall make awards consistent with the Statewide priority list established in conjunction with the Agency and the U.S. Department of Agriculture for all water, sewer, waste disposal, and similar projects carried out by the State of Alaska that are funded under section 221 of the Federal Water Pollution Control Act (33 U.S.C. 1261 et seq.) and the Water and Waste Disposal Act (7 U.S.C. 1921 et seq.) which shall allocate not less than 25 percent of the funds made available under this title to projects in regional hub communities; (4) $80,000,000 shall be to carry out section 104(k) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), including grants, interagency agreements, and associated program support costs: Provided, That not more than 25 percent of the funds provided to carry out section 104(k) of CERCLA shall be used for site characterization, assessment, and remediation of facilities described in section 101(45) of CERCLA; Provided further, That at least 10 percent shall be allocated for assistance in persistent poverty counties: Provided further, 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 U.S. Census Bureau in the most recent Small Area Income and Poverty Estimates; (5) $60,000,000 shall be for grants under title VII, subtitle G of the Energy Policy Act of 2005; (6) $30,000,000 shall be for targeted airshed grants in accordance with the terms and conditions of an agreement described in section 4 (in the matter preceding division A of this consolidated Act);
for Indian tribes required or authorized by law, except that no such cooperative agreements may be awarded from funds designated for State financial assistance agreements.

The Administrator of the Environmental Protection Agency is authorized to collect and obligate pesticide registration service fees in accordance with grants to the Federal Insecticide, Fungicide, and Rodenticide Act, as amended by Public Law 112–177, the Pesticide Registration Improvement Extension Act.


The Administrator is authorized to transfer unobligated balances from amounts that were designated by the State, $61,198,000 are permanently rescinded:

''State and Tribal Assistance Grants'' account, $61,198,000 are permanently rescinded:

Estuary Program shall be used for the development, implementation, and monitoring of an environmental programs and management'' for fiscal year 2017 to provide grants under the Science and Technology, Environmental Programs and Management, Office of Inspector General, Hazardous Substance Restoration Initiative and the Great Lakes Restoration pilot program.

For necessary expenses of the Forest Service, $3,513,318,000, to remain available through September 30, 2020; $9,141,000 is for the Forest Service's research and development activities, respectively.

For necessary expenses of the Forest Service, $367,805,000 shall be for forest products: $286,953,000, to be derived from the Land and Water Conservation Fund to be used for the Forest Legacy Program, to remain available until expended.

Of the unobligated balances from amounts made available for the Forest Legacy Program and derived from the Land and Water Conservation Fund, $12,002,000 is hereby permanently rescinded from projects, or activities; to enter into an interagency agreement with the head of such Federal department or agency to carry out activities that would support the Great Lakes Restoration Initiative and Great Lakes Water Quality Agreement.

The Science and Technology, Environmental Programs and Management, Office of Inspector General, Hazardous Substance Restoration Initiative and the Great Lakes Restoration pilot program.

For necessary expenses of the Forest Service, $367,805,000 shall be for forest products: $286,953,000, to be derived from the Land and Water Conservation Fund to be used for the Forest Legacy Program, to remain available until expended.

Of the unobligated balances from amounts made available for the Forest Legacy Program and derived from the Land and Water Conservation Fund, $12,002,000 is hereby permanently rescinded from projects, or activities; to enter into an interagency agreement with the head of such Federal department or agency to carry out activities that would support the Great Lakes Restoration Initiative and Great Lakes Water Quality Agreement.

Provided further, the Secretary of Agriculture, in cooperation with the States, territories, possessions, and other public or private entities, nonprofit organizations, institutions, and individuals for planning, research, monitoring, outreach, and implementation of the Great Lakes Restoration Initiative and the Great Lakes Water Quality Agreement.

For necessary expenses of the Forest Service, $77,000,000 is for the forest inventory and analysis program. The Secretary is authorized to use the amounts appropriated in the preceding proviso:

TITLE III
RELATED AGENCIES
DEPARTMENT OF AGRICULTURE
FOREST SERVICE
FOREST AND RANGELAND RESEARCH

For necessary expenses for the forest and rangeland research conducted by the Forest Service, $387,805,000, to remain available through September 30, 2020; $1,513,318,000, to remain available through September 30, 2020, for construction, capital improvement, maintenance and acquisition of buildings and other facilities and infrastructure; and for necessary expenses for the Forest Service research and development activities, respectively.

For necessary expenses for the Forest Service, $367,805,000 shall be for forest products: $286,953,000, to be derived from the Land and Water Conservation Fund to be used for the Forest Legacy Program, to remain available until expended.

For necessary expenses of the Forest Service, not otherwise provided for, $364,014,000, to remain available through September 30, 2020, for construction, capital improvement, maintenance and acquisition of buildings and other facilities and infrastructure; and for necessary expenses for the Forest Service research and development activities, respectively.

For necessary expenses of the Forest Service, $77,000,000 is for the forest inventory and analysis program. The Secretary is authorized to use the amounts appropriated in the preceding proviso:

Provided further, That of the funds provided for fiscal year 2017 under the Act of March 4, 1913 (16 U.S.C. 501) shall be transferred to the General Fund of the Treasury and shall not be available for transfer or obligation for any other purpose unless the funds are appropriated: Provided further, That of the funds provided for the Great Lakes Restoration Initiative and the Great Lakes Water Quality Agreement.

For necessary expenses of the Forest Service, $9,141,000 is for the Forest Service's research and development activities, respectively.

ACQUISITION OF LANDS FOR NATIONAL FORESTS

ACQUISITION OF LANDS TO COMPLETE LAND EXCHANGES

For acquisition of lands, such sums, to be derived from funds deposited by State, county, or municipal governments, school districts, or other public school authorities, and for authorized expenditures from funds deposited by non-Federal parties pursuant to Land Sale and Exchange Acts, pursuant to the Act of December 4, 1967 (16 U.S.C. 484a), to remain available through September 30, 2020.

ACQUISITION OF LANDS FOR NATIONAL FORESTS

For acquisition of lands, such sums, to be derived from funds deposited by State, county, or municipal governments, school districts, or other public school authorities, and for authorized expenditures from funds deposited by non-Federal parties pursuant to Land Sale and Exchange Acts, pursuant to the Act of December 4, 1967 (16 U.S.C. 484a), to remain available through September 30, 2020.

RANGE BETTERMENT FUND

For necessary expenses of range rehabilitation, protection, and improvement, 50 percent of all moneys required for a fiscal year under the Range Improvement Act of 1934, or any other purpose unless the amounts are appropriated in the Act of March 4, 1913 (16 U.S.C. 501), may be used for projects of both the Act of December 4, 1967 (16 U.S.C. 484a), to remain available through September 30, 2020.

CAPITAL IMPROVEMENT AND MAINTENANCE

For necessary expenses for the Forest Service, not otherwise provided for, $364,014,000, to remain available through September 30, 2020; for construction, capital improvement, maintenance and acquisition of buildings and other facilities and infrastructure; and for necessary expenses for the Forest Service research and development activities, respectively.

For necessary expenses for the Forest Service, $77,000,000 is for the forest inventory and analysis program. The Secretary is authorized to use the amounts appropriated in the preceding proviso:
For necessary expenses of the Forest Service to manage Federal lands in Alaska for subsistence uses, National Interest Lands Conservation Act (Public Law 96–487), $2,500,000, to remain available through September 30, 2020:

WILDFIRE MANAGEMENT (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses for fire suppression activities on National Forest System lands, for emergency rehabilitation of burned-overs of National Forest System lands, emergency rehabilitation of burned-overs of national forest system lands and water, such transferred funds shall remain available through September 30, 2020: Provided, That none of the funds transferred 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 this section does not apply to funds appropriated to the FLAME Wildfire Suppression Reserve Fund or funds derived from the Land and Water Conservation Fund.

Funds appropriated to the Forest Service shall be available for assistance to or through the Agency for International Development in connection with forest and rangeland research, technical information, and assistance in foreign countries, and shall be available to support forestry and related natural resource activities outside the United States and its territories and possessions, including technical assistance, education and training programs, and grants to the United States, private, and international organizations. The Forest Service, acting for the International Program, may sign direct funding agreements with foreign governments and institutions as well as other domestic agencies (including the United States Agency for International Development, the Department of Energy, the Overseas Private Investment Corporation, United States private sector firms, institutions and organizations to provide technical assistance and training programs overseas on forestry and range management.

Funds appropriated to the Forest Service shall be available for expenditure or transfer to appropriate agencies of the Federal Bureau of Land Management, for removal, preparation, and adoption of excess wild horses and burros from National Forest System lands, and for the performance of cadastral surveys to designate the boundaries of such lands.

None of the funds made available to the Forest Service in this Act or any other Act with respect to any fiscal year shall be subject to transfer under the provisions of section 10417(b) of Public Law 107–171 (7 U.S.C. 8316(b)).

H3188 CONGRESSIONAL RECORD — HOUSE May 3, 2017

MANAGEMENT OF NATIONAL FOREST LANDS FOR SUBSISTENCE USES

For necessary expenses of the Forest Service to manage Federal lands in Alaska for subsistence uses, National Interest Lands Conservation Act (Public Law 96–487), $2,500,000, to remain available through September 30, 2020:

WILDFIRE MANAGEMENT (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses for fire suppression activities on National Forest System lands, for emergency rehabilitation of burned-overs of National Forest System lands and water, such transferred funds shall remain available through September 30, 2020: Provided, That none of the funds transferred 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 this section does not apply to funds appropriated to the FLAME Wildfire Suppression Reserve Fund or funds derived from the Land and Water Conservation Fund.

Funds appropriated to the Forest Service shall be available for assistance to or through the Agency for International Development in connection with forest and rangeland research, technical information, and assistance in foreign countries, and shall be available to support forestry and related natural resource activities outside the United States and its territories and possessions, including technical assistance, education and training programs, and grants to the United States, private, and international organizations. The Forest Service, acting for the International Program, may sign direct funding agreements with foreign governments and institutions as well as other domestic agencies (including the United States Agency for International Development, the Department of Energy, the Overseas Private Investment Corporation, United States private sector firms, institutions and organizations to provide technical assistance and training programs overseas on forestry and range management.

Funds appropriated to the Forest Service shall be available for expenditure or transfer to appropriate agencies of the Federal Bureau of Land Management, for removal, preparation, and adoption of excess wild horses and burros from National Forest System lands, and for the performance of cadastral surveys to designate the boundaries of such lands.

None of the funds made available to the Forest Service in this Act or any other Act with respect to any fiscal year shall be subject to transfer under the provisions of section 10417(b) of Public Law 107–171 (7 U.S.C. 8316(b)).

H3188 CONGRESSIONAL RECORD — HOUSE May 3, 2017

MANAGEMENT OF NATIONAL FOREST LANDS FOR SUBSISTENCE USES

For necessary expenses of the Forest Service to manage Federal lands in Alaska for subsistence uses, National Interest Lands Conservation Act (Public Law 96–487), $2,500,000, to remain available through September 30, 2020:

WILDFIRE MANAGEMENT (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses for fire suppression activities on National Forest System lands, for emergency rehabilitation of burned-overs of National Forest System lands and water, such transferred funds shall remain available through September 30, 2020: Provided, That none of the funds transferred 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 this section does not apply to funds appropriated to the FLAME Wildfire Suppression Reserve Fund or funds derived from the Land and Water Conservation Fund.

Funds appropriated to the Forest Service shall be available for assistance to or through the Agency for International Development in connection with forest and rangeland research, technical information, and assistance in foreign countries, and shall be available to support forestry and related natural resource activities outside the United States and its territories and possessions, including technical assistance, education and training programs, and grants to the United States, private, and international organizations. The Forest Service, acting for the International Program, may sign direct funding agreements with foreign governments and institutions as well as other domestic agencies (including the United States Agency for International Development, the Department of Energy, the Overseas Private Investment Corporation, United States private sector firms, institutions and organizations to provide technical assistance and training programs overseas on forestry and range management.

Funds appropriated to the Forest Service shall be available for expenditure or transfer to appropriate agencies of the Federal Bureau of Land Management, for removal, preparation, and adoption of excess wild horses and burros from National Forest System lands, and for the performance of cadastral surveys to designate the boundaries of such lands.

None of the funds made available to the Forest Service in this Act or any other Act with respect to any fiscal year shall be subject to transfer under the provisions of section 10417(b) of Public Law 107–171 (7 U.S.C. 8316(b)).

H3188 CONGRESSIONAL RECORD — HOUSE May 3, 2017

MANAGEMENT OF NATIONAL FOREST LANDS FOR SUBSISTENCE USES

For necessary expenses of the Forest Service to manage Federal lands in Alaska for subsistence uses, National Interest Lands Conservation Act (Public Law 96–487), $2,500,000, to remain available through September 30, 2020:

WILDFIRE MANAGEMENT (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses for fire suppression activities on National Forest System lands, for emergency rehabilitation of burned-overs of National Forest System lands and water, such transferred funds shall remain available through September 30, 2020: Provided, That none of the funds transferred 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 this section does not apply to funds appropriated to the FLAME Wildfire Suppression Reserve Fund or funds derived from the Land and Water Conservation Fund.

Funds appropriated to the Forest Service shall be available for assistance to or through the Agency for International Development in connection with forest and rangeland research, technical information, and assistance in foreign countries, and shall be available to support forestry and related natural resource activities outside the United States and its territories and possessions, including technical assistance, education and training programs, and grants to the United States, private, and international organizations. The Forest Service, acting for the International Program, may sign direct funding agreements with foreign governments and institutions as well as other domestic agencies (including the United States Agency for International Development, the Department of Energy, the Overseas Private Investment Corporation, United States private sector firms, institutions and organizations to provide technical assistance and training programs overseas on forestry and range management.

Funds appropriated to the Forest Service shall be available for expenditure or transfer to appropriate agencies of the Federal Bureau of Land Management, for removal, preparation, and adoption of excess wild horses and burros from National Forest System lands, and for the performance of cadastral surveys to designate the boundaries of such lands.

None of the funds made available to the Forest Service in this Act or any other Act with respect to any fiscal year shall be subject to transfer under the provisions of section 10417(b) of Public Law 107–171 (7 U.S.C. 8316(b)).

Of the funds available to the Forest Service, up to $3,000,000 may be advanced in a lump sum to the National Forest Foundation to aid conservation partners.

Provided further, That the amounts made available within this account for the Substance Abuse and Suicide Prevention Program, for the Domestic Violence, Elder Abuse, and Human Trafficking Prevention Initiative, and the Forestry Service Safety Programs for the purpose of achieving compliance with the applicable conditions and requirements of titles XIX and X of the Social Security Act, except for those related to the planning, design, or construction of off-road vehicle trails, shall remain available until expended.

That such funds shall be provided for contract support costs associated with Indian Self-Determination and Education Assistance Act agreements with tribes and tribal organizations for the purpose of carrying out its functions under the Individuals with Disabilities Education Act (20 U.S.C. 1400, et seq.), provided further, That the Indian Health Care Improvement Act (25 U.S.C. 1613) shall remain available until expended.

For expenses necessary to carry out the Act of August 5, 1954 (68 Stat. 764), the Indian Self-Determination and Education Assistance Act, the Indian Health Care Improvement Act, and the Indian Self-Determination Act, and the Indian Health Service, $545,424,000, to remain available until expended.

Provided further, That the amounts made available within this account for the Substance Abuse and Suicide Prevention Program, for the Domestic Violence, Elder Abuse, and Human Trafficking Prevention Initiative, and the Forestry Service Safety Programs shall remain available until expended.

Provided further, That the amounts made available within this account for the Substance Abuse and Suicide Prevention Program, for the Domestic Violence, Elder Abuse, and Human Trafficking Prevention Initiative, and the Forestry Service Safety Programs shall remain available until expended.

Provided further, That the amounts made available within this account for the Substance Abuse and Suicide Prevention Program, for the Domestic Violence, Elder Abuse, and Human Trafficking Prevention Initiative, and the Forestry Service Safety Programs shall remain available until expended.

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Provided further, That the amounts made available within this account for the Substance Abuse and Suicide Prevention Program, for the Domestic Violence, Elder Abuse, and Human Trafficking Prevention Initiative, and the Forestry Service Safety Programs shall remain available until expended.

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Provided further, That the amounts made available within this account for the Substance Abuse and Suicide Prevention Program, for the Domestic Violence, Elder Abuse, and Human Trafficking Prevention Initiative, and the Forestry Service Safety Programs shall remain available until expended.
further, That not to exceed $500,000 may be used by the Indian Health Service to purchase TRANSAM equipment from the Department of Defense for the Department of Defense and tribal facilities: Provided further, That none of the funds appropriated to the Indian Health Service may be used for sanitation facilities construction for new homes funded by funds previously or herein made available to the Indian Health Service for the demolition of Federal buildings, for necessary expenses to continue functioning of such Act and thereafter shall be available until expended: and be used by the Indian Health Service for the demolition of Federal buildings.

ADMINISTRATIVE PROVISIONS—INDIAN HEALTH SERVICE

Appropriations provided in this Act to the Indian Health Service shall be available for services authorized by 5 U.S.C. 5901–5902; and for expenses at rates not to exceed the per diem rate equivalent to the maximum rate payable for senior-level positions authorized by 5 U.S.C. 3301 for the purchase of passenger motor vehicles and aircraft; purchase of medical equipment; purchase of repairs; purchase, renovation and erection of modular buildings and renovation of existing facilities; payments for telephone service in private residences in the field, when authorized under regulations approved by the Secretary; or allowances theretofore authorized by 5 U.S.C. 5901–5902; and for expenses of attendance at meetings that relate to the functions or activities of the Indian Health Service. That in accordance with the provisions of the Indian Health Care Improvement Act, non-Indian patients may be extended health care at all tribally administered or Indian Health Service facilities, subject to charges, and the proceeds along with funds recovered under the Federal Medical Care Recovery Act (42 U.S.C. 2651–2658) to the account of the facility providing the service and shall be available without fiscal year limitation: Provided further, That notwithstanding any other provision of law, funds transferred from the Department of Housing and Urban Development to the Indian Health Service shall be administered under Public Law 96–121, the Indian Health Care Services Authorization Act of 1980 (Public Law 93–638: Provided further, That funds appropriated to the Indian Health Service in this Act, except those used for administrative and program direction purposes, shall not be subject to limitations directed at curtailing Federal travel and transportation: Provided further, That none of the funds provided to the Indian Health Service in this Act shall be used for any assessments or charges by the Department of Health and Human Services unless identified in the budget justification and provided in this Act, or approved by the House and Senate Committees on Appropriations through the reprogramming process: Provided further, That in performing any such health assessment or activity, the Administrator of ATSDR shall not be bound by the deadlines in section 104(i)(6) of CERCLA, and shall utilize personnel of the Office of Executive Service positions:

NATIONAL INSTITUTES OF HEALTH NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH SCIENCES

For necessary expenses for the National Institute of Environmental Health Sciences in carrying out activities set forth in section 311(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9660(a)(1) and section 1206(c) of the Superfund Amendments and Reauthorization Act of 1986, $77,349,000.

AGENCY FOR TOXIC SUBSTANCES AND DISEASE REGISTRY TOXIC SUBSTANCES AND ENVIRONMENTAL PUBLIC HEALTH

For necessary expenses for the Agency for Toxic Substances and Disease Registry (ATSDR) in carrying out activities set forth in sections 104(i) and 111(c)(4) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9620(a)(1) and section 3019 of the Solid Waste Disposal Act, $74,691,000, of which up to $1,000 per eligible employee of the Agency for Toxic Substances and Disease Registry shall remain available until expended for Individual Learning Accounts: Provided, That notwithstanding any other provision of law, the Administrator of ATSDR, as authorized by Public Law 93–531, $15,431,000, to provide goods and services to eligible individuals and groups including evictees from District 6, Hopi-partitioned lands residents, those in significantly substandard housing, and all others certified as eligible and not included in the preceding categories: Provided further, That none of the funds contained in this or any other Act may be used by the Office of Indian Relocation to evict any single Navajo or Naavo family who, as of November 30, 1985, was physically domiciled on the lands partitioned to the Hopi Tribe unless a new or replacement home is provided for such household: Provided further, That no relocatee will be provided with more than one new or replacement home: Provided further, That the Office of Indian Relocation, in carrying out the provisions of this Act, shall be bound by the deadlines in section 104(i)(6) of CERCLA, and shall utilize personnel of the Office of Executive Service positions:

INSTITUTE OF AMERICAN INDIAN AND ALASKA NATIVE CULTURE AND ARTS DEVELOPMENT

PAYMENT TO THE INSTITUTE

For payment to the Institute of American Indian and Alaska Native Culture and Arts Development, as authorized by title XV of Pub. L. 99–665, 56 Stat. 51, $15,212,000, to remain available until September 30, 2018: Provided, That such appropriations shall remain available until expended, of which not to exceed $7,377,000 shall become available on July 1, 2017, and shall remain available until September 30, 2018.

SMITHSONIAN INSTITUTION

SALARIES AND EXPENSES

For necessary expenses of the Smithsonian Institution, as authorized by law, including research in the fields of art, science, and history; development, preservation, and documentation of the National Collections; presentation of public exhibits and performances; collection, preparation, dissemination, and exchange of information and publications; exhibition organization, traveling and museum assistance programs; maintenance, alteration, operation, lease agreements of no more than 30 years, and protection of buildings, structures, and appurtenances; not to exceed $100,000 for services as authorized by 5 U.S.C. 3109; and purchase, rental, repair, and cleaning of uniforms for employees, $729,444,000, to remain available until September 30, 2018, except as otherwise provided herein; of which not to exceed $48,467,000 for the instrumentation program, collections acquisition, exhibition reinforcement, the National Museum of African American History and Culture, and the repatriation of skeletal remains program shall remain available until expended; and in addition for expenses as may be necessary to support American overseas research centers: Provided, That funds appropriated herein are available for advance payments to independent contractors performing research services or participating in official Smithsonian presentations.

FACILITIES CAPITAL

For necessary expenses of repair, revitalization, or improvement of facilities owned or occupied by the Smithsonian Institution, by contract or otherwise, as authorized by section 2 of the Act of August 22, 1949 (63 Stat. 625), or a subsequent Act, including professional services, $133,903,000, to remain available until expended, of which not to exceed $13,000 shall be for services as authorized by 5 U.S.C. 3109.

NATIONAL GALLERY OF ART

SALARIES AND EXPENSES

For the upkeep and operations of the National Gallery of Art, the protection and care of the works of art therein, and administration of the independent trust thereof as authorized by the Act of March 24, 1907, (50 Stat. 51), as amended by the public resolution of April 13, 1939 (Public Resolution 9, Seventy-sixth Congress), including services as authorized by 5 U.S.C. 3109; payment in advance when authorized by the treasurer of the Gallery for membership in library, museum, and art associations whose publica-

proaches, and grounds; and purchase of services for restoration and repair of works of art for the National Gallery of Art by contracts made, without advertising, with individuals, firms, or organizations at such rates or prices and under such terms and conditions as the Gallery may deem proper, $132,961,000, to remain available until September 30, 2018, and $3,620,000 for the special exhibition program shall remain available until expended.

REPAIR, RESTORATION AND RENOVATION OF BUILDINGS

For necessary expenses incident to the repair, restoration and renovation of buildings, grounds and facilities owned or occupied by the National Gallery of Art, by contract or otherwise, for expenditures of more than 10 years, with no extensions or renewals beyond the 10 years, that address space needs created by the ongoing renovations in the Master Facilities Plan, as authorized, $22,561,000, to remain available until expended: Provided, That contracts awarded for environmental systems, protection systems, and exterior repair or renovation of buildings of the National Gallery of Art may be negotiated with selected contractors and awarded on the basis of contractor qualifications: Provided further, That such awards shall remain available until expended.

JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

OPERATIONS AND MAINTENANCE

For necessary expenses for the operation, maintenance and security of the John F. Kennedy Center for the Performing Arts, $22,280,000.

CAPITAL REPAIR AND RESTORATION

For necessary expenses for capital repair and restoration of the existing features of the building and site of the John F. Kennedy Center for the Performing Arts, $114,140,000, to remain available until expended.

WOODROW WILSON INTERNATIONAL CENTER FOR SCHOLARS

SALARIES AND EXPENSES

For expenses necessary in carrying out the provisions of the Woodrow Wilson Memorial Foundation Act of 1968 (82 Stat. 1356) including hire of passenger vehicles and services as authorized by 5 U.S.C. 3109, $10,500,000, to remain available until expended.

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

GRANTS AND ADMINISTRATION

For necessary expenses to carry out the National Foundation on the Arts and the Humanities Act of 1965, $149,849,000 shall be available to the National Endowment for the Arts for the support of projects and productions in the arts, including arts education and public outreach activities, through assistance to organizations and individuals pursuant to section 5 of the Act, for program support, and for administering the functions of the Act, to remain available until expended.

NATIONAL ENDOWMENT FOR THE HUMANITIES

GRANTS AND ADMINISTRATION

For necessary expenses to carry out the National Foundation on the Arts and the Humanities Act of 1965, $33,000,000 shall be available to the National Endowment for the Humanities under the provisions of sections 11(a)(2)(B) and 11(a)(3)(B) during the current and preceding fiscal years for which such equal amounts have not previously been appropriated.

ADMINISTRATIVE PROVISIONS

None of the funds appropriated to the National Foundation on the Arts and the Humanities may be used to process any grant or contract documents which do not include the text of 18 U.S.C. 1931: Provided, That none of the funds appropriated to the National Foundation on the Arts and the Humanities may be used for official reception and representation expenses: Provided further, That none of the funds appropriated to the National Endowment for the Arts may be used for official reception and representation expenses: Provided further, That the Chairperson of the National Endowment for the Arts may approve, study or education: Provided further, That one-tenth of one percent of the funds provided under this heading may be used for official reception and representation expenses:

NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

For necessary expenses as authorized by Public Law 99–190 (30 U.S.C. 956a), $2,000,000.

ADVISORY COUNCIL ON HISTORIC PRESERVATION

SALARIES AND EXPENSES

For necessary expenses of the Advisory Council on Historic Preservation (Public Law 89–665), $4,492,000.

NATIONAL CAPITAL PLANNING COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the National Capital Planning Commission under chapter 87 of title 40, United States Code, including salaries authorized by section 3109, $8,099,000: Provided, That one-quarter of 1 percent of the funds provided under this heading may be used for official reception and representation expenses: Provided further, That amounts of gifts, bequests, devises of money, and other property accepted by the chairman and other property accepted by the chairman that pertain to the history and design of the Nation's Capital or the history and activities of the Commission of Fine Arts, for the purpose of Arts may be used for official reception and representation expenses.

UNITED STATES HOLOCAUST MEMORIAL MUSEUM

HOLOCAUST MEMORIAL MUSEUM

For expenses of the Holocaust Memorial Museum, as authorized by Public Law 106–292 (36 U.S.C. 2901–2905), $77,000,000: Provided, That none of the funds provided under this heading may be used for official reception and representation expenses; Provided further, That amounts of gifts, bequests, devises of money, and other property accepted by the chairman and other property accepted by the chairman that pertain to the history and design of the Nation's Capital or the history and activities of the Commission of Fine Arts, for the purpose of Arts may be used for official reception and representation expenses: Provided further, That none of the funds appropriated to the National Endowment for the Arts may be used for official reception and representation expenses: Provided further, That none of the funds appropriated to the National Endowment for the Arts and the Humanities may be used to process any grant or contract documents which do not include the text of 18 U.S.C. 1931: Provided, That none of the funds appropriated to the National Foundation on the Arts and the Humanities may be used for official reception and representation expenses: Provided further, That the Chairperson of the National Endowment for the Arts may approve, study or education: Provided further, That one-tenth of one percent of the funds provided under this heading may be used for official reception and representation expenses:

NATIONAL CAPITAL ARTS AND CULTURAL AFFAIRS

For necessary expenses as authorized by Public Law 99–190 (30 U.S.C. 956a), $2,000,000.

ADVISORY COUNCIL ON HISTORIC PRESERVATION

SALARIES AND EXPENSES

For necessary expenses of the Advisory Council on Historic Preservation (Public Law 89–665), $4,492,000.

NATIONAL CAPITAL PLANNING COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the National Capital Planning Commission under chapter 87 of title 40, United States Code, including salaries authorized by section 3109, $8,099,000: Provided, That one-quarter of 1 percent of the funds provided under this heading may be used for official reception and representation expenses: Provided further, That amounts of gifts, bequests, devises of money, and other property accepted by the chairman and other property accepted by the chairman that pertain to the history and design of the Nation's Capital or the history and activities of the Commission of Fine Arts, for the purpose of Arts may be used for official reception and representation expenses.
replacement program; and of which $2,500,000 for the Museum’s repair and rehabilitation program and $1,264,000 for the Museum’s outreach initiatives program shall remain available until expended.

DWIGHT D. EISENHOWER MEMORIAL COMMISSION

SALARIES AND EXPENSES

For necessary expenses, including the costs of construction design, of the Dwight D. Eisenhower Memorial Commission, $1,600,000, to remain available until expended.

CAPITAL CONSTRUCTION

For necessary expenses of the Dwight D. Eisenhower Memorial Commission for design and construction of the memorial honor of Dwight D. Eisenhower, as authorized by Public Law 106-79, $45,000,000, to remain available until expended.

Provided, That the funds appropriated herein shall be deemed to satisfy the criteria for issuing a patent application as set forth in subparagraph 6(f)(5)(A) of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1604(a)(4) and (b) (5)), and the Forest Management Plans.

Provided further, That such contract is authorized by the Department of Agriculture, and payment for such contract shall be made available to the Secretary of Agriculture.

b) The head of the agency posting such report shall also: (1) the public posting of the report containing the information required by subsection (a) shall be subject to the review of the Committees on Appropriations of the House of Representatives and the Senate; (2) the report shall be provided to the Committees on Appropriations for approval.

d) The President shall be requested to submit to the Senate, and to the House of Representatives, a report containing a description of the plan or any portion of such plan which, in the opinion of the President, is required to be submitted to the Congress.

TITLe IV

GENERAL PROVISIONS

INCLUDING TRANSFERS OF FUNDS

RESTRICTION ON USE OF FUNDS

SEC. 401. No part of any appropriation contained in this Act shall be available for any activity or the publication or distribution of litter that tends to undermine the public support or opposition to any legislative proposal on which Congressional action is not complete other than to communicate to Members of Congress as described in 18 U.S.C. 1913.

OBLIGATION OF APPROPRIATIONS

SEC. 402. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided therein.

DISCLOSURE OF ADMINISTRATIVE EXPENSES

SEC. 403. The amount and basis of estimated overhead charges, deductions, reserves or holdbacks, including working capital, general expenses, charges, from programs, projects, activities and subactivities to support government-wide, departmental, agency, or bureau administrative functions or headquarters, regional, or central operations shall be presented in annual budget justifications and subject to approval by the Committees on Appropriations of the House of Representatives and the Senate. Changes to such estimates shall be presented to the Committees on Appropriations for approval.

MINING APPLICATIONS

SEC. 404. (a) LIMITATION OF FUNDS.—None of the funds appropriated or otherwise made available pursuant to this Act shall be obligated or expended to accept or process applications for a patent for any mining or mill site claim located under the general mining laws.

(b) EXCEPTION.—Subsection (a) shall not apply if the Secretary of the Interior determines that, for the claim concerned (1) a patent application was filed with the Secretary on or before September 30, 1994; and (2) all requirements established under sections 2325 and 2326 of the Revised Statutes (30 U.S.C. 35, 36, and 37) for placer claims, and section 2327 of the Revised Statutes (30 U.S.C. 42) for mill site claims, as the case may be, were fully complied with by the applicant.

(c) REPORT.—On September 30, 2018, the Secretary of the Interior shall file with the House and Senate Committees on Appropriations and with the National Resources of the House and the Committee on Energy and Natural Resources of the Senate a report on actions taken by the Department under the plan pursuant to section 314(c) of the Department of the Interior and Related Agencies Appropriations Act, 1997 (Public Law 104-208).

(d) PUBLIC POSTING OF REPORTS.—In order to process patent applications in a timely and responsible manner, upon the request of a patent applicant for a patent application, the Secretary shall allow the applicant to fund a qualified third-party contractor to be selected by the Director of the Bureau of Land Management to conduct a mineral examination of the mining claims or mill site claims contained in a patent application as set forth in subsection (b). The Bureau of Land Management shall have the authority to choose and pay the third-party contractor in accordance with the standard procedures employed by the Bureau of Land Management in the retention of a contractor.

CONTRACT SUPPORT COSTS, FISCAL YEAR 2017

LIMITATION


CONTRACT SUPPORT COSTS, FISCAL YEAR 2017 LIMITATION

SEC. 406. Amounts provided by this Act for fiscal year 2017 for activities “Department of Health and Human Services, Indian Health Service, Contract Support Costs” and “Department of the Interior, Bureau of Indian Affairs and Bureau of Indian Education, Contract Support Costs” are the only amounts available for contract support costs arising out of self-determination or self-governance contracts, grants, or annual funding agreements for fiscal year 2017 with the Bureau of Indian Affairs or the Indian Health Service: Provided, That such amounts are not available for payment of claims for contract support costs for prior years, or for repayments of payments for settlements or judgments approving contract support costs for prior years.

FOREST MANAGEMENT PLANS

SEC. 407. The Secretary of Agriculture shall not be considered to be in violation of subparagraph 6(f)(5)(A) of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1604(a)(5)(A)) solely because more than 15 years have passed without revision of the plan for a unit of the National Forest System. Nothing in this section exempts the Secretary from any other requirement of the Forest and Rangeland Renewable Resources Planning Act (16 U.S.C. 1604(a)(5)(A)) or any other law.

Provided, That if the Secretary is not acting expeditiously and if good faith, within the funding available, to revise the plan of the National Forest System, this section shall remain void with respect to such plan and a court of proper jurisdiction may order completion of the plan or any portion of such plan.

PROHIBITION WITHIN NATIONAL MONUMENTS

SEC. 408. No funds provided in this Act may be expended to conduct preleasing, leasing and related activities under the Mineral Leasing Act (30 U.S.C. 181 et seq.) or the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et seq.) within the boundaries of a National Monument established pursuant to the Act of June 8, 1906 (16 U.S.C. 431 et seq.) as such boundary existed on January 20, 2001, except where such activities are allowed under the proclamation establishing such monument.

LIMITATION ON TAKINGS

SEC. 409. Unless otherwise provided herein, no funds appropriated in this Act for the acquisition of lands or interests in lands may be used for the filing of declarations of taking or complaints in condemnation without the approval of the House and Senate Committees on Appropriations. Provided, That this provision shall not preclude funds appropriated to implement the Everglades National Park Protection and Expansion Act of 1989, or to funds appropriated for Federal assistance to the State of Florida to acquire lands for Everglades restoration purposes.

TIMBER SALE REQUIREMENTS

SEC. 410. No timber sale in Alaska’s Region 10 shall be advertised if the indicated rate is not sufficient to cover all logging and stumpage costs and provide a normal profit and risk allowance under the Forest Service’s appraisal process (where applicable), and a residual value appraisal. The western red cedar timber from those sales which is surplus to the needs of the domestic processors in Alaska shall be made available to domestic processors in the contiguous 48 United States at prevailing domestic prices. All additional western red cedar volume not sold to Alaska processors in the contiguous 48 United States domestic processors may be exported to foreign markets at the election of the timber sale holder. All Alaska yellow cedar may be sold at prevailing export prices at the election of the timber sale holder.

PROHIBITION ON NO-BID CONTRACTS

SEC. 411. None of the funds appropriated or otherwise made available by this Act to executive branch agencies may be used to enter into any Federal contract unless such contract is entered into in accordance with the requirements of Chapter 33 of title 41, United States Code, or Chapter 137 of title 16, United States Code, and the Federal Acquisition Regulation, unless—

(1) Federal law specifically authorizes a contract to be entered into without regard for these requirements, including formula grants for States, or federally recognized Indian tribes; or

(2) such contract is authorized by the Indian Self-Determination and Education Assistance Act (Public Law 93-383, 25 U.S.C. 450 et seq.) or by any other Federal laws that specifically authorize a contract within an Indian tribe as defined in section 4(e) of that Act (25 U.S.C. 450b(e)(1)); or

(3) such contract was awarded prior to the date of enactment of this Act.

POSTING OF REPORTS

SEC. 412. (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 under this Act.

(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 not less than 45 days.
NATIONAL ENDOWMENT FOR THE ARTS GRANT GUIDELINES

SEC. 413. Of the funds provided to the National Endowment for the Arts—

(1) The Chairperson shall only award a grant for such funds to an individual for a program or project described in section 415 of this Act, unless a grant to a State, an organization or an individual to conduct activity independent of the direct grant recipient.

Nothing in this subsection shall prohibit payments made in exchange for goods and services.

(2) No grant shall be used for seasonal support to a group, unless the application is specially directed in section 6 of the current fiscal year and includes the criteria for such activities.

(3) No grant shall be used for seasonally supported programs, unless the application is specially directed in section 6 of the current fiscal year and includes the criteria for such activities.

NATIONAL ENDOWMENT FOR THE ARTS PROGRAM PRIORITIES

SEC. 414. (a) In providing services or awarding financial assistance under the National Foundation on the Arts and Humanities Act of 1965 from funds appropriated under this Act, the Chairperson of the National Endowment for the Arts shall not make grants or assistance to any single State, excluding funds in each program and activity.

(b) Notwithstanding any other provision of law, none of the funds made available in this Act may be used to require a permit or to promulgate or implement any regulation requiring the issuance of permits under title V of the Clean Air Act (42 U.S.C. 7661 et seq.) for the discharge of dredged or fill material into navigable waters unless all of the iron and steel products used in the project are produced in the United States.

(c) In this section, the term ‘iron and steel products’ means the following products:

(1) Iron and steel products are not produced in this Act may be used to require a permit or to promulgate or implement any regulation requiring the issuance of permits under title V of the Clean Air Act (42 U.S.C. 7661 et seq.) for the discharge of dredged or fill material into navigable waters unless all of the iron and steel products used in the project are produced in the United States.

(d) The Administrator may retain up to 0.25 percent of the funds appropriated in this Act for the Clean and Drinking Water State Revolving Fund as authorized by section 1452 of the Safe Drinking Water Act (42 U.S.C. 300j–12) shall be used for a project for the construction, alteration, maintenance, or repair of a public water system or treatment works except all of the iron and steel products used in the project are produced in the United States.

NATIONAL GALLERY OF ART

SEC. 421. Notwithstanding any other provision of law, none of the funds made available in this Act may be used to require a permit or to promulgate or implement any regulation requiring the issuance of permits under title V of the Clean Air Act (42 U.S.C. 7661 et seq.) for the discharge of dredged or fill material into navigable waters unless all of the iron and steel products used in the project are produced in the United States.

SEC. 422. Section 6301(2) of title 40, United States Code, is amended—

(1) by redesignating subparagraphs (A), (B), and (C) as clauses (i), (ii), and (iii), respectively; and

(2) by redesignating paragraphs (A), (B), and (C) as subsections (A), (B), and (C) respectively.
(3) by adding at the end the following new subparagraph: “(B) All other buildings, service roads, walks, and other areas within the exterior boundaries of any real estate or land or improvements on land (including temporary use) that the National Gallery of Art acquires and that the Director of the National Gallery of Art determines to be necessary for the acquisition of individual or property in the National Gallery of Art and suitable for administration as a part of the National Gallery of Art.”;

MIDWAY ISLAND

Sect. 427. None of the funds made available by this Act may be used to destroy any buildings or structures on Midway Island that have been recommended by the United States Fish and Wildlife Service in the National Register of Historic Places (54 U.S.C. 302101).

POLICIES RELATING TO BIOMASS ENERGY

Sect. 428. To support the key role that forests in the United States can play in addressing the energy needs of the United States, the Secretary of Energy, the Secretary of Agriculture, and the Administrator of the Environmental Protection Agency shall, consistent with their missions, jointly—

(1) ensure that Federal policy relating to forest bioenergy—

(A) is consistent across all Federal departments and agencies; and

(B) recognizes the full benefits of the use of forest biomass for energy, conservation, and responsible forest management; and

(2) fund simple policies for the use of forest biomass as an energy solution, including policies that—

(A) reflect the carbon-neutrality of forest bioenergy and recognize biomass as a renewable energy source, provided the use of forest biomass for energy production does not cause conversion of forests to non-forest use. (B) encourage private investment through out the forest biomass supply chain, including in—

(i) working forests;

(ii) harvesting operations;

(iii) forest improvement operations;

(iv) forest bioenergy production;

(v) wood products manufacturing; or

(vi) paper manufacturing; and

(C) encourage forest management to improve forest health; and

(D) recognize State initiatives to produce and use forest bioenergy.

JOHN F. KENNEDY CENTER REAUTHORIZATION

Sect. 429. Section 13 of the John F. Kennedy Center Act (20 U.S.C. 76r) is amended by striking subsections (a) and (b) and inserting the following:

“(a) MAINTENANCE, REPAIR, AND SECURITY.—There is authorized to be appropriated to the Board to carry out section 4(a)(1)(H), $22,260,000 for fiscal year 2017; “(b) CAPITAL PROJECTS.—There is authorized to be appropriated to the Board to carry out section 4(a)(1)(A), $14,140,000 for fiscal year 2017; “BOUNDARY ADJUSTMENT, BOB MARSHALL WILDERNESS, HELENA-LEWIS AND CLARK NATIONAL FOREST

Sect. 430. The boundary of the Patrick’s Basin Addition to the Bob Marshall Wilderness designated by section 3065(c)(1)(A) of the “Carl Levin and Howard P. ‘Buck’ McKeon National Defense Authorization Act for Fiscal Year 2015” (Public Law 113-291; 128 Stat. 3815) is modified to exclude approximately 603 acres of land as generally described as items (a) through (G) of part I of section 4(a)(1), as follows:

(1) by adding at the end the following new subparagraph: “(B) All other buildings, service roads, walks, and other areas within the exterior boundaries of any real estate or land or improvements on land (including temporary use) that the National Gallery of Art acquires and that the Director of the National Gallery of Art determines to be necessary for the acquisition of individual or property in the National Gallery of Art and suitable for administration as a part of the National Gallery of Art.”;

INCORPORATION BY REFERENCE

Sect. 431. The provisions of the following bills of the 115th Congress are hereby enacted into law:


2. S. 131 (the Alaska Mental Health Trust Land Exchange Act), as ordered to be reported on March 30, 2017, by the Committee on Energy and Natural Resources of the Senate.

3. S. 847 (the Women’s Suffrage Centennial Commission Act), as introduced on April 5, 2017.

In publishing this Act in slip form and in the United States Statutes at Large pursuant to section 112 of title 1, United States Code, the Archivist of the United States shall include after the date of approval at the end an appendix setting forth the text of the bills referred to in subsection (a).

This division may be cited as the “Department of the Interior, Environment, and Related Agencies Appropriations Act, 2017.”

DIVISION OF VISION, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

TITLE I

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

TRAINING AND EMPLOYMENT SERVICES

For necessary expenses of the Workforce Innovation and Opportunity Act (referred to in this Act as “WIOA”), the Second Chance Act of 2007, and the National Apprenticeship Act, $3,338,699,000 plus reimbursement shall be available. Of the amounts provided:

(1) for grants to States for adult employment and training activities, youth activities, and disconnected worker employment and training activities, $2,709,632,000 as follows:

A. $815,556,000 for adult employment and training activities, of which $163,556,000 shall be available for the period July 1, 2017 through June 30, 2018, and of which $712,000,000 shall be available for the period October 1, 2017 through June 30, 2018, and of which $573,616,000 shall be available for the period July 1, 2018 through June 30, 2019; and

B. $1,020,860,000 for disconnected worker employment and training activities, of which $160,860,000 shall be available for the period July 1, 2017 through June 30, 2018, and of which $660,000,000 shall be available for the period October 1, 2017 through June 30, 2018, and of which $373,616,000 shall be available for the period July 1, 2018 through June 30, 2019.

(2) for national programs, $628,867,000 as follows:

A. $81,896,000 for migrant and seasonal farmworker programs under section 167 of the WIOA, which shall be available for the period July 1, 2017 through June 30, 2018;

B. $8,196,000 for Native American programs under section 166 of the WIOA, which shall be available for the period July 1, 2017 through June 30, 2018;

C. $81,896,000 for migrant and seasonal farmworker programs under section 167 of the WIOA, which shall be available for the period July 1, 2017 through June 30, 2018;

D. $84,534,000 for Youthbuild activities as described in section 171 of the WIOA, which shall be available for the period April 1, 2017 through June 30, 2018;

(3) for youth activities, $200,000,000 as follows:

A. $220,859,000 for the disconnected workers assistance activities, of which $20,859,000 shall be available for the period July 1, 2017 through September 30, 2018, and of which $200,000,000 shall be available for the period October 1, 2017 through September 30, 2018.
JOB CORPS
(INCLUDING TRANSFER OF FUNDS)

To carry out subtitie C of title I of the WIOA, including Federal administrative expenses, the purchase and hire of passenger motor vehicles, construction, alteration, and repairs of buildings and other facilities, and the purchase of real property for training centers as authorized by the WIOA, $1,704,155,000, plus reimbursements, as follows:

(1) $1,587,325,000 for Job Corps Operations, which shall be available for the period July 1, 2017 through June 30, 2018;
(2) $84,500,000 for construction, rehabilitation and acquisition of Job Corps Centers, which shall be available for the period July 1, 2017 through September 30, 2017, and shall include the acquisition, maintenance, and repair of major items of equipment: Provided, That the Secretary may transfer up to 15 percent of such funds to meet the operational needs of such centers or to achieve administrative efficiencies: Provided further, That any funds transferred pursuant to the preceding proviso shall not be available for obligation after June 30, 2018: Provided further, That the Committees on Appropriations of the House of Representatives and the Senate shall be notified at least 15 days in advance of any transfer; and
(3) $32,330,000 for necessary expenses for Job Corps, which shall be available for obligation for the period October 1, 2016 through September 30, 2017: Provided, That no funds from any other appropriation shall be used to provide meal services at or for Job Corps centers.

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

To carry out title V of the Older Americans Act of 1965, as amended, pursuant to this Act as “OA”), $400,000,000, which shall be available for the period April 1, 2017 through June 30, 2018, and may be captured and reobligated in accordance with section 517(c) of the OAA.

FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

For payments during fiscal year 2017 of trade adjustment benefit payments and allowances, under chapter 2 of chapter 2 of title II of the Trade Act of 1974, and section 246 of that Act; and for training, employment and case management services, authorized under chapter 2 of title II of the Trade Act of 1974, and enacted in the applicable period, the national average Weekly Insured Unemployment Compensation Benefit of $95.70 per week: Provided, That pursuant to section 905(d) and 1203 of the Social Security Act, and the execution of agreements under such titles and under titles III and IV of the Social Security Act, may be made to a State to carry out activities under such titles and under such titles if the State agrees to use the funds distributed to the State under title III of the Social Security Act to make payments on behalf of States for the use of the National Directory of New Hires under section 453(b)(8) of such Act: Provided further, That the Secretary may make payments on behalf of States to the entity operating the State Information Data Exchange System: Provided further, That the Secretary may use funds appropriated for grants to States under title III of the Social Security Act and the Wagner-Peyser Act may be used by such State to assist other States in carrying out activities under such title III if the Secretary determines that the States that have suffered a major disaster declared by the President under the Robert T. Stafford Disaster Relief and Emergency Assistance Act: Provided further, That the Secretary may use funds appropriated for grants to States under title III of the Social Security Act to make payments on behalf of States for the use of the National Directory of New Hires under section 453(b)(8) of such Act.

STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS

For authorized administrative expenses, $89,065,300, together with not to exceed $3,841,200 which may be expended from the Employment Security Administration Account in the Unemployment Trust Fund ("the Trust Fund"), of which:
(1) $8,270,000,000 from the Trust Fund is for grants to States for the administration of State unemployment insurance laws as authorized under title III of the Social Security Act (including not less than $115,000,000 to conduct in-person reemployment and eligibility assessments and unemployment insurance improper payment reviews and to provide reemployment services and referrals to training as appropriate, for claimants of unemployment insurance for ex-service members under section 245(c) of the Trade Act of 1974 and for claimants of regular unemployment compensation, including those who are most likely to exhaust their benefits in such States indicating a need for substantial support of the Unemployment Insurance Integrity Center of Excellence), the administration of trade adjustment assistance for Federal employees and for ex-service members as authorized under 5 U.S.C. 8501-8523, and the administration of trade readjustment allowances, reemployment and eligibility assessments, and alternative trade adjustment assistance under the Trade Act of 1974 and under section 231(a) of the Trade Adjustment Assistance Extension Act of 2011 and section 405(a) of the Trade Preferences Extension Act of 2015, and shall be available for obligation by the States through December 31, 2017, except that the information shall be available for Federal obligation through December 31, 2017, and for State obligation through September 30, 2019, or, if the automation between the States and the Federal Government is implemented prior to December 31, 2017, the appropriation shall be used to provide meal services at or for Job Corps centers.
(2) $14,897,000 from the Trust Fund is for national activities necessary to support the administration of the Federal-State unemployment insurance system;
(3) $650,000,000 from the Trust Fund, together with $23,413,000 from the General Fund of the Treasury, is to be available for Federal obligation for the period July 1, 2017 through June 30, 2019, and funds for the Unemployment Insurance Integrity Center of Excellence shall be available for obligation by the State through September 30, 2018, and funds used for unemployment insurance workloads experienced by the States through September 30, 2017 shall be available for Federal obligation through December 31, 2017;
(4) $19,818,000 from the Trust Fund is for national activities of the Employment Service, including administration of the work experience programs authorized under section 51 of the Internal Revenue Code of 1986, and the provision of technical assistance and staff training under the Workforce Investment Act:
(5) $52,310,000 from the Trust Fund is for the administration of foreign labor certifications and related activities under the Immigration and Nationality Act and related laws, of which $48,029,000 shall be available for the Federal administration of such activities, and $14,282,000 shall be available for grants to States for the administration of such activities;
(6) $67,653,000 from the General Fund is to provide workforce information, electronic data interchange system building under the Wagner-Peyser Act and shall be available for Federal obligation for the period July 1, 2017 through June 30, 2018;
(7) $906,000 from the General Fund is to provide the Averge Weekly Insured Unemployment (“AWIU”) for fiscal year 2017 is projected by the Department of Labor to exceed 2,453,000, an additional $26,600,000 from the Trust Fund shall be available for obligation for every 100,000 increase in the AWIU level (including any increase of less than 100,000 to carry out title III of the Social Security Act: Provided further, That funds appropriated in this Act that are allotted to a State to carry out activities under title III of the Social Security Act may be used by such State to assist other States in carrying out activities under such title III if the State agrees to use funds distributed to the State under title III of the Social Security Act to make payments on behalf of States for the use of the National Directory of New Hires under section 453(b)(8) of such Act: Provided further, That the Secretary may use funds appropriated for grants to States under title III of the Social Security Act to make payments on behalf of States for the use of the National Directory of New Hires under section 453(b)(8) of such Act.

ADVANCED TO THE UNEMPLOYMENT TRUST FUND AND OTHER FUNDS

For repayable advances to the Unemployment Trust Fund, as authorized under sections 905(d) and 1203 of the Social Security Act, and to the Black Lung Disability Trust Fund.
as authorized by section 9501(c)(1) of the Internal Revenue Code of 1986; and for non-repayable advances to the revolving fund established by section 9501(e) of the Social Security Act for Employment Trust Fund as authorized by 5 U.S.C. 8509, and to the "Federal Unemployment Benefits and Allowances" account, such sums as may be necessary be available for obligation through September 30, 2018.

**PROGRAM ADMINISTRATION**

For expenses of administering employment and training programs, $108,674,000, together with $9,200,000 which may be expended from the Employment Security Administration in the Unemployment Trust Fund.

**EMPLOYEE BENEFITS SECURITY ADMINISTRATION**

**SALARIES AND EXPENSES**

For necessary expenses for the Employee Benefits Security Administration, $191,000,000.

**PENSION BENEFIT GUARANTY CORPORATION**

**PENSION BENEFIT GUARANTY CORPORATION ADMINISTRATION**

The Pension Benefit Guaranty Corporation ("Corporation") is authorized to make such expenditures, including financial assistance authorized by subtitle E of title IV of the Employee Retirement Income Security Act of 1974, within limits of funds and borrowing authority available to the Corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations, as provided by 31 U.S.C. 9104, as may be necessary in carrying out the program, including associated administrative expenses, through September 30, 2017, for the Corporation: Provided, That none of the funds available to the Corporation for fiscal year 2017 shall be available for obligation for fiscal years thereafter: Provided further, That any amount not to exceed an additional $98,500,000 shall be available through September 30, 2021, for costs associated with the acquisition, occupancy, and related costs of headquarters space: Provided further, That to the extent that the number of new plan participants terminated by the Corporation exceeds 100,000 in fiscal year 2017, an amount not to exceed an additional $2,200,000,000 shall be available through September 30, 2018, for obligation for administrative expenses for every 20,000 additional terminated participants: Provided further, That obligations in excess of the amounts provided in this paragraph may be incurred for unforeseen and extraordinary pretermination expenses or extraordinary multilender program related expenses after approval by the Office of Management and Budget and notification of the Committee on Appropriations of the House of Representatives and the Senate.

**WAGE AND HOUR DIVISION**

**SALARIES AND EXPENSES**

For necessary expenses for the Wage and Hour Division, including reimbursement to State, Federal, and local agencies and their employees for inspection services rendered, $267,500,000.

**OFFICE OF LABOR-MANAGEMENT STANDARDS**

**SALARIES AND EXPENSES**

For necessary expenses for the Office of Labor-Management Standards, $38,187,000.

**OFFICE OF FEDERAL CONTRACT COMPLIANCE**

**PROGRAMS**

**SALARIES AND EXPENSES**

For necessary expenses for the Office of Federal Contract Compliance Programs, $104,476,000.

**OFFICE OF WORKERS' COMPENSATION PROGRAMS**

**SALARIES AND EXPENSES**

For necessary expenses for the Office of Workers' Compensation Programs, $31,515,624,000, together with $2,177,000 which may be expended from the Special Fund in accordance with sections 39(c), 44(d), and 44(l) of the Longshore and Harbor Workers' Compensation Act.

**SPECIAL BENEFITS (INCLUDING TRANSFER OF FUNDS)**

For the payment of compensation, benefits, and expenses (except administrative expenses) accruing during the current or any prior fiscal year, or the payment of interest on any such compensation, benefits, and expenses; for the payment of compensation, benefits, and expenses for the payment of interest on any such compensation, benefits, and expenses: Provided further, That balances of reimbursements unexpended shall be transferred to this appropriation from the Fund as authorized by section 9501(d)(4) of that Act. In addition, the following amounts may be expended from the Fund for fiscal year 2017 for administrative expenses: Provided, That the following amounts provided for the Black Lung program, as authorized by section 9501(d)(5): not to exceed $38,246,000 for transfer to the Office of Workers' Compensation Programs, "Salaries and Expenses"; not to exceed $31,994,000 for transfer to Departmental Management, "Salaries and Expenses"; not to exceed $356,000 for payments into miscellaneous receipts; the expenses of the Department of the Treasury.

** Occupational Safety and Health Administration**

**SALARIES AND EXPENSES**

For necessary expenses for the Occupational Safety and Health Administration, $552,787,000, including not to exceed $100,850,000 which shall be the maximum available amount for contracts under section 23(g) of the Occupational Safety and Health Act ("Act"), which grants shall be no less than 50 percent of the costs of occupational safety and health programs required to be incurred under plans approved by the Secretary under section 18 of the Act; and, in addition, notwithstanding 31 U.S.C. 3302, the Occupational Safety and Health Administration may retain up to $499,000 per fiscal year of training institute course tuition and fees, otherwise authorized by law to be collected, and may utilize such sums for occupational safety and health training and education: Provided, That notwithstanding 31 U.S.C. 3302, the Secretary is authorized, during the fiscal year ending September 30, 2017, to collect and retain fees for services provided to Nationally Recognized Testing Laboratories and may utilize such sums, in accordance with the provisions of 29 U.S.C. 9a, to administer national and international laboratory recognition programs: Provided further, That none of the funds appropriated under this paragraph shall be obligated or expended to procure, issue, administer, or enforce any standard, rule, regulation, or order under the Act which is applicable to any person who is employed by a farming operation that does not maintain a temporary labor camp and employs 10 or fewer employees; Provided further,
That no funds appropriated under this paragraph shall be obligated or expended to administer or enforce any standard, rule, regulation, or order under the Act with respect to any employer of 10 or fewer employees or which results in hospitalization of two or more employees, and to take any action authorized by the Act with respect to a report of an employee complaint, to issue a citation for violations found during such inspection, and to assess a penalty for violations which are not corrected within a reasonable abatement period and for any willful violations found; (3) to take any action authorized by the Act with respect to imminent dangers; (4) to take any action authorized by the Act with respect to health hazards; (5) to take any action authorized by the Act with respect to a report of an inspection of a case of a mine accident which is fatal to one or more employees or which results in hospitalization of two or more employees, and to take any action so to investigate such mine accident as the Secretary may determine to be necessary; and (6) to take any action authorized by the Act with respect to complaints of discrimination against employees for exercising rights under the Act.

Provided further, That the foregoing proviso shall not apply to any person who is engaged in a family business, the revenues of which do not maintain a temporary labor camp and employs 10 or fewer employees: Provided further, That, $10,537,000 shall be available for Spencer, that not less than $3,500,000 shall be for Voluntary Protection Programs.

MINING SAFETY AND HEALTH ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses for the Mine Safety and Health Administration, $373,816,000, including purchase and Bestowal of certificates and trophies in connection with mine rescue and First Aid competitions, $1,500,000, for the hire of three passenger motor vehicles, $334,536,000, together with not to exceed $308,000, which may be expended to purchase or lease, or to appropriate not to exceed $6,000,000, that any funds available to the Bureau of International Labor Affairs shall be available for grants to carry out the provisions of the Trade Agreements Act of 1979, as amended; Provided further, That any funds available to the Mine Safety and Health Administration account in the Unemployment Trust Fund: Provided, That the Secretary is authorized to recognize the Joseph A. Holmes Safety Association as a principal safety association and to enter into a cooperative agreement with such association to act as the Secretary's representative to carry out the provisions of the Mine Safety and Health Act of 1977: Provided further, That the funds available for program evaluation may be transferred to any other appropriate account in the Mine Safety and Health Administration: Provided further, That the Committee on Appropriations of the House of Representatives and the Senate are notified at least 15 days in advance of any transfer: Provided further, That the funds available to the Women's Bureau may be used for grants to serve and promote worker rights issues through technical assistance programs to assist women in the mining community through cooperative programs with State and local organizations: Provided further, That the amounts made available to the Women's Bureau shall be used for grants authorized by the Women's Bureau and Private Sector Nontraditional Occupations Act.

VETERANS EMPLOYMENT AND TRAINING

Not to exceed $234,041,000 may be derived from the Employment Security Administration account in the Unemployment Trust Fund: Provided further, That no funds may be used to support disabled veterans' outreach program under section 4103A of title 38, unless the local veterans' employment representative, in addition to the necessary Federal expenditures for data systems and contract support to allow for the tracking of participant and performance information, such funds may be used to support specialists and representatives in the provision of services to transitioning members of the Armed Forces who participate in the Transition Assistance Program and have been identified as in need of intensive services, to members of the Armed Forces who are wounded, ill, or injured and receiving treatment in military treatment facilities or warrior transition units, and to the spouses or other family caregivers of such wounded, ill, or injured members: Provided further, That not more than $8,040,000 shall be used for program evaluation through September 30, 2018: Provided further, That not more than $53,825,000 shall be used for programs that address worker rights issues through technical assistance in countries with which the United States has free trade agreements or trade preference programs: Provided further, That $3,414,000 is for the National Veterans' Employment and Training Services Institute: Provided further, That not more than $41,027,000 is for Federal administration an expenses of the Department of Labor in the Federal Register on May 1, 2014 (79 Fed. Reg. 24813 et seq.), for operators that demonstrate financial need as determined by the Secretary: Provided further, That the Secretary is authorized to accept lands, buildings, equipment and, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private: Provided further, That the Mine Safety and Health Administration is authorized to promote health and safety education and training in the mining community through cooperative programs with State and local organizations: Provided further, That the Mine Safety and Health Administration is authorized to provide, as authorized by the Act, consultation, technical assistance, educational and training services, and to conduct surveys and studies; (2) to conduct an inspection or investigation in response to an employee complaint, to issue a citation for violations found during such inspection, and to assess a penalty for violations which are not corrected within a reasonable abatement period and for any willful violations found; (3) to take any action authorized by the Act with respect to imminent dangers; (4) to take any action authorized by the Act with respect to health hazards; (5) to take any action authorized by the Act with respect to a report of a mine accident which is fatal to one or more employees or which results in hospitalization of two or more employees, and to take any action so to investigate such mine accident as the Secretary may determine to be necessary; and (6) to take any action authorized by the Act with respect to complaints of discrimination against employees for exercising rights under the Act.

Provided further, That the foregoing proviso shall not apply to any person who is engaged in a family business, the revenues of which do not maintain a temporary labor camp and employs 10 or fewer employees: Provided further, That, $10,537,000 shall be available for Spencer, that not less than $3,500,000 shall be for Voluntary Protection Programs.
OFFICE OF INSPECTOR GENERAL

For salaries and expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, $25,000,000, to remain available until September 30, 2018 for administrative expenses, including transfer of funds, and for services performed by Federal agencies to carry out the Inspector General Act of 1978, for the reasonable and necessary expenses of the Office of Inspector General that are incurred in connection with the investigations pursuant to subparagraph (C) of section 105 of the Inspector General Act of 1978, for travel as authorized by law, and for the payment of travel expenses of the Inspector General in connection with the performance of the functions of the Office of Inspector General as provided in subparagraph (C) of section 105 of the Inspector General Act of 1978.

SEC. 104. Except as otherwise provided in this section, none of the funds made available to the Department of Labor pursuant to section 414(c) of the American Competitiveness and Workforce Improvement Act of 2015 (section 414(c) of division B of the Consolidated Appropriations Act, 2016) may be used for any purpose other than competitive grants for training individuals who are older than 16 years of age and are not currently enrolled in school within a local educational agency in the occupations and industries for which employers are using H-1B visas to hire foreign workers, and the related activities necessary to support such training:
Provided, That such funds available before September 30, 2017 up to $20,000,000 shall be available for obligation through September 30, 2018 by the Employment and Training Administration of the Department of Labor to process foreign labor certifications, including wage determinations and associated technical assistance, submitted by employers to employ nonimmigrants described in section 101(a)(15)(H)(ii) of the Immigration and Nationality Act, to the extent necessary to eliminate backlogs and delays: Provided further, That of the unobligated funds available under section 286B(2) of the Immigration and Nationality Act (8 U.S.C. 1356(a)(2)), $40,000,000 are permanently rescinded.

SEC. 106. None of the funds made available by this Act under the heading “Employment and Training Administration” shall be used by a recipient of a grant for the purpose of paying the salary and bonuses of an individual, either as direct costs or indirect costs, at a rate in excess of Executive Level II.

(TRANSFER OF FUNDS)

SEC. 102. Not to exceed 1 percent of any discretionary funds (pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985) which are appropriated for this Act for the Job Corps shall be used to pay the salary and bonuses of an individual, either as direct costs or any proration as an indirect cost, at a rate in excess of Executive Level II.

(TRANSFER OF FUNDS)

SEC. 106. (a) Notwithstanding section 102, the Secretary may reserve not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(b) transfer:
Provided, That the Secretary may not transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(c) the Secretary may transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(TRANSFER OF FUNDS)

SEC. 106. (a) Notwithstanding section 102, the Secretary may reserve not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(b) transfer:
Provided, That the Secretary may not transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(c) the Secretary may transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(TRANSFER OF FUNDS)

SEC. 107. (a) The Secretary may reserve not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(b) transfer:
Provided, That the Secretary may not transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(c) the Secretary may transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(TRANSFER OF FUNDS)

SEC. 107. (a) The Secretary may reserve not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(b) transfer:
Provided, That the Secretary may not transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(c) the Secretary may transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(TRANSFER OF FUNDS)

SEC. 107. (a) The Secretary may reserve not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(b) transfer:
Provided, That the Secretary may not transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(c) the Secretary may transfer not more than 0.5 percent of each discretionary appropriation made available to the Employment and Training Administration by this Act, either directly or through a set-aside, for technical assistance services performed by an entity, directly or through an affiliate, in underwriting, selling, or marketing property, casualty, or liability insurance policies or contracts; or
(TRANSFER OF FUNDS)

SEC. 110. (a) Of the funds made available under this Act for the Job Corps under the heading “Employment and Training Administration—Training and Employment Services” in division II of Public Law 114–113, $75,000,000 is rescinded, to be derived from the general fund, if the Secretary determines that the amounts for the WIOA Competition Program Center described in section 147 of the WIOA are not being utilized to the extent required by law.

May 3, 2017

H3198

CONGRESSIONAL RECORD — HOUSE
For carrying out titles II and III of the Public Health Service Act, as referred to in this Act as the ‘‘PHS Act’’ with respect to primary health care and the National Hansen’s Disease Program (as the ‘‘HNS’’), the methodologies and data in the PHS Act shall not be used for the purpose of determining the prevalence of HNS in the United States or making claims for compensation under the NHPA Act.

For carrying out the Medicaid rural hospital flexibility grants program: Provided, That the funds made available under this heading shall be available for the State Offices of Rural Health.

For carrying out the program under title X of the PHS Act to provide for voluntary family planning projects, $265,000,000: Provided, That amounts provided to said projects under such title shall not be expended for abortions, that all pregnancy counseling under such title shall not be expended for abortion services, that all pregnancy counseling and services for voluntary family planning projects shall be non-directive, and that such funds shall not be expended for any activity (including the publication or distribution of literature) that in any way tends to promote public support of, or public opposition to, any legislative proposal or candidate for public office.

For program support in the Health Resources and Services Administration, $554,000,000: Provided, That funds made available under this heading may be used to supplement program support funding provided under the heading ‘‘Primary Health Care’’, ‘‘Health Workforce’’, ‘‘Maternal and Child Health’’, ‘‘Ryan White HIV/AIDS Program’’, ‘‘Health Care Systems’’, and ‘‘Rural Health’’.

For payments from the Vaccine Injury Compensation Program Trust Fund (the ‘‘Trust Fund’’), such sums as may be necessary to make claims associated with vaccine-related injury or death with respect to vaccines administered after September 30, 1988, pursuant to subtitle 2 of title XXI of the PHS Act, shall remain available until expended: Provided, That for necessary administrative expenses, not to exceed $7,750,000 shall be available from the Trust Fund to the Secretary.

For carrying out the Vaccine Injury Compensation Program Trust Fund (the ‘‘Trust Fund’’), such sums as may be necessary to make claims associated with vaccine-related injury or death with respect to vaccines administered after September 30, 1988, pursuant to subtitle 2 of title XXI of the PHS Act, shall remain available until expended: Provided, That for necessary administrative expenses, not to exceed $7,750,000 shall be available from the Trust Fund to the Secretary.
II and IV of the Immigration and Nationality Act, and section 501 of the Refugee Education Assistance Act, with respect to immunization and respiratory diseases, $455,000,000.

HIV/AIDS, VIRAL HEPATITIS, SEXUALLY TRANSMITTED DISEASES, AND TUBERCULOSIS PREVENTION

For carrying out titles II, III, XVII, and XXIII of the PHS Act with respect to HIV/AIDS, viral hepatitis, sexually transmitted diseases, and tuberculosis prevention, $1,117,278,000.

EMERGING AND ZOONOTIC INFECTIOUS DISEASES

For carrying out titles II, III, and XVII, and section 2821 of the PHS Act, titles II and IV of the Immigration and Nationality Act, and section 501 of the Refugee Education Assistance Act, with respect to emerging and zoonotic infectious diseases, $352,922,000.

CHRONIC DISEASE PREVENTION AND HEALTH PROMOTION

For carrying out titles II, III, XI, XV, XVII, and XIX of the PHS Act with respect to chronic disease prevention and health promotion, $771,646,000: Provided, That funds appropriated in this account may be available for making grants under section 1509 of the PHS Act for not less than 21 States, tribes, or tribal organizations: Provided further, That the amount of any blood donors under this heading, $10,000,000 shall be available to continue and expand community specific extended programs to combat obesity in counties with the highest levels of obesity: Provided further, That the proportioning funding requirements under section 1509(a) of the PHS Act shall not apply to funds made available under this heading.

BIRTH DEFECTS, DEVELOPMENTAL DISABILITIES, DISABILITIES AND HEALTH

For carrying out titles II, III, XI, and XVII of the PHS Act with respect to birth defects, developmental disabilities, disabilities and health, $137,560,000.

PUBLIC HEALTH SCIENTIFIC SERVICES

For carrying out titles II, III, and XVII of the PHS Act with respect to health statistics, surveillance, health informatics, and workforce development, $489,397,000.

ENVIRONMENTAL HEALTH

For carrying out titles II, III, and XVII of the PHS Act with respect to environmental health, $163,750,000.

INJURY PREVENTION AND CONTROL

For carrying out titles II, III, and XVII of the PHS Act with respect to injury prevention and control, $286,059,000: Provided, That of the funds provided under this heading, $12,000,000 shall be available for an evidenced-based opioid drug overdose prevention program.

NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND HEALTH

For carrying out titles II, III, and XVII of the PHS Act with respect to occupational health and safety, $355,200,000.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM

For necessary expenses to administer the Energy Employees Occupational Illness Compensation Program Act, $55,358,000, to remain available until September 30, 2024: Provided, That this amount shall be available consistent with the provision regarding administrative expenses in section 151(b) of division B, title I of P.L. 117-260.

GLOBAL HEALTH

For carrying out titles II, III, and XVII of the PHS Act with respect to global health, $4,451,120,000, of which $1,282,421,000 for international HIV/AIDS shall remain available through September 30, 2018: Provided, That funds may be used for purchase and insurance of official motor vehicles in foreign countries.

PUBLIC HEALTH PREPAREDNESS AND RESPONSE

For carrying out titles II, III, and XVII of the PHS Act with respect to public health preparedness and response, for expenses necessary to support activities related to counteracting potential biological, nuclear, radiological, and chemical threats to civilian populations, of which $755,000,000 shall remain available until expended for the Strategic National Stockpile: Provided, That in the event the Director of the CDC refers to the General Preventive Fund (referred to in this title as “CDC”) activates the Emergency Operations Center, the Director of the CDC may detail CDC staff without reimbursement for up to 90 days to support the work of the CDC Emergency Operations Center, so long as the Director provides notice to the Committees on Appropriations of the House of Representatives and the Senate within 15 days of the use of this authority and a full report within 30 days after use of this authority which includes the number of personnel, days, and cost broken down by the originating center and number of days detailed: Provided further, That funds appropriated under this heading may be used to enter into an obligation and maintenance of an aircraft in direct support of activities throughout CDC to ensure the agency is prepared to address public health threats across all jurisdictions.

BUILDINGS AND FACILITIES (INCLUDING TRANSFER OF FUNDS)

For acquisition of real property, equipment, construction, demolition, and renovation on the campus at Atlanta, which shall remain available until September 30, 2021: Provided, That funds previously set-aside by CDC for repair and upgrade of the Lake Lynn Experimental Mine and Laboratory shall be used to acquire a replacement mine safety research facility: Provided further, That in addition, the prior year unobligated balance of any unobligated amounts paid to and merged with the amounts made available under this heading and in all other accounts of the CDC for repair and upgrade of the Lake Lynn Experimental Mine and Laboratory shall be used to acquire a replacement mine safety research facility.

CDC-WIDE ACTIVITIES AND PROGRAM SUPPORT

For carrying out titles II, III, XVII and XIX, and section 2821 of the PHS Act and for cross-cutting activities and program support for activities funded in other appropriations included in this Act for the Centers for Disease Control and Prevention, $139,570,000: Provided, That paragraphs (1) through (3) of subsection (b) of section 2821 of the PHS Act shall not apply to funds appropriated under this heading and in all other accounts of the CDC: Provided further, That employees of CDC or the Public Health Service, both civilian and commissioned officers, detailed to States, territories, or other organizations under authority of section 214 of the PHS Act, or in overseas assignments, shall be treated as non-Federal employees for reporting purposes only and shall not be included within any personnel ceiling applicable to the Agency, Service, or HHS during the period of detail or assignment: Provided further, That not less than $45,000 from the amounts appropriated to CDC in this Act for official reception and representation expenses when specifically approved by the Director of the CDC be available in addition to, such sums as may be derived from authorized user fees, which shall be credited to the appropriation charged with the cost thereof: Provided further, That under the provision to the previous proviso, authorized user fees from the Vessel Sanitation Program and the Respirator Certification Program shall be available through September 30, 2018.

NATIONAL INSTITUTES OF HEALTH

NATIONAL CANCER INSTITUTE

For carrying out section 301 and title IV of the PHS Act with respect to cancer, $5,389,329,000, of which up to $50,000,000 may be used for facilities repairs and improvements at the National Cancer Institute—Frederick, Federally Funded Research and Development Center in Frederick, Maryland: Provided, That of the $5,389,329,000 provided for in direct obligations under this heading, $412,300,000 is appropriated to the General Preventive Fund and $300,000,000 was previously appropriated for fiscal year 2017 by section 194 of the Continuing Appropriations Act, 2017 (Division C of Public Law 114–254) to support cancer research pursuant to section 101 of the 21st Century Cures Act.

NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

For carrying out section 301 and title IV of the PHS Act with respect to cardiovascular, pulmonary, and blood and blood products, $3,206,589,000.

NATIONAL INSTITUTE OF DENTAL AND CRANIOFACIAL RESEARCH

For carrying out section 301 and title IV of the PHS Act with respect to dental and craniofacial research, $245,751,000.

NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND KIDNEY DISEASES

For carrying out section 301 and title IV of the PHS Act with respect to neurological disorders and stroke, $1,783,654,000.

NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS DISEASES

For carrying out section 301 and title IV of the PHS Act with respect to allergy and infectious diseases, $4,906,638,000.

NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

For carrying out section 301 and title IV of the PHS Act with respect to general medical sciences, $2,650,838,000, of which $824,433,000 shall be from funds available under section 281 of the PHS Act: Provided, That not less than $333,561,000 is provided for the Institutional Development Awards program.

EUNICE KENNEDY SHIRVER NATIONAL INSTITUTE OF CHILD HEALTH AND HUMAN DEVELOPMENT

For carrying out section 301 and title IV of the PHS Act with respect to child health and human development, $1,380,295,000.

NATIONAL EYE INSTITUTE

For carrying out section 301 and title IV of the PHS Act with respect to eye diseases and visual disorders, $722,618,000.

NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH SCIENCES

For carrying out section 301 and title IV of the PHS Act with respect to environmental health sciences, $713,203,000.

NATIONAL INSTITUTE ON AGING

For carrying out section 301 and title IV of the PHS Act with respect to aging, $2,048,610,000.

NATIONAL INSTITUTE OF ARTHRITIS AND MUSCULOSKELETAL AND SKIN DISEASES

For carrying out section 301 and title IV of the PHS Act with respect to arthritis and
musculoskeletal and skin diseases, $557,851,000.
NATIONAL INSTITUTE ON DEAFNESS AND OTHER COMMUNICATION DISORDERS
For carrying out section 301 and title IV of the PHS Act with respect to deafness and other communication disorders, $456,875,000.

NATIONAL INSTITUTE OF NURSING RESEARCH
For carrying out section 301 and title IV of the PHS Act with respect to nursing research, $150,273,000.

NATIONAL INSTITUTE ON ALCOHOL ABUSE AND ALCOHOLISM
For carrying out section 301 and title IV of the PHS Act with respect to alcohol abuse and alcoholism, $483,363,000.

NATIONAL INSTITUTE ON DRUG ABUSE
For carrying out section 301 and title IV of the PHS Act with respect to drug abuse, $1,090,853,000.

NATIONAL INSTITUTE OF MENTAL HEALTH
For carrying out section 301 and title IV of the PHS Act with respect to mental health, $1,601,986,000.

NATIONAL HUMAN GENOME RESEARCH INSTITUTE
For carrying out section 301 and title IV of the PHS Act with respect to human genome research, $323,566,000.

NATIONAL INSTITUTE OF BIOMEDICAL IMAGING AND BIOENGINEERING
For carrying out section 301 and title IV of the PHS Act with respect to biomedical imaging and bioengineering research, $357,090,000.

NATIONAL CENTER FOR COMPLEMENTARY AND INTEGRATIVE HEALTH
For carrying out section 301 and title IV of the PHS Act with respect to complementary and integrative health, $134,689,000.

NATIONAL INSTITUTE ON MINORITY HEALTH AND HEALTH DISPARITIES
For carrying out section 301 and title IV of the PHS Act with respect to minority health and health disparities research, $269,069,000.

JOHN E. FOGARTY INTERNATIONAL CENTER
For carrying out the activities of the John E. Fogarty International Center (described in subpart 2 of part E of title IV of the PHS Act), $72,215,000.

NATIONAL LIBRARY OF MEDICINE
For carrying out section 301 and title IV of the PHS Act with respect to health information communications, $407,510,000: Provided, That of the amounts available for improvement of information systems, $4,000,000 shall be available until September 30, 2018: Provided further, That in fiscal year 2017, the National Library of Medicine may enter into personal services contracts for the provision of services in facilities owned, operated, or constructed under the jurisdiction of the National Institutes of Health (referred to in this title as “NIH”).

NATIONAL CENTER FOR ADVANCING TRANSLATIONAL SCIENCES
For carrying out section 301 and title IV of the PHS Act with respect to translational sciences, $705,903,000: Provided, That up to $25,835,000 shall be available to implement section 402 of the PHS Act, relating to the Cures Acceleration Network: Provided further, That at least $516,120,000 is provided to the Clinical and Translational Sciences Awards program.

OFFICE OF THE DIRECTOR
For carrying out the responsibilities of the Office of the Director, NIH, $1,665,183,000 (in addition to the $52,000,000 in the NIH Innovation and Opportunity Account and $219,000,000 in the NIH Common Fund previously appropriated for fiscal year 2017 pursuant to section 101 of the 21st Century Cures Act, 2017 (division C of Public Law 114-254)): Provided, That funding shall be available for the purchase of not to exceed 29 passenger motor vehicles for replacement only: Provided further, That all funds credited to the NIH Medical Library Fund shall remain available for one fiscal year after the fiscal year in which they are deposited: Provided further, That $165,000,000 shall be for the National Clinical Research Network: Provided further, That $682,856,000 shall be available for the Common Fund established under section 402A(c)(1) of the PHS Act: Provided further, That up to $190,000,000 (in addition to the $40,000,000 to support the Precision Medicine Initiative in the NIH Innovation Fund previously appropriated for fiscal year 2017 pursuant to section 101 of the 21st Century Cures Act by section 194 of the Continuing Appropriations Act, 2017 (division C of Public Law 114-254)) are available to support the trans-NIH Precision Medicine Initiative.

In addition to other funds appropriated for the Common Fund established under section 402A(c) of the PHS Act, $12,600,000 is appropriated for the Common Fund established under section 26, United States Code, for the purpose of carrying out section 402A(c)(2) of the PHS Act (relating to pediatric research), as authorized in the Gabriella Miller Kids First Research Act.

BUILDINGS AND FACILITIES
For the study of, construction of, demolition of, renovation of, and acquisition of equipment for, facilities of or used by NIH, including the acquisition of real property, $128,863,000, to remain available through September 30, 2021.

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION
MENTAL HEALTH
For carrying out titles III, V, and XIX of the PHS Act with respect to mental health, and the Protection and Advocacy for Individuals with Mental Illness Act, $1,147,998,000: Provided, That $128,863,000 shall be available under section 241 of the PHS Act: Provided further, That $25,835,000 shall be available to implement section 402A(c)(2) of the PHS Act, no funds appropriated for fiscal year 2020 shall be available to carry out section 1921 of the PHS Act: Provided further, That $25,835,000 shall be available to carry out the Gabriella Miller Kids First Research Act.

For carrying out titles III, V, and XIX of the PHS Act with respect to mental health, and the Protection and Advocacy for Individuals with Mental Illness Act in the Substance Abuse and Mental Health Services Administration, $116,830,000: Provided, That in addition to amounts provided herein, $31,129,000 shall be available under section 402 of the PHS Act to supplement funds available to carry out national surveys on drug abuse and mental health, to collect and analyze program data, and to conduct public awareness and technical assistance activities: Provided further, That, in addition, fees may be collected for the costs of publications and data tabulations, and data analysis completed under title V of the PHS Act and provided to a public or private entity upon request, which shall be credited to this appropriation and shall remain available until expended for such purposes: Provided further, That amounts made available in this Act for carrying out section 501(m) of the PHS Act shall remain available through September 30, 2018: Provided further, That funds made available under this heading may be used to supplement program support funding provided under the headings “Mental Health”, “Substance Abuse Treatment”, and “Substance Abuse Prevention”.

PROVIDING FURTHER
AGENCY FOR HEALTHCARE RESEARCH AND QUALITY
HEALTHCARE RESEARCH AND QUALITY
For carrying out titles III and IX of the PHS Act, part A of title XI of the Social Security Act, and section 1870A of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003, $321,000,000: Provided, That section 947(c) of the PHS Act shall not apply to fiscal year 2018: Provided further, That in addition, amounts received from Freedom of Information Act fees, reimbursable and interagency agreements, and the administrative fee not to exceed 3 percent of the amount each receives for carrying out any of the activities that supplement activities funded under this heading shall be credited to this appropriation and shall remain available until September 30, 2018.

SUBSTANCE ABUSE TREATMENT
For carrying out titles III and V of the PHS Act with respect to substance abuse treatment and prevention, $2,131,306,000: Provided, That in addition, amounts received from Freedom of Information Act fees, reimbursable and interagency agreements, and the administrative fee not to exceed 3 percent of the amount each receives for carrying out any of the activities that supplement activities funded under this heading shall be credited to this appropriation and shall remain available until September 30, 2021.

SUBSTANCE ABUSE PREVENTION
For carrying out titles III and V of the PHS Act with respect to substance abuse prevention, $223,219,000.

HEALTH SURVEILLANCE AND PROGRAM SUPPORT
For program support and cross-cutting activities that supplement activities funded under the headings “Mental Health”, “Substance Abuse Treatment”, and “Substance Abuse Prevention” in carrying out titles III, V, and XIX of the PHS Act and the Protection and Advocacy for Individuals with Mental Illness Act in the Substance Abuse and Mental Health Services Administration, $116,830,000: Provided, That in addition to amounts provided herein, $31,129,000 shall be available under section 402 of the PHS Act to supplement funds available to carry out national surveys on drug abuse and mental health, to collect and analyze program data, and to conduct public awareness and technical assistance activities: Provided further, That, in addition, fees may be collected for the costs of publications and data tabulations, and data analysis completed under title V of the PHS Act and provided to a public or private entity upon request, which shall be credited to this appropriation and shall remain available until expended for such purposes: Provided further, That amounts made available in this Act for carrying out section 501(m) of the PHS Act shall remain available through September 30, 2018: Provided further, That funds made available under this heading may be used to supplement program support funding provided under the headings “Mental Health”, “Substance Abuse Treatment”, and “Substance Abuse Prevention”.

For carrying out titles III and XIX of the PHS Act, part A of title XI of the Social Security Act, and section 1870A of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003, $321,000,000: Provided, That section 947(c) of the PHS Act shall not apply to fiscal year 2018: Provided further, That in addition, amounts received from Freedom of Information Act fees, reimbursable and interagency agreements, and the administrative fee not to exceed 3 percent of the amount each receives for carrying out any of the activities that supplement activities funded under this heading shall be credited to this appropriation and shall remain available until September 30, 2018.
PAPERS TO HEALTH CARE TRUST FUNDS

For payment to the Federal Hospital Insurance Trust Fund and the Federal Supplementary Medical Insurance Trust Fund and for the administration of the Medicare program, $725,000,000, to remain available until expended.

PAYMENTS TO CHILDREN AND FAMILIES PROGRAM MANAGEMENT

For carrying out, except as otherwise provided, titles I, IV-D, X, XI, XIV, and XVI of the Social Security Act and section 2002 of the Social Security Act, title IV and sections 429, 473A, 477(i), 1110, 1111A, 1114A, 1115 of the Social Security Act, the Children’s Development Block Grant Act of 2014 (‘‘CCDBG Act’’), $11,294,368,000, to remain available through September 30, 2018, and $3,010,631,000, to remain available through fiscal year 2019.

For carrying out, except as otherwise provided, the Runaway and Homeless Youth Act, the Head Start Act, the Every Student Succeeds Act, the Child Abuse Prevention and Treatment Act, sections 303 and 313 of the Family Violence Prevention and Services Act, the Native American Edward M. Kennedy Unsung Hero Act of 1974, title II of the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978 (adoption opportunities), part B–I of title II of the Social Security Act, sections 1110, 1114A, and 1115 of the Social Security Act, and the Community Services Block Grant Act (‘‘CSBG Act’’); for necessary administrative expenses to carry out the provisions of the Help America Vote Act of 2002, $11,294,368,000, to remain available through September 30, 2018, and $3,010,631,000, to remain available through fiscal year 2019.

For carrying out, except as otherwise provided, the Runaway and Homeless Youth Act, the Head Start Act, the Every Student Succeeds Act, the Child Abuse Prevention and Treatment Act, sections 303 and 313 of the Family Violence Prevention and Services Act, the Native American Edward M. Kennedy Unsung Hero Act of 1974, title II of the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978 (adoption opportunities), part B–I of title II of the Social Security Act, sections 1110, 1114A, and 1115 of the Social Security Act, and the Community Services Block Grant Act (‘‘CSBG Act’’); for necessary administrative expenses to carry out the provisions of the Help America Vote Act of 2002, $11,294,368,000, to remain available through September 30, 2018, and $3,010,631,000, to remain available through fiscal year 2019.

For carrying out, except as otherwise provided, the Runaway and Homeless Youth Act, the Head Start Act, the Every Student Succeeds Act, the Child Abuse Prevention and Treatment Act, sections 303 and 313 of the Family Violence Prevention and Services Act, the Native American Edward M. Kennedy Unsung Hero Act of 1974, title II of the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978 (adoption opportunities), part B–I of title II of the Social Security Act, sections 1110, 1114A, and 1115 of the Social Security Act, and the Community Services Block Grant Act (‘‘CSBG Act’’); for necessary administrative expenses to carry out the provisions of the Help America Vote Act of 2002, $11,294,368,000, to remain available through September 30, 2018, and $3,010,631,000, to remain available through fiscal year 2019.

For carrying out, except as otherwise provided, the Runaway and Homeless Youth Act, the Head Start Act, the Every Student Succeeds Act, the Child Abuse Prevention and Treatment Act, sections 303 and 313 of the Family Violence Prevention and Services Act, the Native American Edward M. Kennedy Unsung Hero Act of 1974, title II of the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978 (adoption opportunities), part B–I of title II of the Social Security Act, sections 1110, 1114A, and 1115 of the Social Security Act, and the Community Services Block Grant Act (‘‘CSBG Act’’); for necessary administrative expenses to carry out the provisions of the Help America Vote Act of 2002, $11,294,368,000, to remain available through September 30, 2018, and $3,010,631,000, to remain available through fiscal year 2019.

For carrying out, except as otherwise provided, the Runaway and Homeless Youth Act, the Head Start Act, the Every Student Succeeds Act, the Child Abuse Prevention and Treatment Act, sections 303 and 313 of the Family Violence Prevention and Services Act, the Native American Edward M. Kennedy Unsung Hero Act of 1974, title II of the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978 (adoption opportunities), part B–I of title II of the Social Security Act, sections 1110, 1114A, and 1115 of the Social Security Act, and the Community Services Block Grant Act (‘‘CSBG Act’’); for necessary administrative expenses to carry out the provisions of the Help America Vote Act of 2002, $11,294,368,000, to remain available through September 30, 2018, and $3,010,631,000, to remain available through fiscal year 2019.

For carrying out, except as otherwise provided, the Runaway and Homeless Youth Act, the Head Start Act, the Every Student Succeeds Act, the Child Abuse Prevention and Treatment Act, sections 303 and 313 of the Family Violence Prevention and Services Act, the Native American Edward M. Kennedy Unsung Hero Act of 1974, title II of the Child Abuse Prevention and Treatment and Adoption Reform Act of 1978 (adoption opportunities), part B–I of title II of the Social Security Act, sections 1110, 1114A, and 1115 of the Social Security Act, and the Community Services Block Grant Act (‘‘CSBG Act’’); for necessary administrative expenses to carry out the provisions of the Help America Vote Act of 2002, $11,294,368,000, to remain available through September 30, 2018, and $3,010,631,000, to remain available through fiscal year 2019.
be available for a cost of living adjustment notwithstanding section 690(a)(3)(A) of such Act: Provided further, That the amount provided for making payments under the Head Start-Child Care Partnerships Program shall be available for allocation by the Secretary to supplement activities described in paragraphs (7)(B) and (9) of section 641(c) of such Act under the Designation Renewal System established under the authority of sections 641(c)(7), 645A(b)(12) and 645A(d) of such Act: Provided further, That notwithstanding such section 678E(a)(2) of such Act, funds provided for making payments under the Head Start Act, and in addition to funds otherwise available under section 9212 of the Elementary and Secondary Education Act of 1965 (''ESEA''), Head Start programs as described in section 645A of such Act, for conversion of Head Start programs to Head Start programs as described in section 645A(n)(5)(A) of such Act, for discretionary grants for high quality infant and toddler care through Early Head Start-Child Care Partnerships, to entities defined as eligible under section 645A(d) of such Act, for training and technical assistance for such activities, and for up to $14,000,000 in Federal law amendments and technical assistance, and, notwithstanding section 645A(c)(2) of such Act, these funds are available to serve children under age 4: Provided further, That the Secretary may use such funds to support, in accordance with section 678E(a)(2) of such Act, Federal law amendments and technical assistance, and, notwithstanding section 645A(c)(2) of such Act, these funds are available to serve children under age 4: Provided further, That in accordance with section 9212(j) of such Act, funds made available in the preceding proviso may be allocated to States on the basis of a formula established under the authority of the Secretary: Provided further, That up to 3 percent of the funds in the second preceding proviso shall be available for technical assistance and evaluation related to grants awarded under such section 9212: Provided further, That the Secretary shall establish procedures regarding the disposition of intangible assets and program income that permit such assets acquired with, and program income resulting from, grants awarded under section 680 of the CDBG Act to become the sole property of such grantees after a period of not more than 12 years after the end of the grant period for any activity consistent with section 680(a)(2)(A) of the CDBG Act: Provided further, That intangible assets in the form of loans, equity investments and other debt instruments, and program income may be used by grantees for any eligible purpose consistent with section 680(a)(2)(A) of the CDBG Act: Provided further, That funds appropriated for appropriation of funds for grants made available after November 29, 1999: Provided further, That funds appropriated for section 680(a)(2) of the CDBG Act: Provided further, That amounts appropriated under such heading shall be eligible to fund construction and rehabilitation and loans or investments in private business enterprises owned by community development corporations: Provided further, That the Secretary shall issue performance standards for entities receiving funds from State and territories shall assure the implementation of such standards prior to September 30, 2017, and include information on such activities in the performance report required by section 678E(a)(2) of such Act: Provided further, That $2,000,000 shall be available for assistance and support required by section 678E(a)(2) of such Act: Provided further, That the remaining amount $7,500,000 shall be for assistance and support required by section 678E(a)(2) of such Act: Provided further, That the Secretary shall issue performance standards for entities receiving funds from State and territories shall assure the implementation of such standards prior to September 30, 2017, and include information on such activities in the performance report required by section 678E(a)(2) of such Act: Provided further, That notwithstanding section 678E(a)(2)(A) of such Act, these funds are available to serve children under age 4: Provided further, That the Secretary may use such funds to support, in accordance with section 678E(a)(2) of such Act, Federal law amendments and technical assistance, and, notwithstanding section 645A(c)(2) of such Act, these funds are available to serve children under age 4: Provided further, That in accordance with section 9212(j) of such Act, funds made available in the preceding proviso may be allocated to States on the basis of a formula established under the authority of the Secretary: Provided further, That up to 3 percent of the funds in the second preceding proviso shall be available for technical assistance and evaluation related to grants awarded under such section 9212: Provided further, That $27,733,000 shall be for sections 680 and 678E(b)(2) of the CDBG Act, of which not less than $19,883,000 shall be available for such section 678E(b)(2) and not less than $7,500,000 shall be for sections 680(a)(3)(B) of such Act: Provided further, That the amount provided for making payments under the Head Start-Child Care Partnerships Program shall be available for allocation by the Secretary to supplement activities described in paragraphs (7)(B) and (9) of section 641(c) of such Act under the Designation Renewal System established under the authority of sections 641(c)(7), 645A(b)(12) and 645A(d) of such Act: Provided further, That notwithstanding such section 678E(a)(2) of such Act, funds provided for making payments under the Head Start Act, and in addition to funds otherwise available under section 9212 of the Elementary and Secondary Education Act of 1965 (''ESEA''), Head Start programs as described in section 645A of such Act, for conversion of Head Start programs to Head Start programs as described in section 645A(n)(5)(A) of such Act, for discretionary grants for high quality infant and toddler care through Early Head Start-Child Care Partnerships, to entities defined as eligible under section 645A(d) of such Act, for training and technical assistance for such activities, and for up to $14,000,000 in Federal law amendments and technical assistance, and, notwithstanding section 645A(c)(2) of such Act, these funds are available to serve children under age 4: Provided further, That the Secretary may use such funds to support, in accordance with section 678E(a)(2) of such Act, Federal law amendments and technical assistance, and, notwithstanding section 645A(c)(2) of such Act, these funds are available to serve children under age 4: Provided further, That in accordance with section 9212(j) of such Act, funds made available in the preceding proviso may be allocated to States on the basis of a formula established under the authority of the Secretary: Provided further, That up to 3 percent of the funds in the second preceding proviso shall be available for technical assistance and evaluation related to grants awarded under such section 9212: Provided further, That the amount provided for making payments under the CSBG Act: Provided further, That $27,733,000 shall be for sections 680 and 678E(b)(2) of the CSBG Act, of which not less than $19,883,000 shall be available for such section 678E(b)(2) and not less than $7,500,000 shall be for sections 680(a)(3)(B) of such Act: Provided further, That the amount provided for making payments under the CSBG Act: Provided further, That notwithstanding such section 678E(a)(2) of such Act, funds provided for making payments under the CSBG Act, and in addition to funds otherwise available under section 9212 of the Elementary and Secondary Education Act of 1965 (''ESEA''), Community Services Block Grant funds are distrib-
effective through rigorous evaluation to reduce teenage pregnancy, behavioral risk factors underlying teenage pregnancy, or other associated risk factors, and 25 percent shall be available for rechts and demonstration grants to develop, replicate, refine, and test additional models and innovative strategies for preventing teenage pregnancy. Provided further, That amounts provided under this heading from amounts available under section 241 of the PHS Act, $8,800,000 shall be available to carry out evaluations (including longitudinal follow-up studies) of teenage pregnancy prevention approaches. Provided further, That of the funds made available under this heading, $15,000,000 shall be for making competitive grants and for the intended audience; and teach the benefits associated with self-regulation, success sequencing for poverty prevention, healthy relationships, goal setting, preventing sexual coercion, dating violence, and other youth risk behaviors such as underage drinking or illicit drug use without normalizing teen sexual activity. Provided further, That no more than 18 percent of the funding for such competitive grants for sexual risk avoidance shall use medically accurate information referenced to peer-reviewed publications by educational, scientific, governmental, or health organizations; implement an evidence-based approach to remaining teen sexual activity; such as underage drinking or illicit drug use without normalizing teen sexual activity. Provided further, That funds purchased with funds provided under this heading may, at the discretion of the Secretary, be deposited in the Strategic National Stockpile pursuant to section 319F-2 of the PHS Act: Provided further, That $5,000,000 of the amounts made available to support emergency operations hereunder shall remain available through September 30, 2019. For expenses necessary for procuring security concerning in section 319F-2(c)(1)(B) of the PHS Act, $510,000,000, to remain available until expended. For an additional amount for expenses necessary to respond or respond to an influenza pandemic, $57,000,000, of which $40,000,000 shall be available until expended, for activities including the development and purchase of antivirals, necessary medical supplies, diagnostics, and other surveillance tools: Provided, That notwithstanding section 496(b) of the PHS Act, funds may be used for the construction or renovation of privately owned facilities for the production of pandemic influenza vaccines and other biologicals, if the Secretary finds such construction or renovation necessary to secure sufficient supplies of such vaccines or biologicals. General Provisions

SEC. 201. Funds appropriated in this title shall be available for the purchase of $50,000 for official reception and representation expenses when specifically approved by the Secretary. 

SEC. 202. None of the funds appropriated in this title shall be used to pay the salary of an individual, through a grant or other extramural mechanism, at a rate in excess of Executive Level II. 

SEC. 203. None of the funds appropriated in this Act may be expended pursuant to section 241 of the PHS Act, except for funds specifically appropriated, or for other taps and assessments made by any office located in HHS, prior to the preparation and submission of a report by the Secretary to the Committees of the House of Representatives and the Senate detailing the planned uses of such funds. 

SEC. 204. Notwithstanding section 210(a) of the PHS Act, such portion as the Secretary shall determine, but not more than 2.5 percent, of any amounts appropriated for programs authorized under such Act shall be for evaluation (directly, or by grants or contracts) and the implementation and effectiveness of programs funded in this title. 

Transfer of Funds

SEC. 205. Not to exceed 1 percent of any discretionary funds (pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985) which are appropriated for the current fiscal year for HHS in this Act may be transferred between appropriations, but no such appropriation shall be increased by more than 3 percent by any such transfer: Provided, That the transfer authority granted by this section shall not be used to create a new program or activity or for which no funds are provided in this Act: Provided further, That the Committee on Appropriations of the House of Representatives and the Senate shall be notified at least 15 days in advance of any transfer.

SEC. 206. In lieu of the timeframe specified in section 338(c)(2) of the PHS Act, terminations described in any such section may occur up to 60 days after the execution of a contract awarded in fiscal year 2017 under section 338(c)(2) of such Act.

SEC. 207. None of the funds appropriated in this Act may be made available to any entity under title X of the PHS Act unless the applicant for the award certifies to the Secretary that it encourages family participation in the decision of minors to seek family planning services and that it provides counseling to minors that is consistent with the best interests and welfare of young people and is appropriate to the age and maturity of such minors.

SEC. 208. Notwithstanding any other provision of law, no provider of services under title X of the PHS Act shall be exempt from any State law requiring notification or the reporting of child abuse, child molestation, sexual abuse, rape, or incest.

SEC. 209. None of the funds appropriated by this Act (including funds appropriated to any other HHS program) may be transferred to the Medicare Advantage Program if the Secretary denies participation in such program to an otherwise eligible entity (including a Provider Sponsored Organization) because the entity informs the Secretary that it will not provide, for pay, for, provide coverage of, or purchase services for Medicare Advantage enrollees. That the Secretary shall make appropriate prospective adjustments to the capitation payment to such an entity (based on an actuarial soundness estimate of the expected costs of providing the service to such entity’s enrollees): Provided further, That nothing in this section shall be construed to change the definition of a small business or to limit the obligations under section 1871(b) of the Social Security Act.

SEC. 210. None of the funds made available in this title may be used for activities intended in part, to advocate or promote gun control.

SEC. 211. The Secretary shall make available through assignment not more than 60 employees of the Public Health Service to assist in child survival activities and to work in AIDS programs through and with funds provided by the Agency for International Development, the United Nations International Children’s Emergency Fund or the World Health Organization.

In order to carry out international health activities, including HIV/AIDS and other infectious disease, chronic and environmental disease, and related health activities abroad during fiscal year 2017:

(1) The Secretary may exercise authority equivalent to that available to the Secretary of State and the Attorney General of the United States with respect to the Department of Justice, under the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2351 et seq.), and perform such functions as are incident to such authority;

(2) The Secretary is authorized to provide such funds by advance or reimbursement to

Office of Medicare Hearings and Appeals

For expenses necessary for the Office of Medicare Hearings and Appeals, $197,381,000, to be transferred in appropriate part from the Fund for Insurance and Appeal Appeals Trust Fund and the Federal Supplementary Medical Insurance Trust Fund.

Office of the National Coordinator for Health Information Technology

For expenses necessary for the Office of the National Coordinator for Health Information Technology, including grants, contracts, and cooperative agreements for the development and advancement of interoperable health information technology, $69,367,000.

Office of Inspector General

For expenses necessary for the Office of Inspector General, including the hire of passenger vehicle contractors, in carrying out the provisions of the Inspector General Act of 1978, $80,000,000: Provided, That of such amount, necessary sums shall be available for providing protective services to the Secretary and investigating non-payment of child support cases for which non-payment is a Federal offense under 18 U.S.C. 228.

Office of Civil Rights

For expenses necessary for the Office of Civil Rights, $38,798,000.

Retirement Pay and Medical Benefits for Commissioned Officers

For retirement pay and medical benefits of Public Health Service Commissioned Officers as authorized by law, for payments under the Retired Serviceman’s Family Protection Plan and Survivor Benefit Plan, and for medical care of dependents and retired personnel under the Dependents’ Medical Care Act, such amounts as may be required during the current fiscal year:

PUBLIC HEALTH AND SOCIAL SERVICES

EMERGENCY FUND

For expenses necessary to support activities related to countering potential biological, nuclear, radiological, chemical, and cybersecurity threats to civilian populations, and for other public health emergencies, $950,958,000, of which $51,170,000 shall remain available until expended, for expenses necessary to support advanced research and development pursuant to section 319L of the PHS Act and other administrative expenses of such Act: Provided, That funds provided under this heading for the purpose of acquisition of security countermeasures shall be in addition to any other funds available for such purpose: Provided further, That products purchased with funds provided under this heading may, at the discretion of the Secretary, be deposited in the Strategic National Stockpile pursuant to section 319F-2 of the PHS Act: Provided further, That $5,000,000 of the amounts made available to support emergency operations hereunder shall remain available through September 30, 2019. For expenses necessary for procuring security concerning in section 319F-2(c)(1)(B) of the PHS Act, $510,000,000, to remain available until expended. For an additional amount for expenses necessary to respond or respond to an influenza pandemic, of which $40,000,000 shall be available until expended, for activities including the development and purchase of antivirals, necessary medical supplies, diagnostics, and other surveillance tools: Provided, That notwithstanding section 496(b) of the PHS Act, funds may be used for the construction or renovation of privately owned facilities for the production of pandemic influenza vaccines and other biologicals, if the Secretary finds such construction or renovation necessary to secure sufficient supplies of such vaccines or biologicals.
the Secretary of State as may be necessary to pay the costs of acquisition, lease, alteration, renovation, and management of facilities outside of the United States for the use of HIV/AIDS and other infectious diseases, chronic and environmental diseases, and other health activities abroad. 

(3) The Secretary is authorized to provide to personnel appointed or assigned by the Secretary to serve abroad, allowances and benefits similar to those provided under chapter 9 of title I of the Foreign Service Act of 1980 (22 U.S.C. 4081 through 4096) and subject to such regulations prescribed by the Secretary. The Secretary is further authorized to provide locality-based comparability payments (as a percentage) for contract personnel. The amount of the locality-based comparability payment (stated as a percentage) that would be payable to such personnel under section 3340 of title 5, United States Code if a personnel's official duty station were in the District of Columbia. Leaves of absence for personnel under this subsection shall be on the same basis as provided under chapter I of chapter 63 of title 5, United States Code, or section 903 of the Foreign Service Act of 1980, to individuals serving in the Foreign Service.

(TRANSFER OF FUNDS)

SEC. 213. The Director of the NIH, jointly with the Director of AIDS Research and the Director of the Office of AIDS Research, shall transfer funds, to be posted not later than the day after the transfer is made, from the NIH and the Director of AIDS Research, to be made available to the "Office of AIDS Research" account. The Director of the NIH, jointly with the Director of AIDS Research, shall transfer the funds, and the planned uses of the funds, to the Office of AIDS Research, and shall make available to the NIH, the amount for research pertaining to the human immunodeficiency virus, as defined in section 319F–2(c)(1)(B) of the Public Health Service Act (42 U.S.C. 274d–4(c)(1)(B)), if—

(1) funds are available and obligated—

(A) for the first fiscal year in which the contract or for the first fiscal year in which the contract is in effect; and

(B) for the estimated costs associated with a necessary termination of the contract; and

(2) the Secretary determines that a multi-year contract will serve the best interests of the Federal Government by encouraging full and open competition or promoting economy in administration, performance, and operation of the programs or activity receiving funds, the Secretary may exclude from the report employment of full-time equivalent employees or contracted employees assigned to any such program, and the amount of funds used to pay the costs of acquisition, lease, alteration, repair, or renovation of facilities, as necessary for the proper and efficient conduct of the activities or activity receiving funds, at not to exceed $3,500,000 per project.

(TRANSFER OF FUNDS)

SEC. 214. Of the amounts made available in this Act for NIH, 1 percent of the amount made available for National Research Service Awards ("NRSA") shall be made available to the Administrator of the Biomedical Advanced Research and Development Authority ("BARDA") for carry out section 4002 of the ACA, the Secretary shall—

(1) present the information required in subsection (b)(1) on a single webpage or on a single database;

(2) ensure that all information required in this section is directly accessible from the single webpage or database; and

(3) ensure that all information required in this section is directly accessible from the single webpage or database.

(TRANSFER OF FUNDS)

SEC. 215. (a) AUTHORITY.—Notwithstanding any other provision of law, the Director of NIH ("Director") may use funds authorized under section 402(b)(12) of the PHS Act to enter into transactions (other than contracts, cooperative agreements, or grants) to carry out research identified pursuant to or research and activities described in such section 402(b)(12).

(b) PEER REVIEW.—In entering into transactions under subsection (a), the Director may use the peer review procedure (including consultation with appropriate scientific experts) as the Director determines to be appropriate to obtain assessments of scientific merit. Such transactions shall apply to such transactions in lieu of the peer review and advisory council review procedures that would otherwise be required under sections 301(a)(3), 405(b)(1)(B), 405(b)(2), 406(a)(3)(A), 492, and 494 of the PHS Act.

SEC. 216. Not to exceed $45,000,000 of funds appropriated by this Act to the institutes and centers of the National Institutes of Health may be used for alteration, repair, or improvement of property for the proper and efficient conduct of the activities authorized herein, at not to exceed $3,500,000 per project.
statement described in section 4 (in the matter preceding division A of this consolidated Act).

Sec. 222. (a) The Secretary shall provide to the Appropriations Committees of the House of Representatives and the Senate—

(1) detailed monthly enrollment figures from the Exchanges established under the Patient Protection and Affordable Care Act of 2010 pertaining to enrollments during the open enrollment period; and

(2) notification of any new or competitive grants or funding supplements, authorized under section 330 of the Public Health Service Act.

(b) The Secretary of Health and Human Services shall provide, in addition to funds made available by this Act, to the states to help carry out provisions on Appropriations of the House and Senate must be notified at least 2 business days in advance of any public release of enrollment information or the award of such grants.

Sec. 223. None of the funds made available by this Act from the Federal Hospital Insurance Trust Fund or the Federal Supplementary Medical Insurance Trust Fund, or transferred from other accounts funded by this Act to the “Centers for Medicare and Medicaid Services—Program Management, account, may be used for payments under section 1342(b)(1) of Public Law 111–148 (relating to risk corridors).

Sec. 224. In addition to the amounts otherwise available for Medicare and Medicaid Services, Program Management, the Secretary of Health and Human Services may transfer up to $305,000,000 to such account not otherwise available for use under the Medicare Hospital Insurance Trust Fund and the Federal Supplementary Medical Insurance Trust Fund to support program management activity related to the Medicare program: Provided, That except for the foregoing purpose, such funds may not be used to support any provision of Public Law 111–148 or Public Law 111–152 (or any amendment of either law) to supplant any other amounts within such account.

Sec. 225. The Secretary shall include in the fiscal year 2018 budget justification an analysis of how section 2713 of the PHS Act will be incorporated into the fiscal year 2018 budget justification an analysis of how section 2713 of the PHS Act will be incorporated into the fiscal year 2018 budget justification an analysis of how section 2713 of the PHS Act will be incorporated into

TITLE III
DEPARTMENT OF EDUCATION
EDUCATION FOR THE DISADVANTAGED
For carrying out title I and subpart 2 of part B of title II of the Elementary and Secondary Education Act of 1965 (referred to in this Act as “ESEA”) and section 412A of the Higher Education Act of 1965 (referred to in this Act as “HEA”), $16,143,790,000, of which $5,225,990,000 shall become available on July 1, 2017, and shall remain available through September 30, 2018, and of which $10,841,177,000 shall become available on October 1, 2017, and shall remain available through September 30, 2018, for academic year 2017–2018: Provided, That $8,459,401,000 shall be for basic grants under section 1124 of title I, $1,651,592,000 shall be for adjustment grants under section 1124A of the ESEA: Provided further, That $1,362,301,000 shall be for education finance incentive grants under section 1125A of the ESEA: Provided further, That $3,819,050,000 shall be for targeted grants under section 1125 of the ESEA: Provided further, That $1,050,000,000 shall be for education finance incentive grants under section 1125A of the ESEA: Provided further, That $217,000,000 shall be for carrying out section 418A of the HEA.

Impact Aid
For carrying out programs of financial assistance to federally affected schools authorized by title VII of the ESEA, $1,328,605,000, of which $1,189,233,000 shall be for basic support payments under section 7003(b), $48,316,000 shall be for children with disabilities under section 7003(d), $17,406,000, to remain available for obligation through September 30, 2018, shall be for competitive demonstration grants under section 7003(e), $4,835,000, to remain available until expended, shall be for facilities maintenance under section 418E: Provided, That for purposes of computing the amount of a payment for an eligible local educational agency under section 7003(a), children enrolled in school of such agency that would otherwise be eligible for payment under section 7003(a) shall not be counted if they reside on Federal property described in section 7003(a)(1)(B) of such Act, but the Secretary of Education shall consider payment in a manner that ensures geographic diversity among subgrants recipients representing rural, suburban, and urban areas in a manner that distributes the total amount of funds available to the State under section 410a(a)(1) consistent with the requirements described in subparagraphs (C) through (E) of section 410a(2)(b) of such Act: Provided further, That each such subgrant awarded shall be for a term of one year and in an amount not more than 40 percent of the amount that each recipient shall not be subject to any of the distribution requirements described in subparagraphs (C) through (E) and (f), of section 410 of such Act: Provided further, That notwithstanding section 410b of such Act, a subgrant recipient using such authorized funds shall not be subject to any of the dis-tribution requirements described in subparagraphs (C) through (E) and (f), of such Act: Provided further, That the Secretary may use not more than 25 percent of the subgrant funds for purchasing technology infrastructure as described in section 410b of such Act.
and 4601 of the ESEA: Provided further, That section 430(d)(3)(A)(ii) shall not apply to the funds available for part C of title IV: Provided further, That of the funds available for part C of title IV, the Secretary shall use not less than $26,000,000 to carry out section 4301, of which not more than $10,000,000 shall be available to carry out section 430(a)(k), not more than $15,000,000 to carry out section 430(b)(2), and not less than $11,000,000 to carry out the activities in section 4305(a)(3): Provided further, That notwithstanding section 4601(b), $100,000,000 shall be available through December 31, 2017 for subpart 1 of part F of title IV.

SAPE SCHOOLS AND CITIZENSHIP EDUCATION

For carrying out activities authorized by subpart C of part F of title IV of the ESEA, $151,254,000: Provided, That $88,000,000 shall be available for section 4631, of which up to $5,000,000, to remain available until expended, shall be for the Project School Emergency Response to Violence ("Project SERV") program to provide education-related services to local educational agencies and institutions of higher education in which the learning environment has been disrupted due to a violent or traumatic crisis: Provided further, That $10,000,000 shall be available for section 4623(b) of the ESEA: Provided further, That section 4623(b) of the ESEA shall apply to funds appropriated under section 4623(b) in the manner under this heading in prior appropriations acts.

ENGLISH LANGUAGE ACQUISITION

For carrying out part A of title III of the ESEA, $280,431,000: Provided, That $86,000,000 shall be available for section 611(c)(1)(C): Provided further, That the States shall allocate such funds distributed under this section to local educational agencies and institutions of higher education in which the learning environment has been disrupted due to violent or traumatic crisis: Provided further, That $10,000,000 shall be available for section 611(c)(1)(C): Provided further, That the States shall allocate such funds distributed under this section to local educational agencies and institutions of higher education in which the learning environment has been disrupted due to violent or traumatic crisis: Provided further, That of which not more than $10,000,000 shall be available to carry out section 4304(k), not more than $100,000,000 to carry out section 4305(b), and not less than $11,000,000 to carry out the activities in section 4305(a)(3): Provided further, That notwithstanding section 4601(b), $100,000,000 shall be available through December 31, 2017 for subpart 1 of part F of title IV.

SPECIAL EDUCATION

For carrying out the Individuals with Disabilities Education Act ( IDEA) and the Special Olympics Sport and Empowerment Act of 2004, $13,064,358,000, of which $3,548,259,000 shall become available on July 1, 2017, and shall remain available through September 30, 2018, of which $9,283,383,000 shall become available on October 1, 2017, and shall remain available through September 30, 2018, for activities under section 611(c)(1)(C): Provided further, That the amount for section 611(b)(2) of the IDEA shall be equal to the lesser of the amount available for that activity during fiscal year 2016, increased by the amount of inflation as specified in section 619(d)(2)(B) of the IDEA, or the percent change in the funds appropriated under section 611(c) of the IDEA, but not less than $1,000,000 to carry out section 4112(a)(18)(A), subject to the third proviso, any amount by which a State’s allocation under section 611, from funds appropriated under section 4112(a)(18)(B), is reduced under section 6112(a)(18)(B), according to the following: 85 percent on the basis of the States’ relative sufficiency: Provided further, That the Secretary shall, without regard to section 611(d) of the IDEA, distribute to all other States not less than $725,000,000, of which $625,000,000 shall be for grants for vocational rehabilitation services under title I of the Rehabilitation Act: Provided further, That the Secretary may use amounts provided in this Act that remain available under the Rehabilitation Act to provide grants for the purposes of the Act in 2018: Provided further, That the funds reserved under section 611(c) of the IDEA may be used to provide technical assistance to States to improve the capacity of the States to meet the data collection requirements of sections 616 and 618 and to administer and carry out other services and activities to improve data collection, coordination, quality, and use under parts B and C of the IDEA: Provided further, That the Secretary may use funds made available for the State Personnel Development Grants program under part D, subpart 1 of IDEA to evaluate program performance under such subpart.

REHABILITATION SERVICES

For carrying out, to the extent not otherwise provided, the Rehabilitation Act of 1973 and the Rehabilitation Act, $5,355,589,000, of which $3,396,554,000 shall be for grants for vocational rehabilitation services under title I of the Rehabilitation Act: Provided further, That the Secretary may use amounts provided in this Act that remain available under the Rehabilitation Act to provide grants for the purposes of the Act in 2018: Provided further, That the Secretary shall, without regard to section 611(d) of the IDEA, distribute to all other States not less than $725,000,000, of which $625,000,000 shall be for grants for vocational rehabilitation services under title I of the Rehabilitation Act: Provided further, That the Secretary may use amounts provided in this Act that remain available under the Rehabilitation Act to provide grants for the purposes of the Act in 2018: Provided further, That the funds reserved under section 611(c) of the IDEA may be used to provide technical assistance to States to improve the capacity of the States to meet the data collection requirements of sections 616 and 618 and to administer and carry out other services and activities to improve data collection, coordination, quality, and use under parts B and C of the IDEA: Provided further, That the Secretary may use funds made available for the State Personnel Development Grants program under part D, subpart 1 of IDEA to evaluate program performance under such subpart.

HIGHER EDUCATION

For carrying out, to the extent not otherwise provided, titles II, III, IV, V, VI, and VII of the HEA, $22,198,210,000, which shall remain available through September 30, 2018: The maximum Pell Grant for which a student shall be eligible during award year 2017–2018 shall be $4,860.

STUDENT FINANCIAL ASSISTANCE

For carrying out subparts 1, 3, and 10 of part A, and part C of title IV of the HEA, $24,198,210,000, which shall remain available through September 30, 2018: Provided, That of the amounts made available for AEFLA, $13,712,000 shall be for national leadership activities under section 242.

STUDENT AID ADMINISTRATION

For Federal administrative expenses to carry out part D of title I, and subparts 1, 3, 9, and 10 of part A, and parts B, C, D, and E of title IV of the HEA, and subpart I of part A, and section 200 of title VII of the HEA, $1,576,854,000, to remain available through September 30, 2018: Provided, That the Secretary shall allocate new student loan servicer accounts and discharge student loan servicers on the basis of their performance compared to all loan servicers utilizing established common metrics, and on the basis of the capacity of each servicer to process new and existing accounts: Provided further, That the Secretary shall, no later than September 30, 2017, allow student loan borrowers who are consolidated student loan borrowers to select from any student loan servicer to service their new consolidated student loan.

HIGHER EDUCATION

For carrying out, to the extent not otherwise provided, titles II, III, IV, V, VI, and VII of the HEA, the Mutual Educational and Cultural Exchange Act of 1961, and section 117 of the Rehabilitation Act, $2,055,439,000: Provided, That notwithstanding any other provision of law, funds made available in this Act to carry out title VI of the HEA and section 102(b)(6) of the Mutual Educational and Cultural Exchange Act of 1961 may be used to support visits and study in foreign countries for students who are candidates for advanced foreign language training and international studies in areas that are vital to

SPECIAL INSTITUTIONS FOR PERSONS WITH DISABILITIES

AMERICAN PRINTING HOUSE FOR THE BLIND

For carrying out the Act to promote the Education of the Blind of March 3, 1879, $25,431,000.

NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

For the National Technical Institute for the Deaf under titles I and II of the Education of the Deaf Act of 1966, $70,016,000: Provided, That the Department of Education, in its discretion may at its discretion use funds for the endowment program as authorized under section 207 of such Act.

GALLAUDET UNIVERSITY

For the Kendall Demonstration Elementary School, the Model Secondary School for the Deaf, and the partial support of Gallaudet University under titles I and II of the Education of the Deaf Act of 1966, $121,275,000: Provided, That from the total amount available, the University may at its discretion use funds for the endowment program as authorized under section 207 of such Act.

CAREER, TECHNICAL, AND ADULT EDUCATION

For carrying out, to the extent not otherwise provided, the Carl D. Perkins Career and Technical Education Act, and the Adult Education and Family Literacy Act ("AEFLA"), $1,720,686,000, of which $929,686,000 shall become available on July 1, 2017, and shall remain available through September 30, 2018, and of which $791,000,000 shall become available on October 1, 2017, and shall remain available through September 30, 2018: Provided, That of the amounts made available for AEFLA, $13,712,000 shall be for national leadership activities under section 242.

CONGRESSIONAL RECORD — HOUSE

May 3, 2017

H3207
United States national security and who plan to apply their language skills and knowledge of these countries in the fields of government, the professions, or international activities: Provided further. That, in making awards under section 402C of the HEA with funds appropriated by this Act, the Secretary shall allow the eligible institution to carry out activities related to existing facilities loans pursuant to section 121 of the HEA, $345,000.

For Federal administrative expenses to carry out activities related to existing facilities loans pursuant to section 121 of the HEA, $345,000.

HISTORICALLY BLACK COLLEGE AND UNIVERSITY CAPITAL FINANCING PROGRAM ACCOUNT

For the cost of guaranteed loans, $211,821,000, as authorized pursuant to part D of title III of the HEA, which shall remain available until expended.

COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS PROGRAM

For Federal administrative expenses to carry out activities related to existing facilities loans pursuant to section 121 of the HEA, $345,000.

The use of such income for such purposes, prior to the enactment of this Act, shall be considered to have been an allowable use of the HEA, $345,000.

INSTITUTION OF EDUCATION SCIENCES

For carrying out activities authorized by the Education Sciences Reform Act of 2002, the National Assessment of Educational Progress Act of 1998, and section 600 of the Educational Technical Assistance Act of 2002, and section 666 of the Individuals with Disabilities Education Act, $565,267,000, which shall remain available through September 30, 2018: Provided, That such costs, including the cost of modifying such loans, shall be as defined in section 302 of the Congressional Budget Act of 1974: Provided further, That these funds are available to subsidize total loan principal, the HEA, $334,000.

For the cost of guaranteed loans, $211,821,000, as authorized pursuant to part D of title III of the HEA, which shall remain available until expended.

The Secretary shall issue continuation notifications no later than August 1, 2017.

HOWARD UNIVERSITY

For partial support of Howard University, $211,821,000, of which not less than $3,405,000 shall be for a matching endowment grant pursuant to the Universities Endowment Act and shall remain available until expended.

For Federal administrative expenses to carry out activities related to existing facilities loans pursuant to section 121 of the HEA, $345,000.

The use of such income for such purposes, prior to the enactment of this Act, shall be considered to have been an allowable use of the HEA, $334,000.

DEPARTMENTAL MANAGEMENT

PROGRAM ADMINISTRATION

For carrying out, to the extent not otherwise provided, the Department of Education Organization Act, including rental of conference rooms, purchase of telecommunications, and hire of three passenger motor vehicles, $432,000,000, of which up to $1,000,000, to remain available until expended, may be for relocation of buildings or for other expenses of an emergency nature: Provided further, That $2,000,000 of the unobligated funds available under this heading and “Student Aid Administration Act: Student Financial Assistance” for carrying out activities related to existing facilities loans pursuant to section 121 of the HEA, $334,000.

OFFICE FOR CIVIL RIGHTS

For expenses necessary for the Office for Civil Rights, as authorized by section 203 of the Department of Education Organization Act, $158,000,000.

OFFICE OF INSPECTOR GENERAL

For expenses necessary for the Office of Inspector General, as authorized by section 212 of the Department of Education Organization Act, $39,256,000.

SEC. 301. No funds appropriated in this Act may be used for the transportation of students or teachers (or for the purchase of equipment for such transportation) in order to overcome racial imbalance in any school or school system, or for the transportation of students or teachers (or for the purchase of equipment for such transportation) in order to carry out a plan of racial desegregation of any school or school system.

SEC. 302. None of the funds contained in this Act shall be used to require, directly or indirectly, the admission of a child to a school other than the school which is nearest the student’s home, except for a student requiring special education, to the school offering such special education, in order to comply with title VI of the Civil Rights Act of 1964. For the purpose of this section an indirect requirement of transportation of students includes the transportation of students to carry out a plan involving the reorganization of the grade structure of schools, the pairing of schools, or the clustering of schools, or the reorganization of grade restructuring, pairing, or clustering. The prohibition described in this section does not include the establishment of magnet schools.

SEC. 303. No funds appropriated in this Act may be used to prevent the implementation of programs of voluntary prayer and meditation in the public schools.

TRANSFER OF FUNDS

SEC. 304. Not to exceed 1 percent of any discretionary funds (pursuant to the Balanced Budget and Emergency Deficit Control Act of 1985) which are appropriated for the Department of Education in this Act may be transferred between appropriations, but no such appropriation shall be increased by more than 1 percent by any such transfer: Provided, That the transfer authority granted by this section shall not be used to create any new program or to fund any project or activity for which no funds are appropriated for that fiscal year in any such Act: Provided further, That the Committee on Appropriations of the House of Representatives and the Senate are notified at least 15 days before any such transfer.


SEC. 306. Funds appropriated in this Act and consolidated under section 8601(c) of the ESEA shall be available from July 1, 2017, through September 30, 2018.

SEC. 307. (a) An institution of higher education that maintains and offers student loan funds supported with funds appropriated for title III or V of the HEA for fiscal year 2017 may use the income from that fund to award Federal Pell Grants in accordance with subsection (a) of section 328(a)(5)(B) of the HEA.

(b) Subsection (a) shall be in effect until title III and V of the HEA are reauthorized.

SEC. 308. Section 114(f) of the HEA (20 U.S.C. 1011c(f)) is amended by striking “2016” and inserting “2017”.

SEC. 309. Section 458(a) of the HEA (20 U.S.C. 1070a(b)) is amended by adding at the end the following:

“(2)(A) Effective in the 2017–2018 award year and thereafter, the Secretary shall award an eligible student not more than one and one-half Federal Pell Grants for a single award year to permit such student to work toward completion of an eligible program if, during that single award year, the student—

“(1) has received a Federal Pell Grant for an award year and is enrolled in an eligible program for one or more additional periods of time during the same award year that are not otherwise fully covered by the student’s Federal Pell Grant; and

“(2) is enrolled on at least a half-time basis while receiving any funds under this section.

“(B) In the case of a student receiving more than one Federal Pell Grant in a single award year under subparagraph (A), the total amount of Federal Pell Grants awarded to such student for the award year may exceed the maximum basic grant level specified in the appropriate appropriations Act for such award year.

“(C) Any period of study covered by a Federal Pell Grant awarded under subparagraph (B) may be included in determining the student’s duration limit under subsection (c)(5).

“(D) In any case where an eligible student is receiving a Federal Pell Grant for a pay-ment period that spans 2 award years, the Secretary shall allow the eligible institution in which the student is enrolled to determine the award year to which the additional period(s) of time are applied for the purposes of the Department of Education Appropriations Act, 2017.”

TITLES IV

RELATED AGENCIES

COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

SALARIES AND EXPENSES

SEC. 310. (a) Section 401(b) of the Higher Education Act of 1965 (20 U.S.C. 1070a(b)) is amended by adding at the end the following:

“(B)(A) Effective in the 2017–2018 award year and thereafter, the Secretary shall award an eligible student not more than one and one-half Federal Pell Grants for a single award year to permit such student to work toward completion of an eligible program if, during that single award year, the student—

“(1) has received a Federal Pell Grant for an award year and is enrolled in an eligible program for one or more additional periods of time during the same award year that are not otherwise fully covered by the student’s Federal Pell Grant; and

“(2) is enrolled on at least a half-time basis while receiving any funds under this section.

“(B) In the case of a student receiving more than one Federal Pell Grant in a single award year under subparagraph (A), the total amount of Federal Pell Grants awarded to such student for the award year may exceed the maximum basic grant level specified in the appropriate appropriations Act for such award year.

“(C) Any period of study covered by a Federal Pell Grant awarded under subparagraph (B) may be included in determining the student’s duration limit under subsection (c)(5).

“(D) In any case where an eligible student is receiving a Federal Pell Grant for a pay-ment period that spans 2 award years, the Secretary shall allow the eligible institution in which the student is enrolled to determine the award year to which the additional period(s) of time are applied for the purposes of the Department of Education Appropriations Act, 2017.”

CONGRESSIONAL RECORD — HOUSE May 3, 2017
For payment to the National Service Trust established under subtitle D of title I of the 1990 Act, $206,842,000, to remain available until expended: Provided, That CNCS may transfer additional funds from the amount provided within “Operating Expenses” allocated to grants under subtitle D of title I of the 1990 Act to the National Service Trust upon a determination of need by the National Service Trust, without regard to the requirement to apportion funds under 31 U.S.C. 1513(b).

For the purpose of carrying out section 1890 of the 1990 Act—
(t) entries described in paragraph (a) of such section shall be considered “qualified auxiliaries” under the National Child Protection Act of 1993 (“NCPA”); (2) individuals described in such section shall be considered “volunteers” under section 3 of NCPA; (3) State Commissions on National and Community Service established pursuant to section 178 of the 1990 Act, are authorized to receive criminal history record information, consistent with Public Law 92-54.

For the purpose of carrying out section 1890 of the 1990 Act and section 178 of the 1990 Act, $7,765,000.

For expenses necessary for the purpose described in section 148(a)(4) to be available to the National Council on Disability—
(1) entries described in paragraph (a) of such section shall be considered “qualified auxiliaries” under the National Child Protection Act of 1993 (“NCPA”); (2) individuals described in such section shall be considered “volunteers” under section 3 of NCPA; (3) State Commissions on National and Community Service established pursuant to section 178 of the 1990 Act, are authorized to receive criminal history record information, consistent with Public Law 92-54.

For payment to the Corporation for Public Broadcasting (“CPB”), as authorized by the Communications Act of 1934, an amount which shall be available within limitations specified by that Act, for the fiscal year 2019, $445,000,000: Provided, That none of the funds made available to CPB by this Act shall be used to pay for receptions, parties, or similar forms of entertainment for Government officials or employees: Provided further, That none of the funds made available to CPB by this Act shall be used to support any program or activity from which anyone is excluded, or is denied benefits, or is discriminated against on the basis of race, color, national origin, religion, or sex: Provided further, That none of the funds made available to CPB by this Act shall be used to support any program or activity that would be discriminatory in selecting, appointing, promoting, or taking any other personnel action with respect to officers, agents, and employees of CPB: Provided further, That none of the funds made available to CPB by this Act shall be used to support the Television Future Fund or any similar fund.

For expenses necessary to carry out section 1805 of the Social Security Act, $11,925,000, to be transferred to this appropriation from the Federal Hospital Insurance Trust Fund and the Federal Supplementary Medical Insurance Trust Fund.

For expenses necessary for the purpose described in section 14 of the Rehabilitation Act of 1973, $3,250,000.

For expenses necessary to carry out section 18 of the Social Security Act, $7,765,000.

For expenses necessary for the purpose described in section 14 of the Rehabilitation Act of 1973, $3,250,000.

For expenses necessary for the purpose described in section 14(c) of the Rehabilitation Act of 1973, $2,500,000.
LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

For expenses necessary for the Office of Inspector General for audit, investigatory and review activities, as authorized by the Inspector General Act, not to exceed $10,000,000, to be derived from railroad retirement accounts and railroad unemployment insurance account.

SOCIAL SECURITY ADMINISTRATION

PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

For payment to the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund, as provided under section 21(b)(1) of the Social Security Act, $11,400,000.

SUPPLEMENTAL SECURITY INCOME PROGRAM

For carrying out titles XI and XVI of the Social Security Act, section 401 of Public Law 92–603, section 212 of Public Law 93–66, as amended, and section 405 of Public Law 95–216, including payment to the Social Security trust funds for administrative expenses incurred pursuant to section 201(g)(1) of the Social Security Act, $43,618,163,000, to remain available until expended: Provided, That any portion of the funds provided to a State in the current fiscal year, obligated by the State during that year shall be returned to the Treasury: Provided further, That not more than $58,000,000 shall be available for research, demonstration, and other purposes under section 1110, 1115, and 1144 of the Social Security Act, and remain available through September 30, 2019.

For making benefit payments under title XVI of the Social Security Act, for unanticipated costs incurred for the current fiscal year, such sums as may be necessary.

For making benefit payments under title XVI of the Social Security Act for the first quarter of fiscal year 2018, $15,000,000,000, to remain available until expended.

LIMITATION ON ADMINISTRATIVE EXPENSES

For necessary expenses, including the hire of two passenger motor vehicles, and not to exceed $20,000 for official reception and representation expenses, not more than $12,357,945,000 may be expended, as authorized by section 401(a)(2) of the Social Security Act, from any one or all of the trust funds referred to in such section: Provided, That not less than $2,300,000 shall be for the Social Security Administration: Provided further, That, $90,000,000 to remain available through September 30, 2018, shall be used for activities to address the hearing backlog, including within the Office of Disability Adjudication and Review: Provided further, That unobligated balances of funds provided under this paragraph at the end of fiscal year 2017 not needed for fiscal year 2017 shall remain available until expended to invest in the Social Security Administration information technology and telecommunications hardware and software infrastructure, including related equipment and non-payroll administrative expenses associated solely with this information technology and telecommunications infrastructure: Provided further, That the Commissioner of the Social Security shall notify the Committees on Appropriations of the House of Representatives and the Senate, prior to making unobligated balances available under the authority in the previous proviso: Provided further, That reimbursement to the trust funds under this heading for expenditures made for employees of the Social Security Administration pursuant to 5 U.S.C. 7131, and for facilities or support services for labor organizations pursuant to section 16(b) of the Social Security Act, referred to in section 715(b) of such title shall be made by the Secretary of the Treasury, with interest, from amounts in the general fund not otherwise appropriated, as soon as possible after such expenditures are made.

Of the total amount made available under this subsection, not more than $20,000,000, to remain available through March 31, 2018, is for the costs associated with continuing disability reviews to determine whether earnings derived from services deme ned to engage in substantial gainful activity, for the cost associated with conducting redeterminations of eligibility under title XVI of the Social Security Act, for the operation of disability investigation units, and for the cost associated with the prosecution of fraud in the programs and operations of the Social Security Administration: Provided, That the Commissioner shall provide to the Committees on Appropriations of the House of Representatives and the Senate, at least 15 days in advance of any transfer of funds:

OFFICE OF INSPECTOR GENERAL

INCLUDING TRANSFER OF FUNDS

For expenses necessary for the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, $75,713,000, to be transferred and expended as authorized by section 201(g)(1) of the Social Security Act from the Federal Old-Age and Survivors Insurance Trust Fund to the Federal Disability Insurance Trust Fund.

In addition, an amount not to exceed 3 percent of the total provided in this appropriation may be transferred from the "Limitation on Administrative Expenses", Social Security Administration, to be merged with this account, to be available for the time and purposes for which this account is available: Provided, That notice of such transfers shall be transmitted promptly to the Committees on Appropriations of the House of Representatives and the Senate, prior to making unobligated balances available: Provided, That the Secretary of the Treasury, with interest, from amounts in the general fund not otherwise appropriated, as soon as possible after such expenditures are made.

TITLES V

GENERAL PROVISIONS

TRANSFER OF FUNDS

SEC. 501. The Secretaries of Labor, Health and Human Services, and Education are authorized to transfer unexpended balances of prior appropriations to accounts currently authorized to be funded by appropriations provided in this Act. Such transferred balances shall be used for the same purpose, and for the same periods of time, for which they were originally appropriated.
obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 503. (a) No part of any appropriation contained in this Act or transferred pursuant to section 120 of the Balanced Budget and Emergency Deficit Control Act of 1985 used, other than for normal and recognized executive-legislative relationships, for public relations, for the operation, distribution, or use of any kit, pamphlet, booklet, publication, electronic communication, radio, television, or video presentation, shall be available for salaries and expenses for the enactment of legislation before the Congress or any State or local legislature or legislative body, except in presentation to the executive branch of any State or local government itself.

(b) None of any appropriation contained in this Act or transferred pursuant to section 4002 of Public Law 111–148 shall be used to pay the salary or expenses of any grant or contract recipient, or agent acting on behalf of such recipient, related to any activity designed to influence the enactment of legislation, appropriations, regulation, administrative action, or Executive order proposed or pending before the Congress or any State government, State legislature or local legislature or legislative body, other than for the improved and recognized executive-legislative relationships or participation by an agency or officer of a State, local or tribal government in policymaking and administrative processes or activities presently performed by the executive branch of that government.

(c) The prohibitions in subsections (a) and (b) shall not apply to any activity to advocate or promote any proposed, pending or future regulation, Federal, State or local tax increase, or any proposed, pending, or future requirement or restriction of funding for Federal, State or local, or private programs or projects, including its sale or marketing, including but not limited to the advocacy or promotion of gun control.

SEC. 504. The Secretaries of Labor and Education are authorized to make available not to exceed $32,000 and $32,000, respectively, from any appropriation to the President for salaries and expenses under titles I and III, respectively, for official reception and representation expenses; the Director of the Federal Mediation and Conciliation Service is authorized to make available for official reception and representation expenses not to exceed $5,000 from funds available for “Federal Mediation and Conciliation Service, Salaries and Expenses”; and the Chairman of the National Mediation Board is authorized to make available for official reception and representation expenses not to exceed $5,000 from funds available for “National Mediation Board, Salaries and Expenses”.

SEC. 505. 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, each grantee receiving Federal funds included in this Act, including but not limited to State and local government or non-profit organizations, and Federal research grants, shall clearly state—

(1) the percentage of the total costs of the program or project which will be financed with Federal money;

(2) the total amount of Federal funds for the program or project; and

(3) percentage and dollar amount of the total costs of the project or program that will be financed by non-Federal sources.

SEC. 506. (a) None of the funds appropriated in this Act, and none of the funds in any trust fund to which funds are appropriated in this Act, shall be expended for any abortion.

(b) None of the funds appropriated in this Act, and none of the funds in any trust fund to which funds are appropriated in this Act, shall be expended for health benefits coverage that promotes the legalization of any drug or other substance included in schedule I of the Controlled Substances Act except for normal and recognized executive-legislative relationships or participation by an agency or officer of a State, local or tribal government in policymaking and administrative processes or activities presently performed by the executive branch of that government.

(c) The term "health benefits coverage" means the package of services covered by a health care provider, or a health care provider, to a State or locality’s contribution of Medicaid matching funds.

SEC. 507. (a) The limitations established in the preceding section shall not apply to an abortion if—

(1) the pregnancy is the result of an act of rape or incest; or

(2) in the case where a woman suffers from a physical or mental illness, or physical illness, including a life-endangering physical condition caused by or arising from the pregnancy itself, that would, as certified by a physician, place the woman in danger of death unless an abortion is performed.

(b) Nothing in the preceding section shall be construed as prohibiting the expenditure by a State, locality, entity, or private person of State, local, or private funds (other than a State’s or locality’s contribution of Medicaid matching funds).

(c) Nothing in the preceding section shall be construed as restricting the ability of any managed care provider from offering abortion coverage or the ability of a State or locality to control any such contract with a provider for such coverage with State funds (other than a State’s or locality’s contribution of Medicaid matching funds).

(d)(1) None of the funds made available in this Act may be made available to a Federal agency or program, or to a State or local government, if such agency, program, or government subjects any institution or individual health care entity to discrimination on the basis that the health care entity does not provide, pay for, provide coverage of, or refer for abortion.

(2) In this subsection, the term “health care entity” includes an individual physician or other health care professional, a hospital, a provider-sponsored organization, a health maintenance organization, a health insurance plan, or any other kind of health care facility, organization, or plan.

SEC. 508. (a) None of the funds made available in this Act may be used for—

(1) the creation of a human embryo or embryos for research purposes (except in an in vitro fertilization treatment for a patient seeking treatment for infertility); or

(2) research in which a human embryo or embryos are destroyed, discarded, or knowingly subjected to injury or death, with the exception of research on human embryos in utero under 45 CFR 44.226(b) and section 498(b) of the Public Health Service Act (42 U.S.C. 289g(b)).

(b) For purposes of this section, the term “human embryo or embryo” includes any organism, not protected as a human subject under 45 CFR 46 as of the date of the enactment of this Act, that is derived by fertilization, parthenogenesis, cloning, or any other means from one or more human gametes or human diploid cells.

SEC. 509. (a) None of the funds made available in this Act may be used for any activity that promotes the legalization of any drug or other substance included in schedule I of the Controlled Substances Act except for normal and recognized executive-congressional communications.

(b) The limitation in subsection (a) shall not apply when there is significant medical evidence that the use of such drug or other substance that federally sponsored clinical trials are being conducted to determine therapeutic advantage.

SEC. 510. None of the funds made available in this Act may be used to promulgate or adopt any final standard under section 1173(b) of the Social Security Act providing for, or providing for the assignment of, a unique health identifier for an individual whose individual’s care is coordinated by an employer or a health care provider, until legislation is enacted specifically approving the standard.

SEC. 511. None of the funds made available in this Act may be obligated or expended to enter into or renew a contract with an entity if—

(1) such entity is otherwise a contractor with the United States and is subject to the requirement in 38 U.S.C. 4212d regarding submission of an annual report to the Secretary of Veterans Affairs concerning employment of certain veterans; and

(2) such entity has not submitted a report as required by that section for the most recent year for which such requirement was applicable to such entity.

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 appropriation Act.

SEC. 513. None of the funds made available by this Act to carry out the Library Services and Technology Act may be made available for any project or program covered by paragraph (1) of section 224(f) of such Act, as amended by the Children’s Internet Protection Act, unless such library has made the certifications required by paragraph (4) of such section.

SEC. 514. (a) None of the funds provided under this Act, or provided under previous appropriations Acts to the agencies funded by this Act which remain available for obligation or expenditure in fiscal year 2017, 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 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 programs or activities;

(6) reorganizes or privatizes any functions or activities presently performed by Federal employees; or

(b) None of the funds provided under this Act, or provided under previous appropriations Acts to the agencies funded by this Act which remain available for obligation or expenditure in fiscal year 2017, 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 in excess of $500,000 or 10 percent, whichever is less, that—

(1) implements existing programs, projects (including construction projects), or activities;

(2) reduces by 10 percent funding for any existing program, project, or number of personnel by 10 percent as approved by Congress; or
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 Committees on Appropriations of the House of Representatives and the Senate are consulted 15 days in advance of such reprogramming or of an announcement of intent relating to such reprogramming, whichever is later, and are notified 10 days in advance of such reprogramming.

Sect. 515. (a) None of the funds made available in this Act may be used to request that a candidate for appointment to a Federal scientific advisory committee disclose the political affiliation or voting history of the candidate or that the committee hold a meeting to determine that the candidate holds with respect to political issues not directly related to and necessary for the work of the committee involved.

(b) None of the funds made available in this Act may be used to disseminate information that is deliberately false or misleading.

Sect. 516. Within 45 days of enactment of this Act, each department and related agency funded through this Act shall submit an operating plan that details at the program, project, or activity level any further appropriations for fiscal year 2017 that are different than those specified in this Act, the accompanying explanatory statement, or the explanatory statement described in section 6 of this Act (or the interim report preceding division A of this consolidated Act), or the fiscal year 2017 budget request.

Sect. 517. The Secretaries of Labor, Health and Human Services, and Education shall each prepare and submit to the Committees on Appropriations of the House of Representatives and the Senate a report on the number and amount of contracts, grants, and cooperative agreements exceeding $500,000 in value and awarded by the Department on a non-competitive basis during each quarter of fiscal year 2017, but not to include grants awarded on a formula basis or directed by law. Such report shall include the name of the contractor or grantee, the amount of funding, the governmental purpose, including a justification for issuing the award on a non-competitive basis. Such report shall be transmitted to the Committees on Appropriations of the House of Representatives and the Senate at least 30 days after the end of the quarter for which the report is submitted.

Sect. 518. None of the funds appropriated in this Act may be used or obligated by the Commissioner of Social Security, for purposes of administering Social Security benefit payments under title II of the Social Security Act, for any claims and appeals process for a quarter of coverage based on work performed under a social security account number that is not the claimant’s number and the performance of such work under such number has formed the basis for a conviction of the claimant of a violation of section 208(a)(6) or (7) of the Social Security Act.

Sect. 519. None of the funds made available by this Act may be used by the Commissioner of Social Security or the Social Security Administration to pay the compensation of employees of the Social Security Administration to administer Social Security benefit payments, under any agreement between the United States and Mexico establishing totalization arrangements between the social security system established by title II of the Social Security Act and the social security system of Mexico, which would not otherwise be payable under such agreement.

Sect. 520. Notwithstanding any other provision of this Act, no funds appropriated in this Act shall be used to purchase sterile needle-disposal systems or the hypodermic injection of any illegal drug: Provided, That such limitation does not apply to the use of funds for elements of a program other than making such purchases if the relevant State or local health department, in consultation with the Centers for Disease Control and Prevention, determines that the hypodermic injection of any illegal drug: Provided, That such limitation does not apply to the use of funds for elements of a program other than making such purchases if the relevant State or local health department, in consultation with the Centers for Disease Control and Prevention, determines that the hypodermic injection, as applicable, is experiencing, or is at risk for, a significant increase in hepatitis infections or an HIV outbreak due to injection drug use, or if the States are in cooperation in accordance with State and local law.

Sect. 521. (a) None of the funds made available in this Act may be used to maintain or establish a non-competitive process such as a network blocks the viewing, downloading, and exchanging of pornography: (b) Nothing in this Act 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.

Sect. 522. None of the funds made available under this Act may be used to carry out any other Act, or any prior Appropriations Act, may be provided to the Association of Community Organizations for Reform New (ACORN), or any of its affiliates, subsidiaries, allied organizations, or successors.

Sect. 523. For purposes of carrying out Executive Order 13388, Office of Management and Budget Memorandum M–12–12 dated May 11, 2012, and the 2013 budgetary guidance published in the annual appropriations bills relating to conference attendance and expenditures:

(1) the operating divisions of HHS shall be considered independent agencies; and

(2) attendance at and support for scientific conferences shall be tabulated separately from and not included in agency totals.

Sect. 524. 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.

Sect. 525. (a) Federal agencies may use Federal discretionary funds that are made available in this Act to carry out up to 10 Performance Partnership Pilots. Such Pilots shall be governed by the provisions of section 526 of division H of Public Law 113–76, except that in carrying out such Pilots section 526 shall be substituted for “FISCAL YEAR 2017” for “FISCAL YEAR 2014” in the title of subsection (b) and by substituting “September 30, 2021” for “September 30, 2018” each place it appears: Provided, That such pilots shall include communities that have experienced civil unrest.

(b) In addition, Federal agencies may use Federal discretionary funds that are made available in this Act to participate in Performance Partnership Pilots that are being carried out pursuant to the authority provided by section 526 of division H of Public Law 113–76, section 524 of division G of Public Law 113–235, and section 525 of division H of Public Law 114–113.

(c) Pilot sites selected under authorities in this Act and prior appropriations Acts may be granted by relevant agencies up to an additional two years to operate under such authorities.

Sect. 526. Not later than 30 days after the end of each calendar quarter, beginning with the fiscal quarter ending September 30, 2013, the Departments of Labor, Health and Human Services, and Education and the Social Security Administration shall provide the Committees on Appropriations of the House of Representatives and Senate a quarterly report on the status of balances of appropriations:

Provided, That balances that are unobligated and uncommitted, committed, and obligated but unexpended, the quarterly reports shall separately identify the amounts appropriated to each Appropriations Act (beginning with fiscal year 2012, or, to the extent feasible, earlier fiscal years) from which balances were derived.

This Act may be cited as the “Department of Labor, Health and Human Services, Education, and Related Agencies Appropriations Act, 2017.”

DIVISION I—LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2017

SECTION 1

LEGISLATIVE BRANCH

SENATE

EXPENSE ALLOWANCES

For expense allowances of the Vice President, $18,790; the President Pro Tempore of the Senate, $37,520; Majority Leader of the Senate, $39,920; Minority Leader of the Senate, $39,920; Majority Whip of the Senate, $9,980; Minority Whip of the Senate, $9,980;
Chairmen of the Majority and Minority Conference Committees, $4,690 for each Chairman; and Chairmen of the Majority and Minority Policy Committees, $4,690 for each Chairman; in all, $374,540.

**Representation Allowances for the Majority and Minority Leaders**

For representation allowances of the Majority and Minority Leaders of the Senate, $14,070 per such Leader; in all, $28,140.

**Salaries, Officers, and Employees**

For compensation of officers, employees, and others as authorized by law, including agency contributions, $182,287,812, which shall be paid from this appropriation as follows:

**Office of the Vice President**

For the Office of the Vice President, $2,417,290.

**Office of the President Pro Tempore**

For the Office of the President Pro Tempore, $723,466.

**Offices of the Majority and Minority Leaders**

For Offices of the Majority and Minority Leaders, $5,255,576.

**Offices of the Majority and Minority Whips**

For Offices of the Majority and Minority Whips, $3,359,424.

**Committee on Appropriations**

For salaries of the Committee on Appropriations, $15,142,000.

**Conference Committees**

For the Conference of the Majority and the Conference of the Minority, at rates of compensation to be fixed by the Chairman of each such committee, $1,658,000 for each such committee; in all, $3,316,000.

**Offices of the Secretaries of the Conference of the Majority and the Conference of the Minority**

For Offices of the Secretaries of the Conference of the Majority and the Conference of the Minority, $817,402.

**Policy Committees**

For salaries of the Majority Policy Committee and the Minority Policy Committee, $1,692,905 for each such committee; in all, $3,385,810.

**Office of the Chaplain**

For Office of the Chaplain, $436,886.

**Office of the Secretary**

For Office of the Secretary, $241,772,000.

**Office of the Sergeant at Arms and Doorkeeper**

For Office of the Sergeant at Arms and Doorkeeper, $70,900,000.

**Offices of the Secretaries for the Majority and Minority**

For Offices of the Secretaries for the Majority and the Secretary for the Minority, $1,810,000.

**Agency Contributions and Related Expenses**

For agency contributions for employee benefits, as authorized by law, and related expenses, $49,952,000.

**Office of the Legislative Counsel of the Senate**

For salaries and expenses of the Office of the Legislative Counsel of the Senate, $5,808,500.

**Office of Senate Legal Counsel**

For salaries and expenses of the Office of Senate Legal Counsel, $374,020.

**Expense Allowances of the Secretary of the Senate, Sergeant at Arms and Doorkeeper of the Senate, and Secretaries for the Majority and Minority of the Senate**

For expense allowances of the Secretary of the Senate, $7,110; Sergeant at Arms and Doorkeeper of the Senate, $7,110; Secretary for the Majority of the Senate, $7,110; Secretary for the Minority of the Senate, $7,110; in all, $28,440.

**Contingent Expenses of the Senate**

For expenses of inquiries and investigations ordered by the Senate, or conducted under paragraph 1 of rule XXVI of the Standing Rules of the Senate, section 112 of the supplemental Appropriations and Rescission Act, 1980 (Public Law 96–304), and Senate Resolution 281, 96th Congress, agreed to March 30, 1980, $18,365,000, of which $26,650,000 shall remain available until September 30, 2019.

**U.S. Senate Caucus on International Narcotics Control**

For expenses of the Caucus on International Narcotics Control, $508,000.

**Secretary of the Senate**

For expenses of the Office of the Secretary of the Senate, $10,250,000 of which $4,350,000 shall remain available until September 30, 2021 and of which $4,000,000 shall remain available until expended.

**Sergeant at Arms and Doorkeeper of the Senate**

For expenses of the Sergeant at Arms and Doorkeeper of the Senate, $126,335,000, which shall remain available until September 30, 2019.

**Miscellaneous Items**

For miscellaneous items, $20,870,349 which shall remain available until September 30, 2019.

**Senators’ Official Personnel and Office Expense Account**

For Senators’ Official Personnel and Office Expense Account, $390,000,000 of which $19,109,218 shall remain available until September 30, 2019.

**Office Mail Costs**

For expenses necessary for official mail costs of the Senate, $300,000.

**Administrative Provisions**

**Requiring Amounts Remaining in Senators’ Official Personnel and Office Expense Account to be Used for Debt Reduction or to Reduce the Federal Debt**

SEC. 1. Notwithstanding any other proviso of law directing that amounts under this Act be transferred for the Project approved by the Commission under clause (i) that are inconsistent with the Project before any additional amounts are transferred for the Project. No disbursements may be made from funds transferred under clause (i) that are inconsistent with the Project approved by the Commission under which the relevant transfer is based.

**Acceptance of Donations**

The Commission retains discretion whether or not to approve the acceptance of any donation to the fund regardless of whether the donation is intended for a conservation or restoration project under clause (i).

**Issuance of Guidelines**

The Commission may prescribe such guidelines as it deems necessary for the approval and transfer of any amounts under clause (i) and the return of any undisbursed amounts.

**Return of Unused Funds**

The Commission may require the return of amounts transferred under the Architect of the Capitol under clause (i) and not disbursed pursuant to an approved Project within five years of the transfer. Such amounts will be returned to the fund for use or disposition as the Commission shall determine appropriate. For purposes of this subsection, the Commission may, at any time, specify a date of return greater than five years transfer.

**Disbursement and Audit Responsibility**

Once amounts are transferred pursuant to clause (i), disbursements from transferred funds shall be made by the Architect of the Capitol on review of vouchers by the Architect of the Capitol and not subject to the audit provisions of clause (c)(6) of this section. Such disbursements shall be limited to purposes for which funds may be disbursed pursuant to this section.

**Termination**

The authority to transfer amounts to the Architect of the Capitol under clause (i) shall expire ten years after the date of its initial enactment. Any amounts transferred prior to the termination of authority to transfer may continue to be expended in accordance with this section.

**House of Representatives**

**Salaries and Expenses**

For salaries and expenses of the House of Representatives, $1,189,050,766, as follows:

**House Leadership Offices**

For salaries and expenses, as authorized by law, $22,278,891, including: Office of the Speaker, $6,865,417, including $5,000 for official expenses of the Speaker; Office of the Majority Floor Leader, $2,180,048, including $10,000 for official expenses of the Majority Leader; Office of the Minority Floor Leader, $1,662,471, including $35,000 for official expenses of the Minority Leader; Office of the Majority Whip, including the Chief Deputy
Majority Whip, $1,886,632, including $5,000 for official expenses of the Majority Whip; Office of the Minority Whip, including the Chief Deputy Minority Whip, $1,459,639, including $5,000 for official expenses of the Minority Whip; Republican Conference, $1,505,426; Democratic Caucus, $1,487,238; Provided, That such amount shall remain available for such salaries and expenses until December 31, 2017, except that $3,150,200 of such amount shall remain available until expended for committee room upgrading.

MEMBERS’ REPRESENTATIONAL ALLOWANCES

Including Members’ Clerk Hire, Official Expenses of Members, and Official Mail. For representational allowances, including Members’ clerk hire, official expenses, and official mail, $562,632,498.

COMMITTEE EMPLOYEES

STANDING COMMITTEES, SPECIAL AND SELECT

For salaries and expenses of standing committees, special and select, authorized by House resolutions, $127,053,373:

Credits to Members’ Representational Allowances to be Used for Deficit Reduction or to Reduce the Federal Debt

For committee employees, $20,271,004, including studies and examinations of executive agencies and temporary personal services for such committees, to be expended in accordance with the provisions of the Legislative Reorganization Act of 1946 and to be available for reimbursement to agencies for services performed:

Provided, That such amount shall remain available until expended for committee room upgrading.

COMMITTEE ON APPROPRIATIONS

For salaries and expenses of the Committee on Appropriations, $23,271,004, including the Committee Chairman, to be expended in accordance with the provisions of law, any amounts appropriated under this Act for “HOUSE OF REPRESENTATIVES—SALARIES AND EXPENSES—MEMBERS’ REPRESENTATIONAL ALLOWANCES” shall be available only for fiscal year 2017. Any amount remaining after all payments are made under such allowances for fiscal year 2017 shall be deposited in the Treasury and be available only for fiscal year 2018; provided, however, that if there is no Federal budget deficit after all such payments have been made, for reducing the Federal debt, in such manner as the Secretary of the Treasury considers appropriate.

REGULATIONS.—The Committee on Appropriations of the House of Representatives shall have authority to prescribe regulations not inconsistent with this section.

DEFINITION.—As used in this section, the term “Member of the House of Representatives” means a Representative in, or Delegate or Resident Commissioner to, the Congress.

DELIVERY OF BILLS AND RESOLUTIONS

For compensation and expenses of officers and employees, as authorized by law, $18,469,800, for salaries and expenses of the Office of the Clerk, including the positions of the Chaplain and the Historian, and including not more than $25,000 for official representation and reception expenses, of which not more than $20,000 is for the Family Room and not more than $2,000 is for the Office of the Clerk, $26,286,000, for salaries and expenses of the Office of the Sergeant at Arms, including the position of Superintendent of Garages and the Office of Emergency Management, and including not more than $10,000 for official representation and reception expenses, $15,505,000, of which $5,618,902 shall remain available until expended; for salaries and expenses of the Office of the Legislative Counsel, $8,979,000; for salaries and expenses of the Office of the Law Revision Counsel of the House, $3,167,000; for salaries and expenses of the Office of the Legislative Counsel of the House, $8,979,000; for salaries and expenses of the Office of Interparliamentary Affairs, $314,000; and for other authorized employees, $1,183,000.

LESION VEHICLES

For allowances and expenses as authorized by House resolution or law, $272,328,000, including: supplies, materials, administrative costs and Federal tort claims, $3,625,000; official mail for Members of the House; leadership offices; administrative offices of the House, $190,000; Government contributions for health, retirement, Social Security, and other applicable employee benefits, $2,345,300,000, to remain available until March 31, 2018; Business Continuity and Disaster Recovery, $15,000,000, of which $5,000,000 shall remain available until expended; transition activities for new Members and staff, $2,064,000, to remain available until expended; Repayment of General Fund obligations: a supplemental appropriation: a supplemental appropriation, $520,000,000, to remain available until expended; Office of Congressional Ethics, $1,658,000; and miscellaneous items including purchase, exchange, reinstallation, operation, and related expenses of House motor vehicles, interparliamentary receptions, and gratuities to heirs of deceased employees of the House, $720,000.

ADDITIONAL ADMINISTRATIVE PROVISIONS

Sec. 101. (a) Notwithstanding any other provision of law, any resolutions appropriated or available under this Act for “HOUSE OF REPRESENTATIVES—SALARIES AND EXPENSES—MEMBERS’ REPRESENTATIONAL ALLOWANCES” to be used for deficit reduction or to reduce the federal debt

SEC. 102. None of the funds made available in this Act may be used to deliver a printed copy of any version of the Congressional Record to the office of a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress) unless the Member considers appropriating a Delegate or Resident Commissioner to the Congress.

DELIVERY OF CONGRESSIONAL RECORD

Sec. 103. None of the funds made available by this Act may be used to deliver a printed copy of any version of the Congressional Record to the office of a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress).

Sec. 108. None of the funds made available by this Act may be used to deliver a printed copy of the United States House of Representatives Telephone Directory to the office of any Member of Representatives (including a Delegate or Resident Commissioner to the Congress).

OCEANS TRAVEL TO ACCOMPANY MEMBERS OF THE HOUSE LEADERSHIP

Sec. 110. (a) Travel expenses.—

(1) In general.—A member of the Capitol Police may travel outside of the United States for official duty if—

(A) the travel is within, or in preparation for, travel of a Member of the House of Representatives who holds a position in a House Leadership Office, including travel of the Member as part of a congressional delegation; and

(B) the Sergeant at Arms of the House of Representatives gives prior approval to the travel of the member of the United States Capitol Police.

(2) Definitions.—In this subsection—

(A) the term “House Leadership office” means an office of the House of Representatives, including any executive office, the Leadership Offices of any Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress) unless the Member considers appropriating a Delegate or Resident Commissioner to the Congress.

B REIMBURSEMENT FROM SERGEANT AT ARMS.—

(1) In general.—From amounts made available for salaries and expenses of the Office of the Sergeant at Arms of the House of Representatives, the Sergeant at Arms of the House of Representatives shall reimburse the Capitol Police for any employee of the Capitol Police who travels under the authority of this section.

(2) Use of amounts received.—Any amounts received by the Capitol Police for reimbursements under paragraph (1) shall be credited to the accounts established for the General expenses of the United States Capitol Police, and shall be available to carry out the purposes of such accounts during the fiscal year in which the amounts are received and the following fiscal year.

DELIVERY OF PRINTED BUDGET

Sec. 111. None of the funds made available by this Act may be used to deliver a printed
copy of the Budget of the United States Government; Analytical Perspectives, Budget of the United States Government; or the Appendix, Budget of the United States Government, to the Office of any Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress).

Section 612. No funds of the Committee on Transportation and Infrastructure shall be available to print or publication any copy of the Federal Register apart from a printed copy of the Federal Register for a Member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress) if the Member requests a copy.

Section 112. The head of any Federal entity that provides assistance to the House of Representatives in the House’s efforts to deter, prevent, mitigate, or remediate cybersecurity incidents, shall develop, implement, and enforce cybersecurity principles, procedures to limit the spread or sharing of assistance, including applying minimization procedures to the protection of personally identifiable information. The head of any Federal entity shall also develop, implement, and enforce an acceptable use policy that applies minimization procedures to the protection of privileged House and Member information.

Joint Items
For Joint Committees, as follows:

Joint Economic Committee
For salaries of the Joint Economic Committee, $1,263,000, to be disbursed by the Secretary of the Senate.

Joint Committee on Taxation
For salaries and expenses of the Joint Committee on Taxation, $10,095,000, to be disbursed by the Administrative Director of the Office of the House of Representatives.

For other joint items, as follows:

Office of the Attending Physician
For medical supplies, equipment, and contingent expenses of the emergency rooms, and for the Attending Physician and his assistants, including:

(1) an allowance of $2,175 per month to the Attending Physician;
(2) an allowance of $1,300 per month to the Senior Medical Officer;
(3) an allowance of $725 per month each to three medical officers on duty in the Office of the Attending Physician;
(4) an allowance of $725 per month to 2 assistants and $580 per month each not to exceed 11 for the basis heretofore provided for such assistants; and
(5) $2,780,000 for reimbursement to the Department of the Navy for expenses incurred for staff and equipment assigned to the Office of the Attending Physician, which shall be advanced and credited to the applicable appropriation or appropriations from which such allowances, and other expenses are payable and shall be available for all the purposes thereof, $3,388,000, to be disbursed by the Chief Administrative Officer of the House of Representatives.

Office of Congressional Accessibility Services
Salaries and Expenses
For salaries and expenses of the Office of Congressional Accessibility Services, $1,129,000, to be disbursed by the Secretary of the Senate.

Capitol Police
Salaries
For salaries of employees of the Capitol Police, including overtime, hazardous duty pay, contributions for health, retirement, social security, professional liability insurance, and other applicable employee benefits, $325,300,000 of which overtime shall not exceed $36,805,000 unless the Committee on Appropriations of the House and Senate are notified, to be disbursed by the Director of the Capitol Police or his designee.

General Expenses
For necessary expenses of the Capitol Police, including motor vehicles, communications and security equipment and installation, uniforms, weapons, supplies, materials, training, medical services, forensic services, stenographic services, personal and professional services, the employee assistance program, the awards program, postage, communication services, travel advances, relocation of instructor and liaison personnel, the Federal Law Enforcement Training Center, and not more than $5,000 to be expended on the certification of the Chief of the Capitol Police in connection with official representation and reception expenses, $58,000,000, to be disbursed by the Chief of the Capitol Police or his designee: Provided, That, notwithstanding any other provision of law, the cost of basic training for the Capitol Police at the Federal Law Enforcement Training Center for fiscal year 2017 shall be paid by the Secretary of Homeland Security from funds available to the Department of Homeland Security.

Administrative Provision
Authority to Dispose of Forfeited and Abandoned Property and to Accept Surplus or Obsolete Property Offered by Other Federal Agencies

Section 1001. (a) Section 1003(a) of the Legislative Branch Appropriations Act, 2003 (2 U.S.C. 1906(a)) is amended by striking “surplus or obsolete property of the Capitol Police” and inserting the following: “surplus or obsolete property of the Capitol Police, and property which $2,946,000 shall remain available until September 30, 2021.

Office of Compliance
Salaries and Expenses
For salaries and expenses of the Office of Compliance, as authorized by section 306 of the Congressional Accountability Act of 1995 (2 U.S.C. 1385), $3,059,000, of which $450,000 shall remain available until September 30, 2018: Provided, That not more than $600 may be paid for the executive compensation of the Executive Director of the Office of Compliance in connection with official representation and reception expenses.

Congressional Budget Office
Salaries and Expenses
For salaries and expenses necessary for operation of the Congressional Budget Office, including not more than $6,000 to be expended on the certification of the Director of the Congressional Budget Office in connection with official representation and reception expenses, $46,500,000.

Administrative Provision
Establishment of Senior Level Positions
Section 1101. (a) Notwithstanding the fourth sentence of section 303 of the Congressional Accountability Act of 1995 (2 U.S.C. 601(b)), the Director of the Congressional Budget Office may establish and fix the compensation of senior level positions in the Congressional Budget Office to meet critical scientific, technical, professional, or executive needs of the Office.

(b) Limitation on Compensation.—The annual rate of pay for any position established under this section may not exceed the annual rate of pay for level II of the Executive Schedule.

(c) Effective Date.—This section shall apply with respect to fiscal year 2017 and each succeeding fiscal year.

Architect of the Capitol
Capitol Construction and Operations
For salaries for the Architect of the Capitol, and other personal services, at rates of not more than $2,500 per day, provided by law; for necessary expenses for surveys and studies, construction, operation, and general and administrative support in connection with facilities and activities under the care of the Architect of the Capitol including the Botanic Garden; electrical substations of the Capitol, Senate and House office buildings, and other facilities under the jurisdiction of the Architect of the Capitol; including furnishings and office equipment; and for not more than $5,000 for official reception and representation expenses, to be done in accordance with the Architect of the Capitol may approve; for purchase or exchange, maintenance, and operation of a passenger motor vehicle, $92,957,000, of which $3,388,000 shall remain available until September 30, 2021.

Capitol Buildings
For all necessary expenses for the maintenance, care and operation of the Capitol, $32,584,000, of which $8,584,000 shall remain available until September 30, 2021.

Capitol Grounds
For all necessary expenses for the maintenance, care, and operation of the Capitol, $88,406,000, of which $27,944,000 shall remain available until September 30, 2021.

Senate Office Buildings
For all necessary expenses for the maintenance, care and operation of Senate office buildings; and furniture and furnishings to be expended under the control and supervision of the Architect of the Capitol, $88,406,000, of which $27,944,000 shall remain available until September 30, 2021.

House Office Buildings
For all necessary expenses for the maintenance, care and operation of House office buildings, $185,731,000, of which $61,404,000 shall remain available until September 30, 2021, and of which $82,000,000 shall remain available until expended for the restoration and renovation of the Cannon House Office Building.

In addition, for a payment to the House Historical Preservation and Trust Fund, $17,000,000, to remain available until expended.

Capitol Power Plant
For all necessary expenses for the maintenance, care, and operation of the Capitol Power Plant; lighting, heating, power (including the purchase of electrical energy) and water and sewer services for the Capitol, Senate, and House Office Buildings, the Library of Congress buildings, and the grounds about the same, Botanic Garden, Senate garage, and air conditioning refrigeration not supplied from plants in buildings; heating the Government Publishing Office and Washington City Post Office, and heating and chilled water for air conditioning for the Supreme Court Complex, the Thurgood Marshall Federal Judiciary Building and the Folger...
Shakespeare Library, expenses for which shall be advanced or reimbursed upon request of the Architect of the Capitol and amounts so received shall be deposited into the Treasury of the United States as a revolving fund to be known as the “Flag Office Revolving Fund” (in this section referred to as the “Fund”) for services provided for the operation of the Library buildings and grounds, $47,080,000, of which not more than $33,619,000 shall remain available until September 30, 2021.

**C A P I T O L  V I S I T O R  C E N T E R**

For all necessary expenses of the operation of the Capitol Visitor Center, $20,033,000, of which $2,500,000 shall remain available until September 30, 2021.

**B O T A N I C  G A R D E N**

For all necessary expenses for the maintenance, care and operation of the Botanic Garden and the nurseries, buildings, grounds, and collections; and purchase and exchange, maintenance and operation of a passenger motor vehicle; all under the direction of the Joint Committee on the Library, $14,067,000, of which $1,054,000 shall remain available until September 30, 2021: Provided, That, of the amount made available under this heading, the Architect of the Capitol may obligate and expend such sums as may be necessary for the maintenance, care and operation of the National Garden established under section 307E of the Legislative Branch Appropriations Act, 1974 (2 U.S.C. 2146), upon vouchers approved by the Architect of the Capitol or a duly authorized designee.

**C A P I T O L  V I S I T O R  C E N T E R**

For all necessary expenses for the operation of the Capitol Visitor Center, $20,033,000.

**A D M I N I S T R A T I V E  P R O V I S I O N S**

No bonuses for contractors behind schedule or over budget

SEC. 1201. None of the funds made available in this Act for the Architect of the Capitol may be used to make incentive or award payments to contractors for work on contracts or programs for which the contractor is behind schedule or over budget, unless the Architect of the Capitol, or agency-employed designee, determines that any such deviations are due to unforeseeable events, government-driven scope changes, or are not significant with regard to the overall scope of the project and/or program.

**S C R I M S**

SEC. 1202. None of the funds made available by this Act may be used for services containing photographic or building facades during restoration or construction projects performed by the Architect of the Capitol.

**F L A G  O F F I C E  R E V O L V I N G  F U N D**

SEC. 1203. (a) ESTABLISHMENT.—There is established in the Treasury of the United States a revolving fund to be known as the “Flag Office Revolving Fund” (in this section referred to as the “Fund”) for services provided for the operation of the Capitol (in this section referred to as the “Flag Office”).

(b) DEPOSIT OF FEES.—The Architect of the Capitol shall deposit in the Treasury any fees charged for services described in subsection (a) into the Fund.

**C O N T E N T S  O F  F U N D**

The Fund shall consist of the following amounts:

(1) Amounts deposited by the Architect of the Capitol under subsection (b).

(2) Any disbursements made by the Architect of the Capitol which are attributable to services provided by the Flag Office.

(3) Such other amounts as may be appropriated under this Act.

(4) Amounts necessary to carry out the authorized levels in the Fallen Heroes Flag Act of 2016.


SEC. 1204. (a) Available balances of expired Architect of the Capitol appropriations shall be available for obligation to the Architect of the Capitol for reimbursing employee compensation Account (as established by section 909 of the Social Security Act) for any amounts paid with respect to unemployment compensation claims for employees of the Architect of the Capitol, notwithstanding any other provision of law, without regard to the fiscal year for which the obligation to make such payments is incurred.

(b) This section shall apply with respect to fiscal year 2017 and each succeeding fiscal year.

**A R C H I T E C T  O F  T H E  C A P I T O L  C O N T R A C T I N G**

SEC. 1205. In addition to recourses available under existing procedures, the Architect of the Capitol shall establish, document, and follow policies and procedures for suspension or debarment of contractors or proceedings for suspension or debarment of contractors or persons for which the contractor is behind schedule or over budget, unless the Architect of the Capitol, or agency-employed designee, determines that any such deviations are due to unforeseeable events, government-driven scope changes, or are not significant with regard to the overall scope of the project and/or program.

**C O P Y R I G H T  O F F I C E**

**S A L A R I E S  A N D  E X P E N S E S**

For all necessary expenses of the Library of Congress not otherwise provided for, in including development and maintenance of the Library’s catalogs; custody and custodial care of the Library buildings; special clothing; cleaning, laundering and repair of uniforms; preservation of motion pictures in the custody of the Library; operation and maintenance of the American Folklife Center in the Library of Congress not otherwise provided for, in catalog records and other publications of the Library; hire or purchase of one passenger motor vehicle; and expenses of the Library of Congress Trust Fund Board not properly chargeable to the income of any trust fund held by the Board, $56,825,000, of which not more than $33,619,000 shall remain available until September 30, 2021: Provided, That the total amount available for obligation shall be reduced by the amount by which collections are less than $39,548,000: Provided further, That not more than $100,000 of the amount appropriated is available for the maintenance of an “International Copyright Institute” in the Copyright Office of the Library of Congress for the purpose of training nationals of developing countries in intellec- tual property laws and policies: Provided further, That the amount available for obligations under this heading which are attributable to royalty fees and payments received by the Copyright Office pursuant to the Copyright Act of 1976 shall not be made available under this heading which are attributable to royalty fees and payments received by the Copyright Office pursuant to the Copyright Act of 1976.
Judges program, with the exception of the costs of salaries and benefits for the Copyright Royalty Judges and staff under section 802(e).

**Congressional Research Service SALARIES AND EXPENSES**

For all necessary expenses to carry out the provisions of section 203 of the Legislative Reorganization Act of 1946 (2 U.S.C. 166) and to revise and extend the Annotated Constitution of the United States of America, $107,945,234: Provided, That no part of such amount may be used to pay any salary or expense in connection with any publication, or preparation thereof (except the Digest of Public General Bills), to be issued by the Library of Congress unless such publication has obtained prior approval of either the Committee on House Administration of the House of Representatives or the Committee on Rules and Administration of the Senate.

**Books for the Blind and Physically Handicapped SALARIES AND EXPENSES**

For all necessary expenses to carry out the Act of March 3, 1931 (chapter 400; 46 Stat. 1497; 2 U.S.C. 135a), $50,248,000: Provided, That of the amount appropriated, $550,000 shall be available to contract to provide newspapers to blind and physically handicapped residents at no cost to the individual.

**Agency Business Operations REIMBURSABLE AND REVOLVING FUND ACTIVITIES**

SEC. 1301. (a) IN GENERAL.—For fiscal year 2017, the obligatory authority of the Librarian of Congress for the activities described in subsection (b) may not exceed $188,188,000.

(b) ACTIVITIES.—The activities referred to in subsection (a) are reimbursable and revolvi ng activities that are funded from sources other than appropriations to the Library in appropriations Acts for the legislative branch.

**Library of Congress National Collection STEWARDSHIP FUND**

SEC. 1302. (a) ESTABLISHMENT.—There is hereby established in the Treasury of the United States, as an account for the Librarian of Congress, the “Library of Congress National Collection Stewardship Fund” (hereinafter in this section referred to as the “Fund”).

(b) CONTENTS OF FUND.—The Fund shall consist of the following amounts:

(1) Such amounts as may be transferred by the Librarian from available amounts appropriated for any fiscal year for the Library of Congress under the heading “Salaries and Expenses”.

(2) Such amounts as may be transferred by the Librarian from funds appropriated in any fiscal year for the Library of Congress for the purpose of providing collection materials for the Library of Congress for long-term storage.

(3) Such amounts as may be transferred by the Librarian from funds appropriated in any fiscal year for the Library of Congress for the purpose of providing collection materials for the Library of Congress for long-term storage.

(c) USE OF AMOUNTS.—Amounts in the Fund may be used by the Librarian as follows:

(1) The Librarian may use amounts directly for the purpose of providing collection materials for the Library of Congress for long-term storage.

(2) The Librarian may transfer amounts to the Architect of the Capitol for the purpose of designing, constructing, altering, upgrad ing, and equipping collections preservation and storage facilities for the Library of Congress, or for the purpose of acquiring real property by lease for the preservation and storage of Library of Congress collections in accordance with section 1102 of the Legislative Branch Appropriations Act, 2009 (2 U.S.C. 1823a).

(d) CONTINUING AVAILABILITY OF FUNDS.—Any amounts in the Fund shall remain available until expended.

(e) COSTS OF WORK.—Not later than 180 days after the end of each fiscal year, the Librarian shall submit a joint report on the Fund to the Joint Committee on the Library and the Committees on Appropriations of the House of Representatives and Senate.

(f) INITIAL 5–YEAR PLAN.—Not later than 6 months after the enactment of this Act, the Librarian shall submit to the Joint Committee on the Library and the Committees on Appropriations of the House of Representatives and Senate a report providing a plan for expenditures from the Fund for the first 5 fiscal years of the Fund’s operation.

(g) NOTIFICATION OF TRANSFERS.—Prior to any transfer into the Fund, the Librarian shall notify the Joint Committee on the Library and the Committees on Appropriations of the House and the Senate of the amount and origin of funds to be transferred.

(h) EFFECTIVE DATE.—This section shall apply with respect to fiscal year 2017 and each succeeding fiscal year.

**GOVERNMENT PUBLISHING OFFICE CONGRESSIONAL PUBLISHING (INCLUDING TRANSFER OF FUNDS)**

For authorized publishing of congressional information and the distribution of congressional information in any format; expenses necessary for preparing the semimonthly and session index to the Congressional Record, as authorized by section 802(e) of title 44, United States Code; publishing of Government publications authorized by law to be distributed to Members of Congress; and publishing, and related expenses necessary for preparing publications authorized by law to be distributed without charge to the recipient, $79,736,000: Provided, That this appropriation shall not be available for paper copies of the permanent edition of the Congressional Record for individual Representatives, Resident Commissioners or Delegates authorized under section 802(e) of title 44, United States Code: Provided further, That the appropriation shall be available for the payment of obligations incurred under the appropriations for similar purposes for preceding fiscal years: Provided further, That notwithstanding the 2-year limitation under section 718 of title 44, United States Code, none of the funds appropriated or made available under this Act or any other Act for printing and binding and related services provided to Congress under chapter 7 of title 44, United States Code, may be used to pay the equivalent of the rate of publication after the 27-month period beginning on the date such document, report, or publication is authorized by Congress to be printed, unless Congress authorizes printing in accordance with section 718 of title 44, United States Code: Provided further, That any unobligated or unexpended balances in this account or accounts for similar purposes for preceding fiscal years may be transferred to the Government Publishing Office Business Operations Revolving Fund for carrying out the purposes of this heading, subject to the approval of the Committees on Appropriations of the House of Representatives and Senate.

**GOVERNMENT PUBLISHING OFFICE BUSINESS OPERATIONS REVOLVING FUND**

For payment to the Government Publishing Office Business Operations Revolving Fund, $7,832,000, to remain available until expended, for: Information technology development and facilities repair: Provided, That the Government Publishing Office is hereby authorized to make such expenditures, within the limits of funds available and in accordance with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 9104 (5 U.S.C. 3101 note) of title 5, United States Code: Provided further, That the amounts necessary in carrying out the programs and purposes set forth in the budget for the current fiscal year for the Government Publishing Office Business Operations Revolving Fund: Provided further, That no more than $7,500 may be expended on the certification of the Director of the Government Publishing Office in connection with such dual representation and reception expenses: Provided further, That the Business Operations Revolving Fund shall be available for the hire of temporary or intermittent personnel, or purchase of passenger motor vehicles: Provided further, That expenditures in connection with travel expenses of the advisory councils to the Director of the Government Publishing Office shall be deemed necessary to carry out the provisions of title 44, United States Code: Provided further, That the Business Operations Revolving Fund shall be available for temporary or intermittent services under section 3109(b) of title 5, United States Code, but at rates for individuals not more than 1.5 times the basic pay for level V of the Executive Schedule under section 5316 of such title: Provided further, That activities financed through the Government Publishing Office Business Operations Revolving Fund shall be available for providing information in any format: Provided further, That the Business Operations Revolving Fund and the funds provided under the heading “Public Information Programs of the Superintendent of Documents” may not be used for contracted security services at Government Publishing Office’s passport facilities in the District of Columbia.

**GOVERNMENT ACCOUNTABILITY OFFICE SALARIES AND EXPENSES**

For necessary expenses of the Government Accountability Office, including not more than $12,500 to be expended on the certificating of the official seal of the United States in connection with official representation and reception expenses; temporary or intermittent services under section 3109(b) of title 5, United States Code, but at rates for individuals not more than 1.5 times the basic pay for level V of the Executive Schedule under section 5316 of such title; hire of one passenger motor vehicle; advance payments in foreign countries in accordance with section 3324 of title 31, United States Code: Provided that no funds provided under this heading shall be available for salaries payable under sections 901(5), (6), and (8) of the Foreign Service Act of 1980 (22 U.S.C. 4081(5), (6),
and (b); and under regulations prescribed by the Comptroller General of the United States, rental of living quarters in foreign countries, $544,505,919: Provided, That, in addition to any other amounts appropriated for administrative expenses of any other department or agency which is a member of the National Intergovernmental Audit Forum established under section 313 of the Legislative Branch Appropriations Act, 2003 (2 U.S.C. 115l), $5,600,000 shall be available under this Act for any consulting services provided under this Act for any department or agency which is a member of a Regional Intergovernmental Audit Forum; Provided further, That the Comptroller General and appropriate committees of Congress may use such funds as administrative expenses of any other department or agency which is a member of the National Intergovernmental Audit Forum for the rental of living quarters in foreign countries, with respect thereto.

Such expenditures are a matter of public administration and for the Senate issued by the Committee on Appropriations, and for the House issued by the Committee on House Administration.
of 1980 (Public Law 96-465), as it relates to post inspections: Provided, That of the funds appropriated under this heading, $13,060,000 may remain available until September 30, 2018.

EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

For expenses of educational and cultural exchange programs, as authorized, $634,154,000, to remain available until expended, of which not less than $240,000,000 shall be for the Fulbright Program and not less than $111,360,000 shall be for Citizen Exchanges and $41,000,000 shall be for the Congress-Bundestag Youth Exchange: Provided, That fees or other payments received from, or in connection with, English teaching, exchange and consulting programs, and exchange visitor programs as authorized may be credited to this account, to remain available until expended: Provided further, That a portion of the Fulbright awards from the Eurasia and Central Asia regions shall be designated as Edmund S. Muskie Fellowships, following consultation with the Committees on Appropriations: Provided further, That Department of State-designated sponsors may not issue a Form DS-2019 (Certificate of Eligibility for Exchange Visitor Status) to place student participants in seafood product preparation or packaging positions in the Summer Work Travel program in fiscal year 2017 unless prior to, or simultaneous with, the sponsor provides to the Secretary of State a description of such program and verifies in writing to the Secretary that such program fully complies with part 62 of title 22 of the Code of Federal Regulations, notwithstanding subsection section 62.32(b)(16) of such part, and with the requirements specified in Senate Report 114-290. Provided further, That any substantive modifications from the prior fiscal year to programs funded by this Act under this heading shall be subject to prior consultation with, and the regular notification procedures of, the Committees on Appropriations.

REPRESENTATION EXPENSES

For representation expenses as authorized, $8,930,000.

PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

For expenses, not otherwise provided, to enable the Secretary of State to provide for extraterritorial security services, as authorized, $30,344,000, to remain available until September 30, 2018.

EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

For necessary expenses, except for carrying out the Foreign Security Buildings Act of 1926 (22 U.S.C. 292 et seq.), preserving, maintaining, repairing, and planning for buildings that are owned or directly leased by the Department of State, renovating, in addition to funds otherwise available, the Harry S Truman Building, and carrying out the Diplomatic Reception Rooms Program as authorized, $759,161,000, to remain available until expended, of which not to exceed $25,000,000 may be used for domestic and overseas representation expenses: Provided, That none of the funds appropriated in this paragraph shall be available for acquisition of furniture, furnishings, or generators for other Federal agencies or any other agencies of the United States Government.

In addition, for the costs of worldwide security upgrades, acquisition, and construction of peacekeeping facilities, $268,906,000, to remain available until expended: Provided, That not later than 45 days after enactment of this Act, the Secretary of State shall submit to the Committees on Appropriations any proposed allocation of funds made available under this heading and the actual and anticipated proceeds of sales for all projects in fiscal year 2017.

EMERGENCIES IN THE DIPLOMATIC AND CONSULAR SERVICE

For necessary expenses to enable the Secretary of State to respond to unforeseen emergencies arising in the Diplomatic and Consular Service, as authorized, $7,900,000, to remain available until expended, of which not to exceed $1,200,000 may be transferred to, and merged with, funds otherwise available by this Act under the heading “Repatriation Loans Program Account”, subject to the same terms and conditions.

REPATRIATION LOANS PROGRAM ACCOUNT

For the cost of direct loans, $1,300,000, as authorized: 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 such funds are available to subsidize gross obligations for the principal amount of direct loans not to exceed $2,483,545.

PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

For necessary expenses to carry out the Taiwan Relations Act (Public Law 96-4), $31,963,000.

INTERNATIONAL CENTER, WASHINGTON, D.C.

Not to exceed $8,030,000 shall be derived from fees collected from other executive agencies for lease or use of facilities at the International Center in accordance with section 4 of the International Center Act (Public Law 90-553), and, in addition, as authorized by section 5 of such Act, $1,320,000, to be derived from the reserve authorized by such section, to be used for the purposes set out in that section.

PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

For payment to the Foreign Service Retirement and Disability Fund, as authorized, $158,900,000.

INTERNATIONAL ORGANIZATIONS

CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

For necessary expenses, not otherwise provided, to support the United States membership in international multilateral organizations, pursuant to treaties ratified by the Senate, conventions or specific Acts of Congress, $3,262,966,000: Provided, That the Secretary of State shall, at the time of the submission of the President's budget to Congress and the Committees on Appropriations under United States Code, transmit to the Committees on Appropriations the most recent biennial budget prepared by the United Nations for the operations of the United Nations: Provided further, That none of the funds made available by this Act shall be obligated or expended for any new or expanded United Nations peacekeeping mission unless in advance of voting for such mission in the United Nations Security Council (or in an emergency as far in advance as is practicable), the Committees on Appropriations are notified of: (1) the estimated cost and duration of the mission, the objectives of the mission, the national interest that will be served, and the exit strategy; and (2) the sources of funds, including any reprogramming or transfers, that will be used to pay the cost of the new or expanded mission for the fiscal years: Provided further, That none of the funds appropriated under this heading may be made available for obligation unless the Secretary of State certifies to the Committees on Appropriations on a peacekeeping mission-by-mission basis that the United Nations is implementing effective policies and procedures to prevent United Nations employees, contractor personnel, and peacekeeping troops serving in such mission from trafficking in persons, exploiting the trafficking of women and children, including employees and contractors, including children, and among United Nations employees, contractor personnel, and peacekeeping troops serving in such mission, and, if so, the policies and procedures to prevent such practices: Provided further, That the Secretary of State shall work with the United Nations and foreign governments contributing peacekeeping troops to implement such policies and procedures to prevent such practices: Provided further, That such funds shall be available for peacekeeping expenses unless the Secretary of State certifies to the Committees on Appropriations that such contributions to the United Nations regular budget, and the Committees on Appropriations shall be notified when such credits are applied to any assessed contribution, including any payment of arrears: Provided further, That any notification regarding funds made available under this heading may be made available under this Act or prior Acts making appropriations for the Department of State, foreign operations, and related programs, submitted pursuant to section 7045 of this Act, section 34 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2706), or any operating plan submitted pursuant to section 7070 of this Act, shall include an evaluation of the United Nations contribution to an international organization by such organization for loans incurred on or after October 1, 1994, through external borrowings.

CONTRIBUTIONS FOR INTERNATIONAL PEACEMAKING ACTIVITIES

For necessary expenses to pay assessed and other expenses of international peacemaking activities directed to the maintenance or restoration of international peace and security, $352,964,000, of which 15 percent shall remain available until September 30, 2018: Provided further, That none of the funds made available by this Act shall be obligated or expended for any new or expanded United Nations peacekeeping mission unless in advance of voting for such mission in the United Nations Security Council (or in an emergency as far in advance as is practicable), the Committees on Appropriations are notified of: (1) the estimated cost and duration of the mission, the objectives of the mission, the national interest that will be served, and the exit strategy; and (2) the sources of funds, including any reprogramming or transfers, that will be used to pay the cost of the new or expanded mission for the fiscal years: Provided further, That none of the funds appropriated under this heading may be made available for obligation unless the Secretary of State certifies to the Committees on Appropriations on a peacekeeping mission-by-mission basis that the United Nations is implementing effective policies and procedures to prevent United Nations employees, contractor personnel, and peacekeeping troops serving in such mission from trafficking in persons, exploiting the trafficking of women and children, including employees and contractors, including children, and among United Nations employees, contractor personnel, and peacekeeping troops serving in such mission, and, if so, the policies and procedures to prevent such practices: Provided further, That the Secretary of State shall work with the United Nations and foreign governments contributing peacekeeping troops to implement such policies and procedures to prevent such practices: Provided further, That such funds shall be available for peacekeeping expenses unless the Secretary of State certifies to the Committees on Appropriations that such contributions to the United Nations regular budget, and the Committees on Appropriations shall be notified when such credits are applied to any assessed contribution, including any payment of arrears: Provided further, That any notification regarding funds made available under this heading may be made available under this Act or prior Acts making appropriations for the Department of State, foreign operations, and related programs, submitted pursuant to section 7045 of this Act, section 34 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2706), or any operating plan submitted pursuant to section 7070 of this Act, shall include an evaluation of the United Nations contribution to an international organization by such organization for loans incurred on or after October 1, 1994, through external borrowings.

Provided further, That none of the funds appropriated under this heading shall be available for a United Nations contribution to an international organization for the United States contribution to an international organization by such organization for loans incurred on or after October 1, 1994, through external borrowings.

REPUBLIC OF TAIWAN

For expenses for the Republic of China, $46,396,000.
equipment, services, and material for United Nations peacekeeping activities equal to those being given to foreign manufacturers and suppliers: Provided further, That none of the funds appropriated or otherwise made available under this heading may be used for any United Nations peacekeeping mission that will involve United States Armed Forces under United States operational control of a foreign national, unless the President’s military advisors have submitted to the President a recommendation that such involvement is in the national interest of the United States and the President has submitted to Congress such a recommendation: Provided further, That not later than June 30, 2018, and not later than the end of fiscal year 2017, the Secretary of State shall report to the Committees on Appropriations any credits attributable to the United States, including those resulting from United Nations peacekeeping missions or the United Nations Tax Equalization Fund, and provide updated fiscal year 2017 and fiscal year 2018 assessment costs including offsets from available credits: Provided further, That any such credits shall only be available for United States assessed contributions to United Nations peacekeeping missions and the Committees on Appropriations shall be notified when such credits are applied to any assessed contribution, including any payment: Provided further, That any notification regarding funds appropriated or otherwise made available under this heading in this Act or prior Acts making appropriations shall be included in the Committees on Appropriations for the International Joint Commission, and the Committees on Appropriations shall be notified when such credits are applied to any such credits shall only be available for United Nations peacekeeping missions or the United Nations Tax Equalization Fund, and provide updated assessment costs including offsets from available credits: Provided further, That any payment of arrearages with funds appropriated by this Act or prior Acts making appropriations shall be included in the Committees on Appropriations for the International Joint Commission, and the Committees on Appropriations shall be notified when such credits are applied to any such credits shall only be available for

ITALIAN AVIATION FUND

notified when such credits are applied to any such credits shall only be available for

UNITED STATES AND PROVIDE UPAN ANY OPERATING PLAN SUBMITTED PURSUANT TO

1997, the Secretary of State shall notify the International Joint Commission, and the respective commissions pursuant to section 3324 of title 31, United States Code.

RELATED AGENCY

BROADCASTING BOARD OF GOVERNORS

INTERNATIONAL BROADCASTING OPERATIONS

For necessary expenses to enable the Broadcasting Board of Governors (BBG), as authorized, to carry out international communication activities, and to make and support grants for radio, television, and Internet broadcasting to the Middle East, $772,108,000: Provided, That in addition to amounts otherwise available for such purposes, up to $50,000,000 may be appropriated under this heading may remain available until expended for satellite transmis-

For necessary expenses of the Broadcasting Board of Governors, not otherwise provided for, as authorized by law, $37,502,000: Provided, That the United States share of such costs shall be allocated among the respective commissions pursuant to section 3324 of title 31, United States Code.

INTERNATIONAL FISHERIES COMMISSIONS

For necessary expenses of the International fisheries commissions, not otherwise provided for, as authorized by law, $772,108,000: Provided, That the total amount appropriated under this heading, not to exceed $45,000,000 may be used for representation expenses, of which $10,000 may be used for representation expenses of Radio Free Europe/Radio Liberty: Provided further, That the BBG shall notify the Committees on Appropriations within 15 days of any determination by the BBG that any of its broadcast entities, including its grantee organizations, provides an open platform for international terrorists or those who support international terrorism, or is in violation of the principles and standards set forth in subsections (a) and (b) of section 303 of the United States International Broadcasting Act of 1994 (22 U.S.C. 6202) or the entity’s journalistic code of ethics: Provided further, That significant modifications, or at least annual modifications, that have justified Congress, including changes to transmission platforms (short-

For necessary expenses of the Broadcasting Board of Governors, not otherwise provided for, as authorized by law, $37,502,000: Provided, That the International Joint Commission, and the respective commissions pursuant to section 3324 of title 31, United States Code.

2017, to remain available until expended: Provided, That none of the funds appropriated hereby shall be used to pay any salary or other compensation, or to enter into any contract providing for the payment thereof, in excess of the rate authorized by section 5376 of title 5, United States Code; or for purposes which are not in accordance with section 200 of title 2 of the Code of Federal Regulations, including the restrictions on compensation for personal services.

ISRAELI ARAB SCHOLARSHIP PROGRAM

For necessary expenses of the Israeli Arab Scholarship Program, as authorized by section 214 of the Foreign Relations Authorization Act, Fiscal Years 1992 and 1993 (22 U.S.C. 2452), all interest and earnings accruing to the Israeli Arab Scholarship Fund on or before September 30, 2017, to remain available until expended.

EAST-WEST CENTER

To enable the Secretary of State to provide for carrying out the programs of the Center for Cultural and Technical Interchange Between East and West Act of 1960, by grant to the Center for Cultural and Technical Interchange Between East and West in the State of Hawaii, $16,700,000.

NATIONAL ENDOWMENT FOR DEMOCRACY

For grants made by the Department of State to the National Endowment for Democracy, as authorized by the National Endowment for Democracy Act (22 U.S.C. 4412), $170,000,000, to remain available until expended, of which $117,500,000 shall be allocated in the traditional and customary manner, $4,000,000 shall be available for grants to the core institutes, and $52,500,000 shall be for democracy programs.

OTHER COMMISSIONS

COMMISSION FOR THE PRESERVATION OF AMERICA’S HERITAGE ABROAD

For necessary expenses for the Commission for the Preservation of America’s Heritage Abroad, $888,000, as authorized by chapter 3123 of title 54, United States Code: Provided, That the Commission may procure temporary, intermittent, and other services not otherwise provided for, as authorized by law, $9,700,000, to remain available until expended, as authorized.
That such authority shall terminate on October 1, 2017: Provided further, That the Commission shall notify the Committees on Appropriations prior to exercising such authority.

UNITED STATES COMMISSION ON INTERNATIONAL RELIGIOUS FREEDOM

For necessary expenses for the United States Commission on International Religious Freedom authorized by title II of the International Religious Freedom Act of 1998 (22 U.S.C. 6431 et seq.), $3,500,000, to remain available until September 30, 2018, including not more than $4,000 for representation expenses.

COMMISSION ON SECURITY AND COOPERATION IN EUROPE

For necessary expenses of the Commission on Security and Cooperation in Europe, as authorized by Public Law 94–304, $2,579,000, including not more than $4,000 for representation expenses, to remain available until September 30, 2018.

CONGRESSIONAL-EXECUTIVE COMMISSION ON THE PEOPLE’S REPUBLIC OF CHINA

For necessary expenses of the Congressional-Executive Commission on the People’s Republic of China authorized by title III of the U.S.-China Relations Act of 2000 (22 U.S.C. 6911 et seq.), $2,000,000, including not more than $3,000 for representation expenses, to remain available until September 30, 2018.

UNITED STATES-CHINA ECONOMIC AND SECURITY REVIEW COMMISSION

For necessary expenses of the United States-China Economic and Security Review Commission, as authorized by section 1238 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (22 U.S.C. 7002), $3,500,000, including not more than $4,000 for representation expenses, to remain available until September 30, 2018: Provided, That the authorities, requirements, limitations, and conditions contained in the second through sixth proviso under this heading are not available for any purpose related to the operations of the Office of Inspector General of the United States Agency for International Development.

TITLE III

BILATERAL ECONOMIC ASSISTANCE

For necessary expenses to carry out the provisions of section 667 of the Foreign Assistance Act of 1961, and for other purposes, as follows:

GLOBAL HEALTH PROGRAMS

For necessary expenses to carry out the provisions of chapters 1 and 3 of part I of the Foreign Assistance Act of 1961, for global health activities, in addition to funds otherwise available for such purposes, $2,054,959,000, to remain available until September 30, 2018, and which shall be appropriated directly to the United States Agency for International Development: Provided, That the amount made available for training, equipment, and technical assistance to build the capacity of public health institutions and organizations in developing countries, and for such activities as: (1) child survival and maternal health programs; (2) immunization and oral rehydration programs; (3) other health, nutrition, water and sanitation programs which directly address the needs of mothers and children, and related education programs; (4) assistance for children displaced or orphaned by causes other than AIDS, such as the prevention, treatment, control, and, research on HIV/AIDS, tuberculosis, polio, malaria, and other infectious diseases including neglected tropical diseases; (5) assistance to communities severely affected by HIV/AIDS, including children infected or affected by AIDS; (6) disaster preparedness training for up to $1,000,000 may be used to prepare for, and respond to, unanticipated and emerging global health threats; and (8) family planning/reproductive health, the amounts made available under this Act may be used to purchase, distribute, and/or provide the contraceptives and training necessary to meet the requirements contained in paragraph (4) of this proviso, the Administrator shall submit to the Committees on Appropriations a report containing a description of such provision and the corrective action taken by the Agency: Provided further, That in awarding grants for natural family planning under section 104 of the Foreign Assistance Act of 1961: Provided further, That none of the funds made available under this Act may be used to pay for the performance of abortion as a method of family planning or to motivate or coerce any person to practice abortions: Provided further, That nothing in this paragraph shall be construed to alter any existing statutory prohibitions or any provision of section 104 of the Foreign Assistance Act of 1961: Provided further, That none of the funds made available under this Act may be used to provide abortion services or to transition to any person to practice abortions: Provided further, That in order to reduce reliance on abortion in developing nations, funds shall be available only to voluntary family planning programs of general family planning services available directly or through referral to, or information about access to, a broad range of family planning methods and services, and that any such voluntary family planning program shall meet the following requirements: (1) service providers or referral agents in the project shall not implement or be subject to quotas, or other numerical targets, of total number of births, number of family planning acceptors, or acceptors of a particular method of family planning; (2) the project shall not deny any right or benefit, including the right of access to participate in any program of general family planning, or the right of access to health care, as a consequence of any individual’s decision not to accept family planning services; (4) the project shall provide comprehensive information on the health benefits and risks of the method chosen, including those conditions that might result from the use of the method and those adverse side effects known to be consequent to the use of the method; and (5) the project shall ensure that experimental contraceptive drugs and devices and medical procedures are provided only in the context of a scientific study in which participants are advised of potential risks and benefits; and, and, not less than 90 days after the date on which USAID enters into a contract or determination that there has been a violation of the requirements contained in paragraph (1), (2), (3), or (5) of this proviso, or that a pattern or practice of violations of the requirements contained in paragraph (4) of this proviso, the Administrator shall submit to the Committees on Appropriations a report containing a description of such provision and the corrective action taken by the Agency: Provided further, That in awarding grants for natural family planning under section 104 of the Foreign Assistance Act of 1961: Provided further, That any determination made under the previous proviso must be made not later than 6 months after the date of enactment of this Act, and must be accompanied by the evidence and criteria used to make the determination.
for purposes of this or any other Act author-
izing or appropriating funds for the Depart-
ment of State, foreign operations, and re-
lated programs, the term "motivate", as it relates to funding assistance, shall not be con-
strued to prohibit the provision, consistent with local law, of information or counseling about all pregnancy options: Provided
further, That funds appropriated under this
paragraph may be made available, notwith-
standing any other provision of law, except
for the United States Leadership Against
HIV/AIDS, Tuberculosis, and Malaria Act of
2003 (Public Law 108–25), as amended, for,
administering, coordinating, and otherwise
providing for assistance administered by the
Office of the United States Coordinator
for Global Health Programs for public health
assistance for such countries shall be admin-
istered by the Office of the United States
Agency for International Development, pursuant
to section 502(b)(3) and (5) of Public Law
98–164, and section 620M of the Foreign Assistance
Act of 1961: Provided further, That funds appro-
priated under this heading shall be subject to the
regular notification procedures of the Com-
mittees on Appropriations, except that such
funds provided as a gift that are used for pur-
poses of the Global Fund in fiscal year
2017 may be made available to USAID for
technical assistance related to the activi-
ties of the Global Fund, subject to the reg-
ular notification procedures of the Commit-
tees on Appropriations: Provided further,
That the funds appropriated under this
paragraph, up to $17,000,000 may be made
available, in addition to amounts otherwise
available for such purposes, for administra-
tive expenses of the Office of the United
States Global AIDS Coordinator.

INTERNATIONAL DISASTER ASSISTANCE
For necessary expenses to carry out the
provisions of section 491 of the Foreign As-
sistance Act of 1961 for international disaster
relief, rehabilitation, and reconstruction as-
sistance, $498,483,000, to remain available un-
til September 30, 2018.

INTERNATIONAL DISASTER ASSISTANCE
For necessary expenses to carry out the
provisions of section 491 of the Foreign As-
sistance Act of 1961 for international disaster
relief, rehabilitation, and reconstruction as-
sistance, $498,483,000, to remain available un-
til September 30, 2018.

TRANSPORT INITIATIVES
For necessary expenses for international dis-
aster rehabilitation and reconstruction as-
istance administered by the Office of
Transition Initiatives, United States Agency
for International Development, pursuant
to section 491 of the Foreign Assistance Act
of 1961, $35,600,000, to remain available until
September 30, 2018.

INFORMATION ASSISTANCE
For necessary expenses for international dis-
aster rehabilitation and reconstruction as-
istance administered by the Office of
Transition Initiatives, United States Agency
for International Development, pursuant
to section 491 of the Foreign Assistance Act
of 1961, $35,600,000, to remain available until
September 30, 2018.

INFORMATION ASSISTANCE
For necessary expenses for international dis-
aster rehabilitation and reconstruction as-
istance administered by the Office of
Transition Initiatives, United States Agency
for International Development, pursuant
to section 491 of the Foreign Assistance Act
of 1961, $35,600,000, to remain available until
September 30, 2018.

INFORMATION ASSISTANCE
For necessary expenses for international dis-
aster rehabilitation and reconstruction as-
istance administered by the Office of
Transition Initiatives, United States Agency
for International Development, pursuant
to section 491 of the Foreign Assistance Act
of 1961, $35,600,000, to remain available until
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aster rehabilitation and reconstruction as-
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September 30, 2018.

INFORMATION ASSISTANCE
For necessary expenses for international dis-
aster rehabilitation and reconstruction as-
ance administered by the Office of
Transition Initiatives, United States Agency
for International Development, pursuant
section 491 of the Foreign Assistance Act
of 1961, $35,600,000, to remain available until
September 30, 2018.
For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), not to exceed $3,500,000 shall be made available for administrative expenses, not to exceed $1,000,000 may be available for representation expenses, of which not to exceed $1,000,000 may be available for entertainment expenses.

For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), not to exceed $1,000,000 may be available for representation expenses, of which not to exceed $1,000,000 may be available for entertainment expenses.

For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), not to exceed $1,000,000 may be available for representation expenses, of which not to exceed $1,000,000 may be available for entertainment expenses.

For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), not to exceed $1,000,000 may be available for representation expenses, of which not to exceed $1,000,000 may be available for entertainment expenses.

For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), not to exceed $1,000,000 may be available for representation expenses, of which not to exceed $1,000,000 may be available for entertainment expenses.

For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), not to exceed $1,000,000 may be available for representation expenses, of which not to exceed $1,000,000 may be available for entertainment expenses.

For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), not to exceed $1,000,000 may be available for representation expenses, of which not to exceed $1,000,000 may be available for entertainment expenses.

For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), not to exceed $1,000,000 may be available for representation expenses, of which not to exceed $1,000,000 may be available for entertainment expenses.

For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), not to exceed $1,000,000 may be available for representation expenses, of which not to exceed $1,000,000 may be available for entertainment expenses.
available to support training and technical assistance for foreign law enforcement, corrections, and other judicial authorities, utilizing regional partners: Provided further, That funds made available under this heading shall be transferred to, and merged with, funds appropriated by this Act under the heading "AIDS Assistance to Sub-Saharan Africa," which shall be available for the same purposes as funds appropriated under this heading: Provided further, That the funds appropriated under this heading, not less than $7,000,000 shall be made available, on a competitive basis, for rule of law programs for transitional and post-conflict states, and for activities under rule of law programs among foreign governments, international and nongovernmental organizations, and other United States Government agencies: Provided further, That funds made available under this heading that are transferred to another department, agency, or instrumentality of the United States Government pursuant to section 623(b) of the Foreign Assistance Act of 1961 valued in excess of $5,000,000, and any agreement made pursuant to section 623(a) of such Act, shall be subject to the regular notification procedures of the Committees on Appropriations.

NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND RELATED PROGRAMS

For expenses for nonproliferation, anti-terrorism, demining and related programs and activities, $500,000,000, to remain available until September 30, 2018, to carry out the provisions of chapter 8 of part II of the Foreign Assistance Act of 1961 for anti-terrorism assistance, chapter 9 of part II of the Foreign Assistance Act of 1961, section 504 of the Arms Export Control Act of 1976, section 23 of the Arms Export Control Act, or the Foreign Assistance Act of 1961 for demining activities, the clearance of unexploded ordnance, the destruction of small arms, and related activities, notwithstanding any other provision of law, including activities implemented through non-governmental and international organizations, and section 301 of the Foreign Assistance Act of 1961 for a United States contribution to the Comprehensive Nuclear-Test Ban Treaty Organization: Provided, That the Secretary of State may make a voluntary contribution to the International Atomic Energy Agency (IAEA): Provided, That the Secretary of State shall inform the appropriate congressional committees of the United States of the IAEA and the Islamic Republic of Iran, in classified form if necessary, if such information becomes known to the Department of State: Provided further, That the clearance of unexplored ordnance, the Secretary of State should prioritize those areas where such ordnance was caused by the United States: Provided further, That funds made available under this heading shall be transferred to, and merged with, funds appropriated by this Act under the heading "AIDS Assistance to Sub-Saharan Asia," which shall be available for the same purposes as funds appropriated under this heading: Provided further, That funds made available for research and development: Provided further, That none of the funds made available under this heading shall be available to finance the procurement of defense articles, defense services, or defense-related activities, and may include activities implemented through nongovernmental and international organizations: Provided further, That funds made available under this heading shall be transferred to, and merged with, funds appropriated by this Act under the heading "AIDS Assistance to Sub-Saharan Africa," which shall be available for the same purposes as funds appropriated under this heading: Provided further, That the funds appropriated under this heading, not less than $34,500,000 shall be available to the United States: Provided further, That the funds appropriated under this heading may be used, notwithstanding section 660 of such Act, to provide assistance to enhance the capacity of foreign civilian security forces, including gendarmerie, to participate in peacekeeping operations: Provided further, That the funds appropriated under this heading shall not exceed $34,500,000 shall be available for a United States contribution to the Multinational Force and Observers mission in the Sinai: Provided further, That none of the funds appropriated under this heading shall be available for expenses incurred by the United States and Israel, for the purchase of United States military equipment for Israel, unless the Secretary of State, in coordination with the Secretary of Defense, has justifi- model such program to the Committees on Appropriations: Provided further, That funds appropriated under this heading shall be made available, on a competitive basis, for rule of law programs for transitional and post-conflict states, and for activities under rule of law programs among foreign governments, international and nongovernmental organizations, and other United States Government agencies: Provided further, That funds made available under this heading that are transferred to another department, agency, or instrumentality of the United States Government pursuant to section 623(b) of the Foreign Assistance Act of 1961 valued in excess of $5,000,000, and any agreement made pursuant to section 623(a) of such Act, shall be subject to the regular notification procedures of the Committees on Appropriations.

PEACEKEEPING OPERATIONS

For necessary expenses to carry out the provisions of section 501 of the Foreign Assistance Act of 1961, $10,300,000, to carry out the provisions of section 501 of the Foreign Assistance Act of 1961, $10,300,000, of which up to $6,000,000 may be available until September 30, 2018: Provided, That the civilian personnel for whom military education and training may be provided under this heading may include nonmembers of a government whose participation would contribute to improved civil-military relations, civilian control of the military, or respect for human rights: Provided further, That of the funds appropriated under this heading, not to exceed $5,000,000 may be available for entertainment expenses.

FOREIGN MILITARY FINANCING PROGRAM

For necessary expenses to enable the President to carry out the provisions of section 23 of the Arms Export Control Act, $4,785,805,000: Provided, That to expedite the provision of assistance to foreign countries and international organizations, the Secretary of State, following consulta- tion with the Committees on Appropriations of the Senate and the House of Representatives, and subject to the regular notification procedures of such Committees, may use the funds appropriated under this heading to procure defense articles and services to enhance the capacity of foreign security forces: Provided further, That of the funds appropriated under this heading, not less than $3,100,000,000 shall be available for grants only for Israel: Provided further, That funds made available under this heading for grants only for Israel in fiscal year 2017 shall be disbursed within 30 days of enactment of this Act: Provided further, That the Arms Export Control Act of Israel requests that funds be used for such purposes, grants made available for Israel under this heading shall, as agreed by the United States and Israel, be used for advanced weapons systems, of which not less than $815,300,000 shall be available for the procurement in Israel of defense articles and defense-related articles: Provided further, That none of the funds made available under this heading shall be made available to support or conduct military sales, the authority of section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–183; 119 Stat. 3456), section 228 of title 10, United States Code, section 333 of title 10, United States Code, as added by section 121 of the National Defense Authorization Act for Fiscal Year 2014 (Public Law 113–282), or any successor authorities, unless the Secretary of State, in coordination with the Secretary of Defense, has justified such program to the Committees on Appropriations: Provided further, That funds appropriated or otherwise made available under this heading shall be non- deportable notwithstanding any requirement in section 23 of the Arms Export Control Act: Provided further, That funds made available under this heading shall be available for expenses incurred by the Department of Defense during fiscal year 2017 pursuant to section 43(b) of the Arms Export Control Act, except that this limitation may be exceeded only through the regular notification procedures of the Committees on Appropriations: Provided further, That none of the funds made available under this heading shall be available to finance the procurement of defense articles, defense services, or defense-related activities, and may include activities implemented through nongovernmental and international organizations: Provided further, That funds made available under this heading shall be transferred to, and merged with, funds appropriated by this Act under the heading "AIDS Assistance to Sub-Saharan Africa," which shall be available for the same purposes as funds appropriated under this heading: Provided further, That funds made available under this heading shall be available for expenses incurred by the Department of Defense during fiscal year 2017 pursuant to section 43(b) of the Arms Export Control Act, except that this limitation may be exceeded only through the regular notification procedures of the Committees on Appropriations.

TITLe V

MULTILATERAL ASSISTANCE

Funds appropriated to the President INTERNATIONAL ORGANIZATIONS AND PROGRAMS

For expenses for grants to international organizations and programs not otherwise provided for in this Act, not to exceed $500,000,000, of which funds made available under this heading shall be available for expenses incurred by the Department of State to carry out the provisions of section 301 of the Foreign Assistance Act of 1961, and of section 2 of the
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INTERNATIONAL FINANCIAL INSTITUTIONS

GLOBAL ENVIRONMENT FACILITY

For payment to the International Bank for Reconstruction and Development as trustee for the Global Environment Facility by the Secretary of the Treasury, $146,563,000, to remain available until expended.

CONTRIBUTION TO THE INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT

For payment to the International Development Association by the Secretary of the Treasury, $1,197,128,000, to remain available until expended.

CONTRIBUTION TO THE INTER-AMERICAN DEVELOPMENT BANK

For payment to the Inter-American Development Bank by the Secretary of the Treasury for the United States share of the paid-in portion of the increase in capital stock, $5,983,421, to remain available until expended.

CONTRIBUTION TO THE ASIAN DEVELOPMENT BAN

For payment to the Asian Development Bank’s Asian Development Fund by the Secretary of the Treasury, $99,233,000, to remain available until expended.

CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

For payment to the African Development Bank by the Secretary of the Treasury for the United States share of the paid-in portion of the increase in capital stock, $32,418,000, to remain available until expended.

LIMITATION ON CALLABLE CAPITAL

The United States Governor of the African Development Bank may subscribe without fiscal year limitation the callable capital portion of the United States share of such capital stock in an amount not to exceed $507,960,808.

CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

For payment to the African Development Fund by the Secretary of the Treasury, $214,332,000, to remain available until expended.

CONTRIBUTION TO THE INTERNATIONAL FUND FOR AGRICULTURAL DEVELOPMENT

For payment to the International Fund for Agricultural Development by the Secretary of the Treasury, $30,000,000, to remain available until expended.

GLOBAL AGRICULTURE AND FOOD SECURITY FUND

For payment to the Global Agriculture and Food Security Program by the Secretary of the Treasury, $23,000,000, to remain available until expended.

TITLE VI

EXPORT AND INVESTMENT ASSISTANCE

EXPORT-IMPORT BANK OF THE UNITED STATES


PROGRAM ACCOUNT

The Export-Import Bank of the United States is authorized to make such expenditures within the limits of funds available to it in accordance with law as may be necessary: Provided, That the amount available for administrative expenses to carry out the credit and insurance programs, including the payment or servicing of obligations or the provision of official and representation expenses, is subject to the conditions of section 234 of the Foreign Assistance Act of 1961, as amended.

The Export-Import Bank Act of 1945, as amended, $5,700,000, to remain available until fiscal year 2018, and 2019: Provided, that such sums shall be available for direct loan obligations and loan guarantee commitments incurred or made during fiscal years 2017, 2018, and 2019: Provided further, That in addition, such sums as may be necessary for administrative expenses to carry out the credit program may be carried forward from amounts available for administrative expenses to carry out the credit and insurance programs in the Overseas Private Investment Corporation Noncredit Account and merged with said amount.

TRADE AND DEVELOPMENT AGENCY

For necessary expenses to carry out the provisions of section 661 of the Foreign Assistance Act of 1961, $75,000,000, to remain available until September 30, 2018: Provided, That the amounts made available under this heading, up to $2,500,000 may be made available for support of the Reconstruction and Development Agency, and the Department of State, Notwithstanding any other provision of law, the Overseas Private Investment Corporation is authorized to undertake any program authorized by title IV of chapter 2 of part I of the Foreign Assistance Act of 1961 in accordance with section 661 of the Export Act: Provided further, That of the amounts made available pursuant to the authority of the previous proviso shall be subject to the regular notification procedures of the Committees on Appropriations.

TITLE VII

GENERAL PROVISIONS

UNOBLIGATED BALANCES REPORT

SEC. 7002. Any department or agency of the United States Government to which funds

limits of funds available to it in accordance with law as may be necessary: Provided, That the amount available for administrative expenses to carry out the credit and insurance programs, including the payment or servicing of obligations or the provision of official and representation expenses, is subject to the conditions of section 234 of the Foreign Assistance Act of 1961, as amended.

The Export-Import Bank Act of 1945, as amended, $5,700,000, to remain available until fiscal year 2018, and 2019: Provided, that such sums shall be available for direct loan obligations and loan guarantee commitments incurred or made during fiscal years 2017, 2018, and 2019: Provided further, That in addition, such sums as may be necessary for administrative expenses to carry out the credit program may be carried forward from amounts available for administrative expenses to carry out the credit and insurance programs in the Overseas Private Investment Corporation Noncredit Account and merged with said amount.

TRADE AND DEVELOPMENT AGENCY

For necessary expenses to carry out the provisions of section 661 of the Foreign Assistance Act of 1961, $75,000,000, to remain available until September 30, 2018: Provided, That the amounts made available under this heading, up to $2,500,000 may be made available for support of the Reconstruction and Development Agency, and the Department of State, Notwithstanding any other provision of law, the Overseas Private Investment Corporation is authorized to undertake any program authorized by title IV of chapter 2 of part I of the Foreign Assistance Act of 1961 in accordance with section 661 of the Export Act: Provided further, That of the amounts made available pursuant to the authority of the previous proviso shall be subject to the regular notification procedures of the Committees on Appropriations.

TITLE VII

GENERAL PROVISIONS

UNOBLIGATED BALANCES REPORT

SEC. 7002. Any department or agency of the United States Government to which funds
are appropriated or otherwise made available by this Act shall provide to the Committees on Appropriations a quarterly accounting of cumulative unobligated balances and obligated balances by activity, project, and appropriation, and Treasury Account Fund Symbol of all funds received by such department or agency in fiscal year 2017 or any other fiscal year, disaggregated by fiscal year: Provided, That the report required by this section shall be submitted not later than 30 days after the end of each fiscal quarter. Provided, That no amount of obligated funds pursuant to bilateral agreements which have not been further sub-obligated shall be considered as available until such time as the Department of State certifies to the Committees on Appropriations that the obligations are in accordance with the law: Provided further, That no amount of obligated funds pursuant to bilateral agreements which have not been further sub-obligated shall be considered as available until such time as the Department of State certifies to the Committees on Appropriations that the obligations are in accordance with the law.

CONSULTING SERVICES

SEC. 7003. The expenditure of any appropriation under title I of 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.

DIPLOMATIC FACILITIES

SEC. 7004. (a) CAPITAL SECURITY COST SHARING INFORMATION.—The Secretary of State shall promptly inform the Committees on Appropriations of any appropriation made by a Federal agency in accordance with section 604(e) of the Secure Embassy Construction and Counterterrorism Act of 2009 (22 U.S.C. 4865 note).

(b) EXCEPTION.—Notwithstanding paragraph (2) of section 604(e) of the Secure Embassy Construction and Counterterrorism Act of 2009 (22 U.S.C. 4865 note), the Secretary of State, in consultation with the Director of the Bureau of Overseas Buildings Operations, and the Director of Management and Budget, shall determine the annual program level and agency shares in a manner that is proportional to the contribution of the Department of State for this purpose.

(c) NEW DIPLOMATIC FACILITIES.—For the purposes of calculating the fiscal year 2017 costs of providing new United States diplomatic facilities, and related programs, which may be made available for the acquisition of property or award of construction contracts for overseas United States diplomatic facilities during fiscal year 2017, shall be subject to prior consultation with the Director of the Bureau of Overseas Buildings Operations of the Department of State, in consultation with the Director of Management and Budget, shall determine the annual program level and agency shares in a manner that is proportional to the contribution of the Department of State for this purpose.

(d) CONSULTATION AND NOTIFICATION REQUIREMENTS.—Funds appropriated by this Act and prior Acts making appropriations for the Department of State, foreign operations, and related programs, which may be made available for the acquisition of property or award of construction contracts for overseas United States diplomatic facilities during fiscal year 2017, shall be subject to prior consultation with the Director of the Bureau of Overseas Buildings Operations of the Department of State, in consultation with the Director of Management and Budget, shall determine the annual program level and agency shares in a manner that is proportional to the contribution of the Department of State for this purpose.

(e) INTERIM AND TEMPORARY FACILITIES AHEAD.—(1) Funds appropriated by this Act under the heading “Embassy Security, Construction, and Maintenance” may be made available to address security vulnerabilities at interim and temporary United States diplomatic facilities abroad, including physical security upgrades and soft targets, including schools, recreational facilities, and residences used by United States personnel and their dependents, except that the amount of funds made available for such purposes from this Act and prior Acts making appropriations for the Department of State, foreign operations, and related programs shall be a minimum of $25,000,000: Provided, That the uses of such funds should be the responsibility of the Assistant Secretary for Diplomatic Security, Department of State, in consultation with the Director of the Bureau of Overseas Buildings Operations, and the Director of Management and Budget, shall determine the annual program level and agency shares in a manner that is proportional to the contribution of the Department of State for this purpose.

(f) SOFT TARGETS.—Funds appropriated by this Act under the heading “Embassy Security, Construction, and Maintenance” may be made available for security upgrades to soft targets, including schools, recreational facilities, and residences used by United States diplomatic personnel and their dependents, except that the amount made available for such purposes shall be a minimum of $5,000,000: Provided, That the uses of such funds should be the responsibility of the Assistant Secretary for Diplomatic Security, Department of State, in consultation with the Director of the Bureau of Overseas Buildings Operations.

(h) REPORTS.— (1) None of the funds appropriated under the heading “Embassy Security, Construction, and Maintenance” in this Act and prior Acts making appropriations for the Department of State, foreign operations, and related programs that were previously justified to such Committees, shall also include confirmation that the Department of State has completed the required value engineering studies required pursuant to OMB Circular A-131, Value Engineering December 31, 2013 and the Bureau of Overseas Buildings Operations, and Related Programs, and Related Schedules, Methodology and Related Procedures Directive, P&PD, Cost 02: Value Engineering.

(i) TIMING OF PAYMENT.—The Secretary of State shall be reimbursed for amounts paid from funds appropriated under this section not later than 45 days of enactment of this Act.

(j) INTERNATIONAL AND TEMPORARY FACILITIES AHEAD.—Funds appropriated by this Act under the heading “Embassy Security, Construction, and Maintenance” shall be limited to those projects that formed the basis of the initial cost estimate used to justify such project to the Committees on Appropriations, as described under the heading “Embassy Security Construction and Maintenance” in House Report 114–693.

(k) IMPACT OF CURRENCY EXCHANGE RATE FLUCTUATIONS ON PROJECT COSTS.—Funds appropriated by this Act under the heading “Embassy Security, Construction, and Maintenance” may be transferred or merged with funds appropriated by prior Acts making appropriations for the Department of State, foreign operations, and related programs under the heading “Diplomatic and Consular Programs” for worldwide security protection shall be made available to strengthen oversight of the local guard force at a critical post abroad through the use of United States Government employees or contractors who are United States citizens: Provided, That such funds are in addition to funds otherwise made available by such Acts: Provided further, That the total annual operating costs associated with providing such oversight in fiscal year 2017 and subsequent fiscal years shall be shared among agencies through the International Cooperative Administrative Support Services program.

(l) STRONGHOLD OVERSIGHT.—Funds appropriated by this Act under the heading “Embassy Security, Construction, and Maintenance” shall be made available for security upgrades and local guard staffing, including physical security upgrades and soft targets, including schools, recreational facilities, and residences used by United States personnel and their dependents, except that the amount of funds made available for such purposes from this Act and prior Acts making appropriations for the Department of State, foreign operations, and related programs shall be a minimum of $25,000,000: Provided, That the uses of such funds should be the responsibility of the Assistant Secretary for Diplomatic Security, Department of State, in consultation with the Director of the Bureau of Overseas Buildings Operations, and the Director of Management and Budget, shall determine the annual program level and agency shares in a manner that is proportional to the contribution of the Department of State for this purpose.

(m) PROCUREMENT AND CONTRACTS.—Funds appropriated by this Act under the heading “Embassy Security, Construction, and Maintenance” may be made available to carry out this section shall be treated as a reprogramming of funds under section 7015 of the Balanced Budget and Emergency Deficit Control Act of 1985 are designated by the Congress for Overseas Contingency Operation/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985 are designated by the Congress for Overseas Contingency Operation/Global War on Terrorism pursuant to section 251(b)(2)(A)(ii) of such Act.

PERSONNEL ACTIONS

SEC. 7006. (a) FINANCIAL SYSTEM IMPROVEMENT.—Funds appropriated by this Act for
the operations of the Department of State under the headings “Diplomatic and Consular Programs” and “Capital Investment Fund” shall be made available to implement the requirements of the Foreign Assistance Act of 1961, as amended, and shall remain available until expended. The Deputy Secretary of State, following consultation with the Chief Information Officer of the Department of State, has reviewed and certified that such funds may not be obligated for enhancements to, or expansions of, the Budget System Modernization Financial System, Central Budgeting and Financial Management System, or Foreign Assistance Coordination and Tracking System until such plan is submitted to the Committees on Appropriations: Provided further, That such funds may not be obligated for new, or expansion of existing, ad hoc electronic systems to track commitments, obligations, or any other financial data maintained by the Department of State, consistent with the FADR and OIG recommendations.

(b) WORKING CAPITAL FUND.—Funds appropriated by this Act or otherwise made available to the Department of State for payments to the Working Capital Fund may only be used for the services centers included in Appendix I of the Congressional Budget Justification, Department of State, Diplomatic Engagement, Fiscal Year 2017: Provided, That Federal agency components may only pay for Working Capital Fund services that are consistent with the purpose and authorities of such components: Provided further, That the Working Capital Fund shall be charged only for their direct usage of each Working Capital Fund service: Provided further, That prior to increasing the percentage charged to Department of State bureaus and offices for procurement-related activities, the Secretary of State shall include the proposed increase in the Department of State budget, and the factor by which such increase is to the increase, provide the Committees on Appropriations a justification for such increase, including a detailed assessment of the cost and benefit of the services centers included in Appendix I of the Congressional Budget Justification, Department of State, Diplomatic Engagement, Fiscal Year 2017: Provided further, That Federal agency components may only pay for Working Capital Fund services that are consistent with the purpose and authorities of such components: Provided further, That Federal agency components shall be charged only for their direct usage of each Working Capital Fund service: Provided further, That such funds may not be obligated for new, or expansion of existing, ad hoc electronic systems to track commitments, obligations, or any other financial data maintained by the Department of State, consistent with the FADR and OIG recommendations.

(c) CERTIFICATION REQUIREMENT.—Not later than 45 days after the initial obligation of funds under titles III through VI of this Act, the Secretary of State shall certify and report to the Committees on Appropriations, on an individual bureau or office basis, that such bureau or office is in compliance with Department of State management policies, procedures and regulations, as appropriate: Provided further, That if the Secretary is unable to make such certification, the Secretary shall submit a report to the Committees on Appropriations detailing the steps to be taken to ensure such compliance.

(d) SOLE SOURCE AWARDS.—Not later than December 31, 2017, the Secretary of State shall submit a report to the appropriate congressional committees detailing all sole-source awards made by the Department of State during the previous fiscal year in excess of $2,000,000: Provided, That such report shall be posted on the Department of State Web site.

(coups d’état)

SEC. 7007. None of the funds appropriated or otherwise made available pursuant to titles III through VI of this Act shall be obligated or expended to finance directly any assistance to the government of any country whose duly elected head of government is deposed or removed by military coup d’etat or decree, or whose head of government is deposed or removed by military coup d’etat or decree or, subsequent to the termination of assistance to such government if an agreement made pursuant to section 632(b) of the Foreign Assistance Act of 1961 is not renegotiated to transferred to agencies of the United States Government pursuant to the provisions of sections 109, 610, and 632 of the Foreign Assistance Act of 1961.

(d) REPORT ON SOLE SOURCE AWARDS.—Notwithstanding paragraph (1), in addition to transfers made under title II through VI of this Act, funds appropriated by this Act or prior Acts making appropriations for the Department of State, foreign operations, and related programs for the purposes of this Act, the Secretary shall submit a plan and timeline for the implementation of the requirements of this section to the Committees on Appropriations: Provided, That funds made available pursuant to the previous proviso shall be subject to the regular notification procedures of the Committees on Appropriations.

TRANSFER OF FUNDS AUTHORITY

SEC. 7009. (a) DEPARTMENT OF STATE AND BROADCASTING BOARD OF GOVERNORS.— (1) Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Department of State under title I of this Act may be transferred between, and merged with, any other appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers, and no such transfers shall increase the appropriation under the heading “Representa- tion Expenses”.

(2) Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Broadcasting Board of Gov- ernors under title I of this Act may be transferred between, and merged with, any other appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers.

(3) An amount transfer pursuant to this sub-section shall be treated as a reprogramming of funds under section 7015 of this Act and shall not be available for obligation or expendi- ture except in compliance with the pro- cedures set forth in that section.

(b) TITLE VI AGENCIES.—Not to exceed 5 percent of any appropriation other than for administrative expenses made available for the fiscal year 2017, for programs under title VI of this Act may be transferred between such appropriations for use of any of the purposes for which the funds in such receiving account may be used, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by such trans- fer: Provided, That the exercise of such author- ity shall be subject to the regular notifi- cation procedures of the Committees on Appropriations.

(c) LIMITATION ON TRANSFERS OF FUNDS BETWEEN AGENCIES.—None of the funds made available under titles II through V of this Act may be transferred to any agency, department, or instrumentality of the United States Government, except as provided in this Act or other provisions of law, unless specifically provided, shall be increased by more than 10 percent by any such transfers: Provided, That such transfers shall be the amounts included in such appropriations by the Department of State or USAID and another agency of the United States Government under the authority of section 632(a) of the Foreign Assistance Act of 1961 or any com- parable provision of law, shall expressly pro- vide that the Inspector General (IG) for the agency receiving the transfer of funds, consults with and provides a written policy justification to the Committees on Appropriations.

(e) AUDIT OF INTER-Agency TRANSFERS OF FUNDS.—The Comptroller General of the United States, or his designee, shall conduct audits of the use of such funds and report to the Department of State or USAID, as appropriate, upon completion of such audits: Provided, That such audits shall be conducted as provided in provisions of law, shall expressly pro- vide that the Inspector General (IG) for the agency receiving the transfer of funds, and reports a written policy justification to the Committees on Appropriations.

(f) REPORT.—Not later than 90 days after enactment of this Act, the Secretary of State and the USAID Administrator shall each submit a report to the Committees on Appropriations detailing all transfers to any other agency of the United States Government pursuant to this section, as provided in section 632(b) of the Foreign Assistance Act of 1961 with funds provided in the Department of State.
State, Foreign Operations, and Related Programs Appropriations Act, 2016 (division K of Public Law 114–113) as of the date of enactment of this Act: Provided, That such reports shall include a list of each transfer made pursuant to such sections with the respective funding level, appropriation account, and the receiving agency.

PROHIBITION ON CERTAIN OPERATIONAL EXPENSES SEC. 7010. (a) First-Class Travel.—None of the funds made available by this Act may be used to travel by employees of United States Government departments and agencies funded by this Act in contravention of section 301–101.122 through 301–101.124 of title 5, Code of Federal Regulations.

(b) Computer Networks.—None of the funds made available by this Act for the operating expenses of any United States Government department or agency may be used to establish or maintain a computer network for use by such department or agency unless such network has filters designed to block access to sexually explicit Web sites: Provided, That nothing in this subsection shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any agency carrying out the following activities: criminal investigations, prosecutions, and adjudications; administrative or technical monitoring of such Web sites undertaken as part of official business.

(c) Prohibition on Promotion of Tobacco.—None of the funds made available 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.

AVAILABILITY OF FUNDS SEC. 7011. No part of any appropriation contained in this Act shall remain available for obligation after the expiration of the current fiscal year unless expressly so provided by this Act: Provided, That funds appropriated for the purposes of chapters 1 and 8 of part I, chapters 3 and 4 of part II of the Foreign Assistance Act of 1961 which are obligated during the original period of availability as authorized by such Act or any other Act may be extended for an additional 4 years from the date of Appropriations that are specifically designated in such Appropriations that—

(1) The provisions of this section shall not apply to any foreign government or entity that assesses such taxes if the Secretary of State reports to the Committees on Appropriations that—

(a) such foreign government or entity has an effective arrangement that is providing substantial reimbursement of such taxes; or

(b) the foreign governments or entities of the United States outweigh the purpose of this section to ensure that United States assistance is not subject to taxation.

(2) The Secretary of State shall consult with the Committees on Appropriations at least 15 days prior to exercising the authority of this subsection with regard to any foreign government or entity.

LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT SEC. 7012. No part of any appropriation provided under titles III through VI in this Act shall be used to furnish assistance to the government of any country which is in default during a period in excess of 1 calendar year in payment to the United States of principal or interest on any loan made to the government of such country by the United States pursuant to a program for which funds are appropriated under this Act unless the Secretary of State makes available for the purposes of chapter 1 of part I and chapter 4 of part II of the Foreign Assistance Act of 1961 which are obligated during the original period of availability as authorized by such Act or any other Act may be extended for an additional 4 years from the date of

Provided further, That the Secretary of State shall issue rules, regulations, or policy guidance, as appropriate, to implement the prohibition against the taxation of assistance contained in this section.

DEFINITIONS.—As used in this section—

(a) “Program” means a program and policy guidance issued pursuant to a framework bilateral agreement between the Government of the United States and the government of the country receiving assistance that describes the United States Government or any other entity carrying out the following activities: criminal investigations, prosecutions, and adjudications; administrative or technical monitoring of such Web sites undertaken as part of official business.

(b) “Prohibition” shall include value added taxes and customs duties but shall not include individual income taxes assessed to local staff.

(c) “Report.”—The Secretary of State, in consultation with the heads of other relevant departments or agencies of the United States Government, shall submit a report to the Committees on Appropriations, not later than 90 days after the enactment of this Act, detailing steps taken by departments or agencies to comply with the requirements of this section, including rules, regulations, and policy guidance issued pursuant to subsection (f).

RESERVATION OF FUNDS SEC. 7014. (a) Reprogramming.—Funds appropriated under titles III through VI of this Act which are specifically designated may be reprogrammed for other programs within the same account notwithstanding the designation of any other Act shall not be applicable to funds appropriated by this Act or any other Act may be extended for an additional fiscal year if, not later than September 30, 2018, such taxes have not been reimbursed: Provided, That the Secretary of State shall report to the Committees on Appropriations by such date on the foreign governments and entities that have not reimbursed such taxes, including any amount of funds withheld pursuant to this subsection.

(b) Diminishing Exception.—Foreign taxes of a de minimis nature shall not be subject to the provisions of subsection (b).

(c) Reprogramming of Funds.—Funds withheld from each foreign government or entity pursuant to subsection (b) shall be reprogrammed for assistance for the fiscal year for which fiscal year and allocated for the central government of such country or for the West Bank and Gaza program if, not later than September 30, 2018, such taxes have not been reimbursed: Provided, That funds appropriated under titles III through VI of this Act which are specifically designated may be reprogrammed for other programs within the same account notwithstanding the designation of any other Act shall not be applicable to funds appropriated by this Act or any other Act may be extended for an additional fiscal year if, not later than September 30, 2018, such taxes have not been reimbursed: Provided, That such designated funds that continue to be available for an additional fiscal year shall be obligated only for the purpose of such specific Act or other Act.

(d) Other Acts.—Ceilings and specifically designated funding levels contained in this Act shall not be applicable to funds authorized or otherwise made available by any subsequent Act unless such Act specifically so directs: Provided, That specified funding levels or minimum funding requirements contained in any other Act shall not be applicable to funds appropriated by this Act.

NOTIFICATION OF CHANGES IN PROJECTS, PROGRAMS, AND ACTIVITIES SEC. 7015. The President shall consult with the Committees on Appropriations at least 15 days prior to exercising the authority of this section with regard to any foreign government or entity.

PROHIBITION ON CERTAIN OPERATIONAL EXPENSES SEC. 7013. (a) Prohibition on Taxation.—None of the funds appropriated under titles III through VI in this Act which are specifically designated may be used for first-class travel by employees of United States Government departments and agencies funded by this Act: Provided, That nothing in this subsection shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any agency carrying out the following activities: criminal investigations, prosecutions, and adjudications; administrative or technical monitoring of such Web sites undertaken as part of official business.

(b) Notice and Reimbursement of Foreign Taxes.—An amount equivalent to 200 percent of the total taxes assessed during fiscal year 2017 on funds appropriated by this Act shall be withheld from obligation by the Department of State, foreign operations, and related programs by a foreign government or entity against United States assistance programs, other direct obligations through grantees, contractors, and subcontractors shall be withheld from obligation from funds appropriated for assistance for fiscal years 2018 and 2019 and allocated for the central government of such country or for the West Bank and Gaza program if, not later than September 30, 2018, such taxes have not been reimbursed: Provided, That the Secretary of State shall provide a report to the Committees on Appropriations that—

(1) the term “bilateral agreement” refers to a framework bilateral agreement between the Government of the United States and the government of the country receiving assistance that describes the United States Government or any other entity carrying out the following activities: criminal investigations, prosecutions, and adjudications; administrative or technical monitoring of such Web sites undertaken as part of official business.

(2) the term “taxes and taxation” shall include value added taxes and customs duties but shall not include individual income taxes assessed to local staff.

(c) Diluting Exception.—Foreign taxes of a de minimis nature shall not be subject to the provisions of subsection (b).

(d) Reprogramming of Funds.—Funds withheld from each foreign government or entity pursuant to subsection (b) shall be reprogrammed for assistance for the fiscal year for which fiscal year and allocated for the central government of such country or for the West Bank and Gaza program if, not later than September 30, 2018, such taxes have not been reimbursed: Provided, That the Secretary of State shall report to the Committees on Appropriations by such date on the foreign governments and entities that have not reimbursed such taxes, including any amount of funds withheld pursuant to this subsection.

(e) Determinations.—

(1) The provisions of this subsection shall not apply to any foreign government or entity that assesses such taxes if the Secretary of State reports to the Committees on Appropriations that—

(a) such foreign government or entity has an effective arrangement that is providing substantial reimbursement of such taxes; or

(b) the foreign governments or entities of the United States outweigh the purpose of this section to ensure that United States assistance is not subject to taxation.

(2) The Secretary of State shall consult with the Committees on Appropriations at least 15 days prior to exercising the authority of this subsection with regard to any foreign government or entity.

(f) Implementation.—The Secretary of State shall issue rules, regulations, or policy guidance, as appropriate, to implement the prohibition against the taxation of assistance contained in this section.
that remain available for obligation in fiscal year 2017, or provided from any accounts in the Treasury of the United States derived by the collection of fees or of currency reflores or of similar collections, or made available by transfer, to the departments and agencies funded by this Act, shall be available for obligation to—

(1) avoid obligated balances that will occur pursuant to the amount previously justified to Congress for obligation for such activity, program, or project for the current fiscal year; provided, however, that such notification shall include the information specified under this section in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act).

(b) PILOT PROGRAM NOTIFICATION REQUIREMENTS.—Funds appropriated under Title I of this Act under the heading “Diplomatic and Consular Programs” that are made available for pilot programs for the fiscal year 2017, or made available for any other purpose, shall be subject to prior consultation with, and the regular notification procedures of, the Committees on Appropriations.

(1) WITHHOLDING OF FUNDS.—Funds appropriated by this Act under titles III and IV that are withheld from obligation or otherwise made unavailable for obligation because of the application of a provision of law in this or any other Act shall, if reprogrammed, be subject to the regular notification procedures of the Committees on Appropriations.

NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

SEC. 7016. Prior to providing excess Department of Defense articles in accordance with section 512(a) of the Foreign Assistance Act of 1961, the Department of Defense shall notify the Committees on Appropriations on the same terms and under the same conditions as other committees pursuant to subparagraph (4) of section 512 of the Consolidated Act.

(1) PRIOR TO PROVIDING.—Funds appropriated under this Act, other than funds provided for assistance for Afghanistan, shall not apply to any reprogramming for an activity, program, or project for which funds are appropriated under title III through VI of this Act. Provided further, that such notification shall include the information specified under this section in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act).

(b) PILOT PROGRAM NOTIFICATION REQUIREMENTS.—Funds appropriated under Title I of this Act under the heading “Diplomatic and Consular Programs” that are made available for pilot programs for the fiscal year 2017, or made available for any other purpose, shall be subject to prior consultation with, and the regular notification procedures of, the Committees on Appropriations.

(1) WITHHOLDING OF FUNDS.—Funds appropriated by this Act under titles III and IV that are withheld from obligation or otherwise made unavailable for obligation because of the application of a provision of law in this or any other Act shall, if reprogrammed, be subject to the regular notification procedures of the Committees on Appropriations.

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(1) PRIOR TO PROVIDING.—Funds appropriated under this Act, other than funds provided for assistance for Afghanistan, shall not apply to any reprogramming for an activity, program, or project for which funds are appropriated under title III through VI of this Act. Provided further, that such notification shall include the information specified under this section in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act).

(b) PILOT PROGRAM NOTIFICATION REQUIREMENTS.—Funds appropriated under Title I of this Act under the heading “Diplomatic and Consular Programs” that are made available for pilot programs for the fiscal year 2017, or made available for any other purpose, shall be subject to prior consultation with, and the regular notification procedures of, the Committees on Appropriations.

(1) WITHHOLDING OF FUNDS.—Funds appropriated by this Act under titles III and IV that are withheld from obligation or otherwise made unavailable for obligation because of the application of a provision of law in this or any other Act shall, if reprogrammed, be subject to the regular notification procedures of the Committees on Appropriations.

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(1) PRIOR TO PROVIDING.—Funds appropriated under this Act, other than funds provided for assistance for Afghanistan, shall not apply to any reprogramming for an activity, program, or project for which funds are appropriated under title III through VI of this Act. Provided further, that such notification shall include the information specified under this section in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act).

(b) PILOT PROGRAM NOTIFICATION REQUIREMENTS.—Funds appropriated under Title I of this Act under the heading “Diplomatic and Consular Programs” that are made available for pilot programs for the fiscal year 2017, or made available for any other purpose, shall be subject to prior consultation with, and the regular notification procedures of, the Committees on Appropriations.

(1) WITHHOLDING OF FUNDS.—Funds appropriated by this Act under titles III and IV that are withheld from obligation or otherwise made unavailable for obligation because of the application of a provision of law in this or any other Act shall, if reprogrammed, be subject to the regular notification procedures of the Committees on Appropriations.
use of these funds by any such country or organization would violate any of the above provisions related to abortions and involuntary sterilizations.

SEC. 7019. (a) ALLOCATION TABLES.—Subject to subsection (b), funds appropriated by this Act under titles III through VI may be made available in the amounts specifically designated in the respective tables included in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act): Provided, That such designated amounts for foreign countries and international organizations shall serve as the amounts for such countries and international organizations transmitted to Congress pursuant to section 653(a) of the Foreign Assistance Act of 1961.

(b) AUTHORIZED DEVIATIONS.—Unless otherwise provided for by this Act, the Secretary of State and the Administrator of the United States Agency for International Development, as applicable, may only deviate up to 5 percent from the amounts specifically designated in the respective tables included in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act): Provided, That such percentage may be exceeded only to respond to significant, exigent, or unforeseen events, or to address other exceptional circumstances, circumstances of a recreational character, including but not limited to entrance fees at sporting events, theatrical and musical productions, and amusement parks.

SEC. 7020. (a) USES OF FUNDS.—Each Federal department, agency, or entity funded in titles III through VI, and the Department of the Treasury, and the independent agencies funded in titles III or VI of this Act, shall take steps to ensure that domestic and overseas representation and entertainment expenses further official agency business and United States foreign policy interests—

(1) are primarily for fostering relations with a foreign country; or

(2) are principally for meals and events of a protocol nature;

(3) are not for employee-only events; and

(4) are for permanent and recurring activities that are substantially of a recreational character.

(b) LIMITATIONS.—None of the funds appropriated or otherwise made available by this Act under titles I or II of this Act, and the Department of State, foreign operations, and related programs, shall be used to fund activities authorized by or contained in prior Acts providing for defense or security assistance to countries designated as a terrorist organization under section 4(j)(5) of the Immigration and Nationality Act (8 U.S.C. 1189) or section 1403(h) of the Export Administration Act of 1979 as continued in effect pursuant to the Export Administration Act of 1980, and title II of the Foreign Assistance Act of 1961.

SEC. 7021. (a) LETHAL MILITARY EQUIPMENT EXPORTS.—

(1) PROHIBITION.—None of the funds appropriated or otherwise made available by titles III through VI of this Act may be made available to any foreign government which establishes or expands production of any commodity for export by any country other than the United States.

(2) WAIVER.—The President may waive the application of paragraph (1) in accordance with a report, to be provided to the Committees on Appropriations, within 30 days of the enactment of this Act, as required by section 653(a) of the Foreign Assistance Act of 1961 or as modified pursuant to section 7019 of this Act.

(b) AUTHORIZED DEVIATIONS.—Unless otherwise provided for by this Act, the Secretary of State and the Administrator of the United States Agency for International Development, as applicable, may only deviate up to 5 percent from the amounts specifically designated in the respective tables included in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act):

(1) justified to Congress; or

(2) allocated by the Executive Branch in accordance with a report, to be provided to the Committees on Appropriations, within 30 days of the enactment of this Act, as required by section 653(a) of the Foreign Assistance Act of 1961 or as modified pursuant to section 7019 of this Act.

(c) LIMITATION.—For specifically designated amounts that are included, pursuant to subsection (a), in the report required by section 653(a) of the Foreign Assistance Act of 1961, no deviations authorized by subsection (b) may take place until submission of such report.

(d) EXCEPTIONS.—(1) Subsections (a) and (b) shall not apply to—

(A) amounts designated for “International Military Education and Training” in the respective tables included in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act); and

(B) funds for which the initial period of availability has expired.

(2) The authority in subsection (b) to deviate below amounts designated in the respective tables included in the joint explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act) shall not apply to the table included under the heading “Global Health Programs” in such joint explanatory statement.

SEC. 7022. Funds appropriated by this Act, except funds appropriated under the heading “Trade and Development Agency”, may be used—

(1) activities in a country that is eligible for assistance from the International Development Association, is not eligible for assistance under the African Development Foundation Act or the American Foundation Act, is not contributing to the Inter-American Development Bank or the African Development Bank, and does not export on a consistent basis the agricultural Program activities or under the head- ings “Global Health Programs”, “Development Assistance”, “Economic Support Fund”, and “Assistance for Europe, Eurasia and Central Asia” may be obligated or expended to pay for—

(1) alcoholic beverages; or

(2) entertainment expenses for activities that are substantially of a recreational character, including but not limited to entrance fees at sporting events, theatrical and musical productions, and amusement parks.

SEC. 7023. For the purposes of titles II through VI of this Act “program, project, and activity” shall mean the appropriations, authorizations, and authorities for the activities for which the funds appropriated under titles I or II of this Act, and funds appropriated under any other provision of this Act are available.

SEC. 7024. Unless expressly provided to the contrary, provisions of this Act, including provisions contained in prior Acts authorizing or making appropriations for the Department of State, foreign operations, and related programs, shall be construed to prohibit activities authorized by or conducted under the Peace Corps Act, the International Foundation Act or the African Development Foundation Act: Provided, That prior to conducting activities in a country for which assistance is prohibited, the agency shall consult with the Committees on Appropriations and report to such Committees within 15 days of taking such action.

SEC. 7025. (a) W ORLD MARKETS.—None of the funds appropriated or made available pursuant to titles III through VI of this Act for direct assistance and none of the funds otherwise made available to the Export-Import Bank and the Overseas Private Investment Corporation shall be obligated or expended to finance any loan, any assistance, or any other financial commitments for establishing or expanding production of any commodity for export by any country other than the United States, if the commodity is likely to be in surplus on world markets at the time the resulting productive capacity is expected to become operative and if the assistance will cause substantial injury to United States producers of similar or competing commodity: Provided, That such prohibition shall not apply to the Export-Import Bank if in the judgment of its Board of Directors the injury to United States producers of similar or competing commodity, and the Chairman of the Board so notifies the Committees on Appropriations: Provided further, That this subsection shall not prohibit—

(1) activities in a country that is eligible for assistance from the International Development Association, is not eligible for assistance under the African Development Foundation Act or the American Foundation Act, is not contributing to the Inter-American Development Bank or the African Development Bank, and does not export on a consistent basis the agricultural Program activities or under the head-
commerce with respect to which assistance is furnished; or
(2) activities in a country the President determines is recovering from widespread conflict, a humanitarian crisis, or a complex emergency.

(b) Exports.—None of the funds appropriated by this Act or any other Act to carry out chapter 4 of part II of the Foreign Assistance Act of 1961 shall be available for any testing or breeding feasibility study, variety improvement or introduction, consultancy, public education, or training in connection with the growth or production in a foreign country of an agricultural commodity for export which would compete with a similar commodity grown or produced in the United States: Provided, That this subsection shall not prohibit—
(1) activities designed to increase food security in developing countries where such activities will not have a significant impact on the export of agricultural commodities of the United States;
(2) research activities intended primarily to benefit United States producers;
(3) activities in a country that is eligible for assistance from the International Development Association, is not eligible for assistance from the International Bank for Reconstruction and Development, and does not export on a consistent basis the agricultural commodity with respect to which assistance is furnished; or
(4) activities in a country the President determines is recovering from widespread conflict, a humanitarian crisis, or a complex emergency.

(c) International Financial Institutions.—The Secretary of the Treasury shall instruct the United States executive directors of the international financial institutions, as defined in section 730(a)(3) of this Act, to vote against any funds of the United States to oppose any assistance by such institutions, using funds appropriated or made available by this Act, for the production or extraction of any commodity or mineral for export, if it is in surplus on world markets and if the assistance will cause substantial injury to United States producers of the same, similar, or competing commodity.

SEPARATE ACCOUNTS SEC. 7026. (a) Separate Accounts for Local Currencies.—
(1) Agreements.—If assistance is made available to a foreign country, under chapter 1 or 10 of part I or chapter 4 of part II of the Foreign Assistance Act of 1961, as cash transfer assistance or as nonproject sector assistance, the funds shall be required to maintain such funds in a separate account and not commingle with any other funds.

(2) Applicability of other provisions of law.—Such funds may be obligated and expended notwithstanding provisions of law which are inconsistent with the nature of this assistance including provisions which are referenced in the Joint Explanatory Statement of the Committee of Conference accompanying House Joint Resolution 648 (House Report No. 98–1159).

(3) Notification.—At least 15 days prior to obligating any such cash transfer or nonproject sector assistance, the President shall submit to the Committees on Appropriations a report containing the amount of local currency (and United States dollar equivalent) used or to be used for such purpose in each applicable country.

(b) Separate Accounts for Cash Transfers.—
(1) In General.—If assistance is made available to the government of a foreign country, under chapter 1 or 10 of part I or chapter 4 of part II of the Foreign Assistance Act of 1961, as cash transfer assistance or as nonproject sector assistance, the funds shall be required to maintain such funds in a separate account and not commingle with any other funds.

(c) Eligibility for Assistance SEC. 7027. (a) Assistance Through Non-Governmental Organizations.—Any assistance contained in this Act or any other Act with respect to assistance for a country shall not be construed to restrict assistance to projects of nongovernmental organizations, or to prevent such organizations from using funds appropriated under this Act to carry out the provisions of chapters 1, 10, 11, and 12 of part I and chapter 4 of part II of the Foreign Assistance Act of 1961, as amended, and funds appropriated under the heading “Assistance for Europe, Eurasia and Central Asia”: Provided, That before using the authority of this subsection to furnish assistance in support of programs of nongovernmental organizations, the President shall notify the Committees on Appropriations pursuant to the regular notification procedures, including a description of the program to be assisted, the assistance to be provided, and the requirements of the United States: Provided further, That nothing in this subsection shall be construed to alter any existing statutory prohibitions against abortion or involuntary sterilization contained in this or any other Act.

(b) Public Law 480.—During fiscal year 2017, restrictions contained in this or any other Act with respect to furnishing such assistance: Provided, That none of the funds appropriated to carry out title I of such Act and made available pursuant to this subsection may be obligated or expended except as provided through the regular notification procedures of the Committees on Appropriations.

(c) Exception.—This section shall not apply—
(1) with respect to section 620A of the Foreign Assistance Act of 1961 or any comparable provision of law prohibiting assistance in support of programs of nongovernmental organizations that support international terrorism; or
(2) with respect to section 116 of the Foreign Assistance Act of 1961 or any comparable provision of law prohibiting assistance in support of programs of nongovernmental organizations that support the government of a country that violates internationally recognized human rights.

LOCAL COMPETITION SEC. 7028. (a) Requirements for Exceptions to Competition for Local Entities.—Funds appropriated by this Act that are made available to the United States Agency for International Development may only be made available for limited competitions through local entities if—
(1) prior to the determination to limit competition to local entities, USAID has—
(A) assessed the level of local capacity to effectively implement, manage, and account for programs included in such competition; and
(B) documented the written results of the assessment and decisions made; and
(2) prior to making an award after limiting competition to local entities, USAID has—
(A) each successful local entity has been determined to be responsible in accordance with USAID guidelines; and
(B) the respective monitoring and evaluation systems are in place to ensure that award funding is used for its intended purposes; and
(3) no level of acceptable fraud is assessed.

(b) Reporting Requirement.—In addition to the requirements of subsection (a)(1), the USAID Administrator shall report to the appropriate congressional committees not later than 45 days after the close of fiscal year 2017 on all awards subject to limited or no competition for local entities: Provided, That such report should be available on the USAID Web site: Provided further, That the requirements of this subsection shall only apply to awards in excess of $3,000,000 and sole source awards to local entities in excess of $2,000,000.

(c) Extension of Procurement Authority.—Section 707 of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2012 (division I of Public Law 112–74), as amended, shall continue in effect during fiscal year 2017.

INTERNATIONAL FINANCIAL INSTITUTIONS SEC. 7029. (a) Evaluation and Report.—The Secretary of the Treasury shall instruct the United States executive director of each
international financial institution to seek to require that such institution adopts and implements a publicly available policy, including the strategic use of peer reviews and external evaluations of the effectiveness of at least 25 percent of all loans, grants, programs, and significant analytical non-lending activities, in order to reduce corruption, achieve the institutional goals of reducing poverty and promoting equitable economic growth, consistent with relevant safeguards, to ensure that decisions to support loans, grants, programs, and activities are based on accurate data and objective analysis; Provided, That not later than the date of the enactment of this Act, the Secretary shall submit a report to the Committees on Appropriations on steps taken by the United States executive directors and the international financial institutions consistent with this subsection.

(b) Safeguards.—

(1) The Secretary of the Treasury shall instruct the United States executive director of the International Bank for Reconstruction and Development and the International Development Association to vote against any loan, grant, or program of such institution has adopted and is implementing any social or environmental safeguards relevant to such loan, grant, policy, or strategy that provide for an independent, on-site evaluation, to ensure that those safeguards are in effect on September 30, 2015.

(2) The Secretary of the Treasury should instruct the United States executive director of each international financial institution to vote against any loans or other financing for projects unless such projects—

(A) provide for accountability and transparency, including the protection and verification and publication of beneficial ownership information related to extractive industries and on-site monitoring during the life of the project;

(B) will be developed and carried out in accordance with best practices regarding environmental conservation; cultural protection; and empowerment of local populations, including free, prior and informed consent of affected indigenous communities;

(C) do not provide incentives for, or facilitate, forced displacement; and

(D) do not partner with or otherwise in any manner participate in or support or fund with the proceeds of any loan, grant, or other contractual arrangement, any organization designated as a foreign terrorist organization under section 219 of the Immigration and Nationality Act (8 U.S.C. 1189).

(c) Compensation.—None of the funds appropriated under title V of this Act may be used as payment to any international financial institution executive director to such institution is compensated by the institution at a rate which, together with whatever compensation such executive director receives from the United States, is in excess of the rate provided for an individual occupying a position at level IV of the Executive Schedule under section 5315 of title 5, United States Code, or while any alternate United States executive director to such institution is compensated by the institution at a rate in excess of the rate provided for an individual occupying a position at level V of the Executive Schedule under section 5316 of title 5, United States Code.

(d) Human Rights.—The Secretary of the Treasury shall instruct the United States executive director of each international financial institution to require that such institution conducts rigorous human rights due diligence and risk management, as appropriate, in connection with any loan, grant, or program of such institution; Provided, That prior to voting on any such loan, grant, policy, or strategy the executive director shall consult with the Assistant Secretary, Human Rights, Democracy, and Labor, Department of State, if the executive director has reason to believe that such loan, grant, policy, or strategy could result in forced displacement or other violations of human rights.

(e) Fraud and Corruption.—The Secretary of the Treasury shall instruct the United States executive director of each international financial institution to promote in loan, grant, and other financing agreements and mechanisms the implementation of financial management and judicial capacity to investigate, prosecute, and punish fraud and corruption.

(f) Beneficial Ownership Information.—

The Secretary of the Treasury shall instruct the United States executive director of each international financial institution to require that such institution collects, verifies, and publishes, to the maximum extent practicable, beneficial ownership information (including proprietary information) for any corporation or limited liability company, other than a publicly listed company, that receives funds from any such financial institution; Provided, That not later than 45 days after enactment of this Act, the Secretary shall submit a report to the Committees on Appropriations on steps taken by the United States executive directors and the international financial institutions consistent with this subsection.

(g) Whistleblower Protection.—

The Secretary of the Treasury shall instruct the United States executive director of each international financial institution to seek to require that such institution adopts and enforces robust policies and procedures which reflect best practices for the protection of whistleblowers from retaliation, including best practices for whistleblower protection against retaliation for internal and lawful public disclosure; legal burdens of proof; (3) statutes of limitation for reporting retaliation; and (4) access to independent adjudicative bodies, including external arbitration; and (5) results that eliminate the effects of proven retaliation.

DEBT-FOR-DEVELOPMENT

SEC. 7030. In order to enhance the continued participation of nongovernmental organizations in debt-for-development and debt-for-nature exchanges, a nongovernmental organization which is a grantee or contractor of the United States Agency for International Development under section 5316 of title 5, United States Code, or the International Development Association to vote against any debt-for-development assistance described in paragraph (1) by country, proposed funding amount, source of funds, and type of assistance.

(a) Limitation on Direct Government-to-Government Assistance.—

(1) REQUIREMENTS.—Funds appropriated by this Act may be made available for direct government-to-government assistance only if—

(A)(i) each implementing agency or ministry to receive assistance has been assessed and is considered to have the systems required to utilize and any identified vulnerabilities or weaknesses of such agency or ministry have been addressed;

(B)(i) the recipient agency or ministry employs and utilizes staff with the necessary technical, financial, and management capabilities;

(C)(i) the recipient agency or ministry has adopted competitive procurement policies and systems;

(D) the recipient government or agency is not headed or controlled by an organization designated as a foreign terrorist organization under section 219 of the Immigration and Nationality Act (8 U.S.C. 1189); and

(E) the government of the recipient country is not a designated as a foreign terrorist organization.

(2) CONSULTATION AND NOTIFICATION.—In addition to the requirements in paragraph (1), no funds may be made available for direct government-to-government assistance without prior consultation with, and notification to, the Committees on Appropriations; Provided, That such notification shall contain an explanation of how the proposed activity meets the requirements of paragraph (1); Provided further, That the requirements of this paragraph shall only apply to direct government-to-government assistance in excess of $10,000,000 and all funds available for cash transfer, budget support, and cash payments to individuals.

(b) Suspension of Assistance.—The Administrator of the United States Agency for International Development or the Secretary of State, as appropriate, shall suspend any direct government-to-government assistance if the Administrator or the Secretary has credible information of material misuse of such assistance, unless the Administrator or the Secretary reports to the Committees on Appropriations that it is in the national interest of the United States to continue such assistance, including a justification, or that such misuse has been appropriately addressed.

(c) Submission of Information.—The Secretary of State shall submit to the Committees on Appropriations, concurrent with the fiscal year 2018 congressional budget justification materials, the information for all assistance described in paragraph (1) by country, proposed funding amount, source of funds, and type of assistance.

(2) Report.—Not later than 90 days after the enactment of this Act and 6 months thereafter until September 30, 2018, the USAID Administrator shall submit to the Committees on Appropriations a report that—

(A) details all assistance described in paragraph (1) provided during the previous 6 months by country, funding amount, source of funds, and type of such assistance; and

(B) the type of procurement instrument or mechanism expended and whether the assistance was provided on a reimbursable basis.

(d) Debt Service Payment Prohibition.—None of the funds made available by this Act may be used by the government of any foreign country for debt service payments owed by any country to any international financial institution; Provided, That for purposes of this paragraph, the term ‘‘international financial institution’’ has the meaning given in the term in section 7062(f)(3) of this Act.
(b) NATIONAL BUDGET AND CONTRACT TRANSPARENCY.—

(1) MINIMUM REQUIREMENTS OF FISCAL TRANSPARENCY.—The Secretary of State shall, not later than 2 years after enactment of this Act and annually thereafter, provide to the Committees on Appropriations and the Committees on Foreign Operations, and Related Programs Appropriations Act, 2014 (division K of Public Law 113–76), the Department of State, Foreign Operations, and transparency required by section 7031(b) of the international agreements.

(2) DEFINITION.—For purposes of this Act, "minimum requirements of fiscal transparency'' are requirements consistent with the "minimum requirements of fiscal transparency'' as identified in the report required by section 7031(b) of the United States Government foreign assistance on the Department of State Web site: Provided, That all Federal agencies funded under this Act shall provide such information on foreign assistance, upon request, to the Department of State.

(b) ANTI-KLEPTOCRACY AND HUMAN RIGHTS.—

(1) INELIGIBILITY.—Officials of foreign governments and their immediate family members about whom the Secretary of State has credible information of significant corruption, including corruption related to the extraction of natural resources, or a gross violation of human rights shall be ineligible for entry into the United States.

(2) The Secretary shall also publicly or privately designate or identify officials of foreign governments and their immediate family members about whom the Secretary has such credible information without regard to whether the individual has applied for a visa.

(c) RESTRICTIONS ON AWARD OF ASSISTANCE.—(A) The Secretary shall not award assistance to a Government under title III of this Act unless the Secretary of State has received and considered a report from the Department of State concerning the information required by subparagraphs (a)(1), (2), and (3) and has determined, after consultation with the relevant heads of other United States Government agencies, that the information, including information provided by the Secretary of State, is reliable and that the information is not otherwise available for such purposes: Provided, That the description of the use of such funds shall be included in the annual "Fiscal Transparency Report'' required by paragraph (3).

(d) DEFINITION OF ASSISTANCE.—For purposes of this section, the term "assistance'' includes amounts funded by this Act for democracy programs, provided that such assistance is subject to the Committee's determination that the assistance is consistent with the policy of the United States to promote democracy and democratic institutions.

(e) RESTRICTION ON AWARD OF ASSISTANCE.—(A) The Secretary shall not award assistance under this section to a Government if the Secretary has determined, after consultation with the relevant heads of other United States Government agencies, that the information, including information provided by the Secretary of State, is not reliable or that the information is otherwise available for such purposes: Provided, That the description of the use of such funds shall be included in the annual "Fiscal Transparency Report'' required by paragraph (3).

(f) CONTINUATION OF CURRENT PRACTICES.—(B) The requirements of subparagraph (A) shall not apply to assistance for the purpose of building the capacity of such government to meet the requirements of this subpart.

(g) FOREIGN ASSISTANCE WEB SITE.—Funds appropriated by this Act for programs and projects to promote democracy and democratic institutions in any country shall be available only if the Department of State makes available on the Department of State Web site: Provided, That the Secretary of State shall, in consultation with the relevant heads of other United States Government agencies, determine that the information is not otherwise available for such purposes: Provided, That the Secretary of State shall, in consultation with the relevant heads of other United States Government agencies, determine that the information is not otherwise available for such purposes.
appropriated by this Act in a manner that recognizes the unique benefits of grants and cooperative agreements in implementing such programs: Provided, That nothing in this paragraph shall be construed to affect the ability of any entity, including United States small businesses, from competing for proposals for USAID-funded civil society and political competition and consensus building programs.

(g) COUNTRY STRATEGY STRATEGIC REVIEWS.—Prior to the obligation of funds made available by this Act for Department of State, Foreign Operations, and Related Programs activities in a nondemocratic or democratic transitioning country for which a country strategy has been concluded after the date of enactment of this Act, (A) the undersecretary for democracy, conflict, and humanitarian assistance, USAID, shall review such strategy to ensure that (1) specific goals and objectives for such program, including a specific plan and timeline to measure impacts;

(2) the determination of the risks associated with the conduct of such program to intended beneficiaries and implementers, including steps to support and protect such individuals; and

(3) the funding requirements to initiate and sustain such program in fiscal year 2017 and subsequent fiscal years, as appropriate:

Provided, That for the purposes of this subsection, the term ‘nondemocratic or democratic transitioning country’ shall have the same meaning as in section 2104(g) of Public Law 110–53.

(h) COMMUNICATION AND REPORTING REQUIREMENTS.—

(1) INFORMING THE NATIONAL ENDOWMENT FOR DEMOCRACY.—The Assistant Secretary for Democracy, Human Rights, and Labor, Department of State, shall, in consultation with the Assistant Administrator for Democracy, Conflict, and Humanitarian Assistance, USAID, shall review such strategy to ensure that (1) specific goals and objectives for such program, including a specific plan and timeline to measure impacts;

(2) the determination of the risks associated with the conduct of such program to intended beneficiaries and implementers, including steps to support and protect such individuals; and

(3) the funding requirements to initiate and sustain such program in fiscal year 2017 and subsequent fiscal years, as appropriate:

Provided, That for the purposes of this subsection, the term ‘nondemocratic or democratic transitioning country’ shall have the same meaning as in section 2104(g) of Public Law 110–53.

(2) REPORT ON FUNDING INSTRUMENTS.—Not later than September 30, 2017, the Secretary of State and USAID Administrator shall each submit to the Committees on Appropriations a report detailing the use of contracts, grants, and cooperative agreements in the conduct of democracy programs with funds appropriated for the Department of State, Foreign Operations, and Related Programs Act, 2016 (division K of Public Law 114–133), which shall include funding level, account operations, and related programs.

(3) REPORT ON PROGRAM CHANGES.—The Secretary of State and USAID Administrator, as appropriate, shall jointly submit to the Committees on Appropriations within 30 days of a decision to significantly change the objectives or the content of a democracy program or to terminate a democracy program due to the increasingly repressive nature of the host country government: Provided, That the report shall also include a strategy for continuing other democracy programs in that country.

(4) TRANSITIONAL JUSTICE, RECONCILIATION, AND REINTEGRATION PROGRAMS IN THE MIDDLE EAST AND NORTH AFRICA.—

(A) Not later than 90 days after enactment of this Act and after consultation with relevant central governments in the Middle East and North Africa, the Department of State shall submit to the Committees on Appropriations a plan for transitional justice, reconciliation, and reintegration programs for vulnerable and persecuted religious minorities in such regions: Provided, That such plan shall include a description of steps to be taken by the Department of State to safeguard and promote the political and economic rights of such minorities, including the return, rehabilitation, and protection of property in areas of conflict.

(B) Of the funds appropriated by this Act under the heading ‘Economic Support Fund’ that are made available for assistance for East and North Africa, not less than $5,000,000 shall be made available to support the implementation of the plan required by subparagraph (A): Provided, That such funds shall be made available only to the extent practicable, from sources other than the United States Government.

(C) INTERNATIONAL BROADCASTING.—Funds appropriated by this Act under the headings ‘Economic Support Fund’, ‘International Narcotics Control and Law Enforcement’ shall be made available for programs to prevent atrocities and to implement the recommendations of the Atrocities Prevention Board, including with respect to the evaluation required by section 7033(d) of the Department of State, (A) accelerate the implementation of an international religious freedom program described in section 4 of the ADVANCE Democracy Act of 2007 (title XXI of Public Law 110–53; 22 U.S.C. 621i) or similar provision of law or regulation, the Under Secretary for Civilian Security, Democracy and Human Rights, Department of State, in consultation with the Assistant Secretary for Democracy, Conflict, and Humanitarian Assistance, USAID, shall review such strategy to ensure that (1) specific goals and objectives for such program, including a specific plan and timeline to measure impacts;

(2) the determination of the risks associated with the conduct of such program to intended beneficiaries and implementers, including steps to support and protect such individuals; and

(3) the funding requirements to initiate and sustain such program in fiscal year 2017 and subsequent fiscal years, as appropriate:

Provided, That for the purposes of this subsection, the term ‘nondemocratic or democratic transitioning country’ shall have the same meaning as in section 2104(g) of Public Law 110–53.

(2) PROTECTION AND INVESTIGATION PROGRAMS.—Of the funds appropriated by this Act under the heading ‘Economic Support Fund’, not less than $10,000,000 shall be made available for international religious freedom programs: Provided, That the Ambassador-at-Large for International Religious Freedom shall consult with the Committees on Appropriations on the use of funds provided for such purposes in section 4 (in the matter preceding division A of this Consolidated Act).

(3) HUMANITARIAN PROGRAMS.—Funds appropriated by this Act shall be made available for programs to protect vulnerable and persecuted religious minorities in the Near East and South Central Asia, as authorized in the Near East and South Central Asia Religious Freedom Act of 2014 (Public Law 113-161), including for support of programs specified in such heading in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act).

(4) ASSISTANCE.—

(1) INTERNATIONAL RELIGIOUS FREEDOM PROGRAMS.—Of the funds appropriated by this Act under the heading ‘Economic Support Fund’, not less than $10,000,000 shall be made available for international religious freedom programs: Provided, That the Ambassador-at-Large for International Religious Freedom shall consult with the Committees on Appropriations on the use of funds provided for such purposes in section 4 (in the matter preceding division A of this Consolidated Act).

(5) RESPONSIBILITY OF FUNDS.—Funds made available by paragraphs (1), (2), and (4) shall be the responsibility of the Ambassador-at-Large for International Religious Freedom, in consultation with other relevant United States Government officials.

(C) INTERNATIONAL BROADCASTING.—Funds appropriated by this Act under the headings ‘Economic Support Fund’, ‘International Narcotics Control and Law Enforcement’ shall be made available for programs to prevent atrocities and to implement the recommendations of the Atrocities Prevention Board, including with respect to the evaluation required by section 7033(d) of the Department of State, Foreign Operations, and Related Programs Act, 2016 (division K of Public Law 114–113): Provided, That such funds shall be subject to the regular notification and procedures of the Committees on Appropriations.

(D) DESIGNATION OF NON-STATE ACTORS.—

The President shall, concurrent with the announcement of such a designation, and not later than 45 days after the date of such designation, transmit to each House of Congress a detailed report that includes a description of the non-state actor designated, the criteria used to make such designation, and the reasons for such designation.

(F) FUNDING CLARIFICATION.—Funds made available pursuant to subsections (b) and (d) are in addition to amounts otherwise made available for such purposes.

SPECIAL PROVISIONS

SEC. 7034. (a) VICTIMS OF WAR, DISPLACED CHILDREN, AND DISPLACED BURMESE.—Funds appropriated in titles III and VI of this Act for grants and other assistance shall be made available for assistance to internally displaced children, displaced Burmese, and to combat trafficking in persons and assist
victims of such trafficking, may be made available notwithstanding any other provision of law.

(b) LAW ENFORCEMENT AND SECURITY.—

(1) CHILD SOLDIERS.—Funds appropriated by this Act shall not be used to support any military training or operations that include child soldiers.

(2) CROWD CONTROL ITEMS.—Funds appropriated by this Act shall not be used for tear gas, small arms, light weapons, ammunition for those items, or crowd control purposes for foreign security forces that use excessive force to repress peaceful expression, association, or assembly in countries undergoing transition to democracy.

(c) WORLD FOOD PROGRAMME.—Funds managed by the Bureau for Democracy, Conflict, and Humanitarian Assistance, United States Agency for International Development, from this Act or any other Act, may be made available as a general contribution to the World Food Programme notwithstanding any other provision of law.

(d) DIRECTIVES AND AUTHORITIES.—

(1) RESEARCH AND TRAINING.—Funds appropriated by this Act under the heading “Assistance for Europe, Eurasia and Central Asia” shall be made available to carry out the Program for Research and Training on Extremism, as authorized by section 656 of the Foreign Assistance Act of 1961.

(2) VETTING REPORT.—The Secretary of State, or the USAID Administrator shall jointly submit a report to the Committees on Appropriations detailing steps taken to assist the foreign government in taking effective measures to bring the responsible members of the security forces to justice, in accordance with section 657(b) of the Foreign Assistance Act of 1961.

(3) ADDITIONAL AUTHORITIES.—Of the amounts made available by title I of this Act under the heading “Diplomatic and Consular Programs”, up to $500,000 may be made available for grants pursuant to section 501 of Public Law 96–426 (22 U.S.C. 2656i), including to facilitate collaboration with indigenous communities, and up to $1,000,000 may be made available for grants to carry out the activities of the Cultural Antiquities Task Force.

(4) AUTHORITY.—The USAID Administrator may use funds appropriated by this Act under the heading “Economic Support Fund” to support the NDI Innovation Incentive Awards Program: Provided, That such individual awards may not exceed $100,000.

(5) PARTNER VETTING.—In implementing the provisions of this Act, the USAID Administrator shall jointly submit a report to the Committees on Appropriations detailing steps to be taken to implement the requirements of this paragraph.

(6) RESEARCH AND TRAINING.—Funds made available by this Act under the heading “Economic Support Fund” may be made available for programs to increase international participation in the Proliferation Security Initiative (PSI) and endorsement of the PSI Statement of Interdiction Principles: Provided, That no amount may be transferred to any country designated as a non-NATO ally.

(7) INTELLIGENCE REQUIREMENTS.—Funds appropriated by this Act under the heading “Economic Support Fund”, shall be made available for programs to increase international participation in the Proliferation Security Initiative (PSI) and endorsement of the PSI Statement of Interdiction Principles: Provided, That no amount may be transferred to any country designated as a non-NATO ally.

(8) ADDITIONAL AUTHORITY.—Of the amounts made available by title I of this Act under the heading “Diplomatic and Consular Programs”, up to $500,000 may be made available for grants pursuant to section 501 of Public Law 96–426 (22 U.S.C. 2656i), including to facilitate collaboration with indigenous communities, and up to $1,000,000 may be made available for grants to carry out the activities of the Cultural Antiquities Task Force.

(9) VETTING REPORT.—The Secretary of State shall submit a report to the Committees on Appropriations providing details of the evaluation of the Partner Vetting System pilot program and recommendations for
any new partner vetting program: Provided, That prior to the submission of the report, the Secretary and Administrator shall jointly consult with the Committees on Appropriations with respect to the provisions of implementing organizations, on such findings, conclusions, and recommendations.

(2) The Secretary of State and USAID Administrator may not enter into a partner vetting program to mitigate the risk of diversion of foreign assistance, or make significant modifications to any existing partner vetting program, only following consultation with the Committee on Appropriations: Provided, That the Secretary and Administrator should provide a direct vetting option for prime beneficiaries of the partner vetting program initiated after the date of the enactment of this Act.

(3) RECRUITMENTS.—During fiscal year 2017, the President may use up to $125,000,000 under the authority of section 451 of the Foreign Assistance Act of 1961, notwithstanding any other provision of law.

(g) INTERNATIONAL CHILD ABDUCTIONS.—The Secretary of State should withhold funds appropriated under title III of this Act for assistance to a country that is not taking appropriate steps to comply with the Convention on the Civil Aspects of International Child Abductions, done at The Hague on October 25, 1980: Provided, That the Secretary shall report to the Committees on Appropriations within 15 days of withholding funds under this subsection.

(h) CULTURAL PRESERVATION PROJECT DETERMINATION.—None of the funds appropriated in titles I and III of this Act may be used for the preservation of religious sites unless the Secretary of State or the USAID Administrator, as appropriate, determines and reports to the Committees on Appropriations that such sites are historically, artistically, or culturally significant, that the purpose of the project is neither to advance nor to inhibit the free exercise of religion, and that the project is in the national interest of the United States.

(1) TRANSFER OF FUNDS FOR EXTRAORDINARY PROTECTION.—The Secretary of State may transfer to, and merge with, funds under the heading ‘‘Protection of Foreign Missions and Officials’’ unobligated balances of executive branch, military, and diplomatic funds under the heading ‘‘diplomatic and consular programs’’ for fiscal year 2017, except for funds designated for Overseas Contingency Operations; Provided, That the authorities provided in section 1113 of the Supplemental Appropriations Act, 2009 (Public Law 111–32) shall remain in effect through September 30, 2017.

(2) ENTERPRISE FUNDS.—Funds appropriated under the headings ‘‘Enterprise Fund’’ and ‘‘Assistance for Europe, Eurasia and Central Asia’’ by this Act and prior Acts making appropriations for the Department of State, foreign operations, and related programs may be made available for the costs, as defined in section 502 of the Congressional Budget Act of 1974, of loan guarantees for Jordan, Ukraine, Iraq, and Jordan, which are authorized to be provided: Provided, That amounts made available under this paragraph for the costs of such guarantees shall not be considered assistance for the purposes of provisions of law limiting assistance to a country.

(2) ENTERPRISE FUNDS.—Funds appropriated under the heading ‘‘Economic Support Fund’’ for an enterprise fund for years 2017 and 2018: Provided, That the authorities provided in section 1113 of the Supplemental Appropriations Act, 2009 (Public Law 111–32) shall remain in effect through September 30, 2017.
of such section may apply to any such enter-
prise fund or funds: Provided further, That the
authority of any such enterprise fund or funds
to provide assistance shall cease to be effective
December 31, 2027.

(3) DESIGNATION REQUIREMENT.—Funds
made available pursuant to paragraph (1) from
prior Acts making appropriations for the
Defense, foreign operations, and related pro-
grams that were previously designated by the
Congress for Overseas Contingency Operations/
Global War on Terror-

orism pursuant to section 251(b)(2)(A)(i) of such
Act.

(4) CONSULTATION AND NOTIFICATION.—
Funds made available pursuant to the act
authorities of this subsection shall be subject
to prior consultation with the appropriate congres-
sional committees, and subject to the regular
notification procedures of the Com-
mitees on Appropriations.

(p) SMALL GRANTS AND ENTITIES.—
(1) Of the funds appropriated by this Act under
"Development Assistance", "Economic Support Fund", and "As-
sistance for Europe, Eurasia and Central
Asia", not less than $75,000,000 shall be made available
for small local, international, and United States-based non-
governmental organizations, educational insti-
tutions, and other small entities that have
received less than a total of $5,000,000 from USAID over
the previous 5 fiscal years:
Provided. That departments or centers of such
educational institutions may be consid-
ered individually in determining such eligi-
bility.

(q) EXCEPTION.—Notwithstanding section
7080 of Public Law 113–235, funds appropriated or other-
wise made available by this Act or in the respective
tables in the explanatory statement described in section 4
in the matter preceding division A of this
Congressional Act:

(r) DEFINITIONS.—
(1) APPROPRIATE CONGRESSIONAL
COMMITTEES.—Unless otherwise defined in this
Act, for purposes of this Act the term "appro-
ipropriate congressional committees" means the
Committees on Appropriations and Foreign Relations of the Senate and the Com-
mmittees on Appropriations and Foreign Affairs of the
House of Representatives.

(2) FUNDS APPROPRIATED BY THIS ACT AND PRIOR ACTS.—Funds made available pursuant to this
Act, for purposes of this Act the term "funds appropriated by this Act and prior Acts mak-
ing appropriations for the Department of State, foreign operations, and related pro-
grams" means funds that remain available
for obligation, and have not expired.

(3) INTERNATIONAL, FINANCIAL INSTITU-
TIONS.—In this Act "international institutions" means the International Bank
for Reconstruction and Development, the International Develop-
ment Association, the Inter-
American Development Bank, the Asian De-
velopment Bank, the Asian De-
velopment Fund, and the Export-
Import Bank; "inter-
American financial institutions" means the Inter-
American Development Bank, the Inter-
American Investment Corporation, the Inter-
American Development Bank, the Interna-
tional Monetary Fund, the Asian De-
ternational, and United States-based non-
governmental organizations, educational insti-
tutions, and other small entities that have
received less than a total of $5,000,000 from USAID over
the previous 5 fiscal years:
Provided. That departments or centers of such
educational institutions may be consid-
ered individually in determining such eligi-
bility.

(q) EXCEPTION.—Notwithstanding section
7080 of Public Law 113–235, eligible enti-
ties' shall include small local, inter-
national, and United States-based non-
governmental organizations, educational insti-
tutions, and other small entities that have
received in total a total of $75,000,000 from USAID over
the previous 5 fiscal years:
Provided. That departments or centers of such
educational institutions may be consid-
ered individually in determining such eligi-
bility.

(r) DEFINITIONS.—
(1) APPROPRIATE CONGRESSIONAL
COMMITTEES.—Unless otherwise defined in this
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Import Bank; "inter-
American financial institutions" means the Inter-
American Development Bank, the Inter-
American Investment Corporation, the Inter-
American Development Bank, the Interna-
tional Monetary Fund, the Asian De-

or otherwise made available by such heading or headings in all titles of this Act: Provided,
That the term "under the heading in this title" or similar phrases mean funds appro-
priated or otherwise made available only in
such title.

(7) SPEND PLAN.—In this Act, the term "spend plan" means a plan for the uses of funds appropriated or other-
wise made available under such heading or headings in all titles of this Act: Provided,
That the term "under the heading in this title" or similar phrases mean funds appro-
priated or otherwise made available only in
such title.

(7) SPEND PLAN.—In this Act, the term "spend plan" means a plan for the uses of funds appropriated or other-
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such title.

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wise made available under such heading or headings in all titles of this Act: Provided,
That the term "under the heading in this title" or similar phrases mean funds appro-
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such title.

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wise made available under such heading or headings in all titles of this Act: Provided,
That the term "under the heading in this title" or similar phrases mean funds appro-
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wise made available under such heading or headings in all titles of this Act: Provided,
That the term "under the heading in this title" or similar phrases mean funds appro-
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(7) SPEND PLAN.—In this Act, the term "spend plan" means a plan for the uses of funds appropriated or other-
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wise made available under such heading or headings in all titles of this Act: Provided,
That the term "under the heading in this title" or similar phrases mean funds appro-
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wise made available under such heading or headings in all titles of this Act: Provided,
That the term "under the heading in this title" or similar phrases mean funds appro-
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such title.

(7) SPEND PLAN.—In this Act, the term "spend plan" means a plan for the uses of funds appropriated or other-
wise made available under such heading or headings in all titles of this Act: Provided,
That the term "under the heading in this title" or similar phrases mean funds appro-
priated or otherwise made available only in
such title.
PROHIBITION ON ASSISTANCE TO THE PALESTINIAN BROADCASTING CORPORATION

SEC. 7038. None of the funds appropriated or otherwise made available by this Act may be obligated or expended, in whole or in part, for any technical support, consulting services, or any other form of assistance to the Palestinian Broadcasting Corporation.

ASSISTANCE FOR THE WEST BANK AND GAZA

Signatories.—For the period ending September 30, 2017, 30 days prior to the initial obligation of funds for the bilateral West Bank and Gaza Program, the Secretary of State shall certify to the Committees on Appropriations that procedures have been established to assure the Comptroller General of the United States will have access to appropriate United States financial records in order to report on the uses of United States assistance for the Program under the heading “Economic Support Fund” for the West Bank and Gaza.

(b) Monitoring.—Prior to the obligation of funds appropriated by this Act under the heading “Economic Support Fund” for assistance for the West Bank and Gaza, the Secretary of State shall take all appropriate steps to ensure that such assistance is not provided to or through any individual, private or government entity, or educational institution, or other entity, or educational institution which the Secretary has reason to believe advocates, plans, sponsors, engages in, or has engaged in, terrorist activity or nor, with respect to private entities or educational institutions, those that have as a principal officer of the entity’s governing board or governing board of trustees any individual that has been determined to be involved in or advocating terrorist activity, or that determines to be a member of a designated foreign terrorist organization: Provided, That the Secretary of State shall, as appropriate, establish or modify mechanisms specifying the criteria or steps to be taken in carrying out this subsection and shall terminate assistance to any individual, entity, or educational institution which the Secretary has determined to be involved in or advocating terrorist activity.

(c) Prohibition.—

(1) RECognition of ACTS of TERRORISM.—None of the funds appropriated under titles III through VI of this Act for assistance under the West Bank and Gaza Program may be made available for the purpose of recognizing or legitimizing acts of terrorism.

(2) SECURITY ASSISTANCE AND REPORTING REQUIREMENT.—Notwithstanding any other provision of law, none of the funds made available by this Act or in any subsequent Act for security assistance to the West Bank and Gaza may be made available for the purpose of recognizing or legitimizing acts of terrorism.

SEC. 7040. (a) PROHIBITION OF FUNDS.—None of the funds appropriated by this Act may be obligated or expended with respect to programs and projects, and activities carried out under such Program, and for development programs in the West Bank and Gaza, and activities carried out under such Program, including both obligations and expenditures.

(b) CERTIFICATION.—Funds made available in this Act for West Bank and Gaza programs shall be subject to the regular notification and certification requirements of the Committees on Appropriations in accordance with the requirements of sections 620K(b)(1) and (B) of the Foreign Assistance Act of 1961, as amended.

(c) REPORT.—Not later than 180 days after enactment of this Act, the Secretary of State shall submit a report to the Committees on Appropriations, the Senate Committee on Foreign Relations, and the Committee on Appropriations of the House of Representatives which includes information on the amount, purposes and delivery mechanisms established to ensure that such assistance is not provided to or through any individual, private or government entity, or educational or other entity or educational institution known to the Secretary of State to encourage, support, or otherwise engage in terrorist activity.

SEC. 7041. (a) EGYPT.—

(CERTIFICATION AND REPORT.—Funds appropriated by this Act that are available for assistance for Egypt may be made available notwithstanding any other provision of law restricting assistance for Egypt, except for this subsection and section 620M of the Foreign Assistance Act of 1961, and may only be made available for assistance for the Government of Egypt if the Secretary certifies and reports to the Committees on Appropriations that such government—

(A) is acting to counter incitement of violence against Israelis and is supporting activities aimed at promoting peace, coexistence, and security cooperation with Israel; and

(B) meeting its obligations under the 1979 Egypt-Israel Peace Treaty.

(2) ECONOMIC SUPPORT FUND.—Of the funds appropriated by this Act under the heading “Economic Support Fund”, up to $212,500,000 may be made available for assistance for Egypt, of which less than $35,000,000 should be made available for higher education programs including not less than $10,000,000 for scholarships for Egyptian students with high financial need and not less than $15,000,000 for training programs in the field of higher education: Provided, That such funds may be made available for democracy programs and for development programs in the Sinai: Provided further, That such funds may not be made available for cash transfer assistance or budget support unless the Secretary of State certifies and reports to the appropriate congressional committees that the Government of Egypt is taking consistent and effective steps to stabilize the economy and implement market-based economic reforms: Provided further, That the Secretary determines to be equivalent to that...
expended by the United States Government for bail, and by nongovernmental organizations for legal and court fees, associated with democracy-related trials in Egypt until the Secretary certifies and reports to the Committees on Appropriations that the Government of Egypt has dismissed the convictions issued by the Cairo Criminal Court on June 18, 2012, in "the Prosecution Case No. 1110 for the Year 2012".

(3) FOREIGN MILITARY FINANCING PROGRAM.—

(A) CERTIFICATION.—Of the funds appropriated by this Act under the heading "Foreign Military Financing Program", $1,300,000,000, to remain available until September 30, 2017, for FY 2017, for assistance to Egypt: Provided, That 15 percent of such funds shall be withheld from obligation until the Secretary of State certifies and reports to the Committees on Appropriations that the Government of Egypt is taking effective steps to—

(i) advance democracy and human rights in Egypt, including to govern democratically and protect religious minorities and the rights of women, which are in addition to steps taken during the previous calendar year for such purpose;

(ii) implement reforms that protect freedoms of expression, association, and peaceful assembly, including the ability of civil society organizations to associate with the media to function without interference;

(iii) release political prisoners and provide detainees with due process of law;

(iv) ensure that Egyptian security forces accountable, including officers credibly alleged to have violated human rights; and

(v) provide regular access for United States officials to monitor such assistance in areas where the assistance is used: Provided further, That such funds may be transferred to an interest bearing account in the Bank of New York Mellon for following consultation with the Committees on Appropriations: Provided further, That the certification requirement of this paragraph shall not apply to funds appropriated by this Act under the heading: Counterterrorism, border security, and nonproliferation programs for Egypt.

(B) LIMITATION.—The Secretary of State may waive the certification requirement in subparagraph (A) if the Secretary determines and reports to the Committees on Appropriations that the Secretary of State, in consultation with the Secretary of the Treasury, shall submit to the appropriate congressional committees a report on the status of the implementation and enforcement of bilateral United States and multilateral sanctions against Iran and actions taken by the United States and the international community to enforce such sanctions against Iran: Provided, That the report shall also include any entities involved in the production, procurement, development of a ballistic missile by the Government of Iran after October 1, 2015, including shipping and financing, and note whether such entities are currently under United States sanctions: Provided further, That such report shall be submitted in an unclassified form, but may contain a classified annex if necessary.

(C) The Secretary of State, in consultation with the Secretary of the Treasury, shall submit to the appropriate congressional committees the report required under section 7041(b)(3)(C) of S. 3117, the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2017 (as introduced in the Senate on June 29, 2016), in the manner described.

(2) E XPLOSIVE ORDNANCE DISPOSAL PROGRAMS.—Funds appropriated by this Act shall be made available for assistance for Iraq to promote governance, security, and internal and regional stability, including the Kuwait Region of Iraq and other areas impacted by the conflict in Syria, and among religious and ethnic minority populations in Iraq.

(3) KURDISTAN REGIONAL GOVERNMENT.—Funds appropriated by this Act under the heading "Foreign Military Financing Program" that are available for programs and equipment for the ISF and ISOF or the Lebanese Armed Forces (LAF) if and only if the LAF is not a foreign terrorist organization, as designated pursuant to section 219 of the Immigration and Nationality Act (8 U.S.C. 1182).

(4) FUNDING LEVELS.—None of the funds appropriated by this Act under titles III and IV, not less than $1,275,000,000 shall be made available for assistance for Iraq, which shall not exceed $475,000,000 shall be for budgetary purposes, and the remaining not less than $750,000,000 shall be available for programs and equipment for the ISF and ISOF or the Lebanese Armed Forces (LAF) if and only if the LAF is not a foreign terrorist organization, as designated pursuant to section 219 of the Immigration and Nationality Act (8 U.S.C. 1182).

(5) FUNDING LIMITATION.—None of the funds appropriated by this Act for the Foreign Military Financing Program may be used by the Secretary of State for assistance to Lebanon for any program, project, or activity that is designated pursuant to section 1224 of the Foreign Assistance Act of 1961 for an additional amount for International Narcotics Control and Law Enforcement and Economic Support Fund Program that are available for assistance for Lebanon may be made available for programs and equipment for the ISF and the LAF to address security and stability requirements and programs in areas affected by conflict in Syria, following consultation with the appropriate congressional committees.

(6) ECONOMIC SUPPORT FUND.—Funds appropriated by this Act under the heading "Economic Support Fund" that are available for assistance for Jordan may be made available for programs and equipment to the ISF and the LAF to address security and stability requirements and programs in areas affected by conflict in Syria, following consultation with the appropriate congressional committees.

(3) KURDISTAN REGIONAL GOVERNMENT.—Funds appropriated by this Act under the heading "Foreign Military Financing Program" that are available for programs and equipment for the ISF and ISOF or the Lebanese Armed Forces (LAF) if and only if the LAF is not a foreign terrorist organization, as designated pursuant to section 219 of the Immigration and Nationality Act (8 U.S.C. 1182).

(4) FUNDING LIMITATION.—None of the funds appropriated by this Act under titles III and IV, not less than $1,275,000,000 shall be made available for assistance for Iraq, which shall not exceed $475,000,000 shall be for budgetary purposes, and the remaining not less than $750,000,000 shall be available for programs and equipment for the ISF and ISOF or the Lebanese Armed Forces (LAF) if and only if the LAF is not a foreign terrorist organization, as designated pursuant to section 219 of the Immigration and Nationality Act (8 U.S.C. 1182).

(5) FUNDING LIMITATION.—None of the funds appropriated by this Act for the Foreign Military Financing Program may be used by the Secretary of State for assistance to Lebanon for any program, project, or activity that is designated pursuant to section 1224 of the Foreign Assistance Act of 1961 for an additional amount for International Narcotics Control and Law Enforcement and Economic Support Fund Program that are available for assistance for Lebanon may be made available for programs and equipment for the ISF and the LAF to address security and stability requirements and programs in areas affected by conflict in Syria, following consultation with the appropriate congressional committees.

(6) ECONOMIC SUPPORT FUND.—Funds appropriated by this Act under the heading "Economic Support Fund" that are available for assistance for Jordan may be made available for programs and equipment to the ISF and the LAF to address security and stability requirements and programs in areas affected by conflict in Syria, following consultation with the appropriate congressional committees.
training and equipping the LAF to secure Lebanon’s borders, interdicting arms shipments, preventing the use of Lebanon as a safe haven for terrorist groups, and to implement the United Nations Security Council Resolution 1701: Provided. That funds may not be obligated for assistance for the LAF until the Secretary of State submits to the Committee on Appropriations a spending plan, including actions to be taken to ensure equipment provided to the LAF is only used for the intended purposes, except such plan may not be submitted later than 90 days after enactment of this Act and prior to the obligation of any funds. Provided. That funds may not be obligated for assistance for the LAF until the Secretary of State, in consultation with the USAID Administrator, shall consult with the Committees on Appropriations and the USAID Administrator on such funds.

(2) FOREIGN MILITARY FINANCING PROGRAM.—Funds appropriated by this Act under the heading “Foreign Military Financing Program” are available for assistance for Morocco only for the purposes requested in the FY 2017 Congressionally Directed Foreign Military Sales for Morocco, as approved by the Committees on Appropriations.

(3) S YRIAN ORGANIZATIONS.—Funds appropriated by this Act that are made available for assistance for Syria pursuant to the authority of this subsection shall be made available in an arm’s-length,-transparent manner to Syrian organizations that are representative, inclusive, and accountable; that promote stability and economic development in Syria; that address the psychosocial needs of women and their families in Syria and neighboring countries; that develop and implement political processes that are democratic, transparent, and strength the rule of law; and promote human rights and accountability with respect to the Syrian Government and its agents. Provided. That funds made available pursuant to this subsection have been diverted, destroyed, or not used for the intended purposes, the Secretary of State shall be required to submit a report to the Committees on Appropriations describing steps taken to strengthen monitoring of the delivery of humanitarian assistance provided for refugees in North Africa, including any steps taken to ensure that all vulnerable refugees are receiving such assistance.

(g) Libya.—

(1) FUNDING.—Funds appropriated by title III and IV of this Act shall be made available for assistance for Libya for programs to strengthen governing institutions and civil society, improve governance and accountability, and promote democracy and stability in Libya, and for activities to address the humanitarian needs of the people of Libya.

(2) LIMITATIONS.—

(A) Cooperation on the September 2012 Attack on United States Personnel and Facilities.—None of the funds appropriated by this Act may be made available for assistance for the central Government of Libya unless the Secretary of State certifies to the Committees on Appropriations that the funds have been used in cooperation with United States Government efforts to investigate and bring to justice those responsible for the September 2012 attack on United States diplomatic and consular missions and facilities in Benghazi, Libya in September 2012: Provided. That the limitation in this paragraph shall not apply to funds made available for assistance for the United States Government personnel or facilities.

(B) INFRASTRUCTURE PROJECTS.—The limitations in the uses of funds in section 7041(i)(2) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2014 (division K of Public Law 113-76) to funds appropriated by this Act that are made available for assistance for Libya.

(c) Certification requirements.—Prior to the initial obligation of funds made available by this Act for assistance for Libya, the Secretary of State shall certify and report to the Committees on Appropriations that all practical steps have been taken to ensure that mechanisms are in place for monitoring, oversight, and control of funds made available by this subsection for assistance for Libya.

(h) Morocco.—

(1) AVAILABILITY AND CONSULTATION REQUIREMENT.—Funds appropriated under title III of this Act and prior to the obligation of any funds made available for assistance for the Western Sahara: Provided. That not later than 90 days after enactment of this Act and prior to the obligation of such funds, the Secretary of State, in consultation with the USAID Administrator, shall consult with the Committees on Appropriations and the USAID Administrator on such funds.

(2) FOREIGN MILITARY FINANCING PROGRAM.—Funds appropriated by this Act under the heading “Foreign Military Financing Program” shall be available for assistance for Morocco only for the purposes requested in the FY 2017 Congressionally Directed Foreign Military Sales for Morocco, as approved by the Committees on Appropriations.

(3) SYRIAN ORGANIZATIONS.—Funds appropriated by this Act that are made available for assistance for Syria pursuant to the authority of this subsection shall be made available in a transparent manner to Syrian organizations that are representative, inclusive, and accountable; that promote stability and economic development in Syria; that address the psychosocial needs of women and their families in Syria and neighboring countries; that develop and implement political processes that are democratic, transparent, and strength the rule of law; that promote human rights and accountability with respect to the Syrian Government and its agents. Provided. That funds made available pursuant to this subsection have been diverted, destroyed, or not used for the intended purposes, the Secretary of State shall be required to submit a report to the Committees on Appropriations describing steps taken to strengthen monitoring of the delivery of humanitarian assistance provided for refugees in North Africa, including any steps taken to ensure that all vulnerable refugees are receiving such assistance.

(i) SYRIA.—

(1) NON-LETHAL ASSISTANCE.—Funds appropriated by this Act under the headings “Economic Support Fund”, “International Narcotics Control, and “Peacekeeping Operations” shall be available to programs that are available for assistance for Syria pursuant to the authorities of this Act and prior to the obligation of any funds made available under the heading “Economic Support Fund” in section 7041(i)(3) of Public Law 113-76.

(2) MONITORING AND REPORT.—Prior to the obligation of funds appropriated by this Act and made available for assistance for Syria, the Secretary of State shall take all practicable steps to ensure that mechanisms are in place for monitoring, oversight, and control of such assistance inside Syria: Provided. That the Secretary shall promptly inform the appropriate congressional committees of each instance in which assistance provided pursuant to this subsection has been diverted, destroyed, or not used for the intended purposes, and an explanation of the response of the Department of State.

(j) SYRIA.—

(1) REPORT ON ASSISTANCE.—Prior to the initial obligation of funds made available by this Act under the heading “Economic Support Fund” for assistance for the West Bank and Gaza, the Secretary of State shall report to the Committees on Appropriations that the purpose of such assistance is to—

(A) advance Middle East peace;

(B) improve security in the region;

(C) continue support for transparent and accountable government institutions; and

(D) promote a private sector economy; or

(E) address urgent humanitarian needs.

(2) LIMITATIONS.—

(A) None of the funds appropriated under the heading “Economic Support Fund” in this Act may be made available for assistance for the Western Sahara as a state in the United Nations or any specialized agency thereof outside an agreement negotiated between Israel and the Palestinians; or

(B) The Palestinians initiate an International Criminal Court (ICC) judicially authorized investigation, or actively support such investigation, of any serious crimes against Palestinian nationals to an investigation for alleged crimes against Palestinians.
(ii) The Secretary of State may waive the restriction in clause (1) of this subparagraph resulting from the application of subclause (I) of such clause if the Secretary certifies to the Committees on Appropriations that no so is in the national security interest of the United States, and submits a report to such Committees detailing how the waiver and the costs involved would assist in furthering Middle East peace.

(B)(i) The President may waive the provisions of section 1003 of the Foreign Relations Authorization Act, Fiscal Years 1988 and 1989 (Public Law 100–204) if the President determines and certifies in writing to the Speaker of the House of Representatives, the President pro tempore of the Senate, and the Committee on Appropriations that such Palestinians have not, after the date of enactment of this Act—

(I) obtained in the United Nations or any specialized agency thereof the same standing as member states or full membership as a state outside an agreement negotiated between Israel and the Palestinians; and

(ii) taken any action with respect to the ICC that is intended to influence a determination by the ICC to initiate a judicially authorized investigation, or to actively support participation in such an investigation, that subjects Israeli nationals to an investigation for alleged crimes against Palestinians.

(ii) Not later than 90 days after the President is unable to make the certification pursuant to clause (i) of this subparagraph, the President may waive section 1003 of Public Law 100–204 if the President determines and certifies in writing to the Speaker of the House of Representatives, the President pro tempore of the Senate, and the Committees on Appropriations that the Palestinians have not, after the date of the enactment of this Act—

(I) been unable to make the certification pursuant to clause (i) of this subparagraph, the President may waive section 1003 of Public Law 100–204 if the President determines and certifies in writing to the Speaker of the House of Representatives, the President pro tempore of the Senate, and the Committee on Appropriations that such Palestinians have not, after the date of enactment of this Act—

(III) taken any action with respect to the ICC that is intended to influence a determination by the ICC to initiate a judicially authorized investigation, or to actively support participation in such an investigation, that subjects Israeli nationals to an investigation for alleged crimes against Palestinians.

(iii) Not later than 90 days after the President is unable to make the certification pursuant to clause (i) of this subparagraph, the President may waive section 1003 of Public Law 100–204 if the President determines and certifies in writing to the Speaker of the House of Representatives, the President pro tempore of the Senate, and the Committee on Appropriations that such Palestinians have not, after the date of enactment of this Act—

(I) obtained in the United Nations or any specialized agency thereof the same standing as member states or full membership as a state outside an agreement negotiated between Israel and the Palestinians; and

(ii) taken any action with respect to the ICC that is intended to influence a determination by the ICC to initiate a judicially authorized investigation, or to actively support participation in such an investigation, that subjects Israeli nationals to an investigation for alleged crimes against Palestinians.

(3) REDUCTION.—The Secretary of State shall reduce the amount of assistance made available by this Act under the heading "Economic Support Fund for the Palestinian Authority by an amount the Secretary determines is equivalent to the amount expended by the Palestinian Authority, any successor or affiliated organizations with such entities as payments for acts of terrorism by individuals who are imprisoned after they were tried and convicted for acts of terrorism and by individuals who died credibly alleged to have committed gross violations of human rights, including at the Terrain compound in Juba, South Sudan on July 11, 2016.

(4) EXCLUSIONS.—The limitation of paragraph (2) shall not apply to—

(A) humanitarian assistance;

(B) assistance to support South Sudan peace negotiations or to advance or implement a peace agreement; and

(C) assistance to support implementation of outstanding issues of the Comprehensive Peace Agreement and mutual arrangements related to such Agreement.

(5) CONSULTATION.—Prior to the initial obligation of funds made available for the central Government of South Sudan pursuant to paragraphs (3)(B) and (C), the Secretary of State shall consult with the Committees on Appropriations on the intended uses of such funds, steps taken by such government to advance or implement a peace agreement, and participation by the United States in the Government of South Sudan in meeting the requirements in paragraph (2).

(j) SOUTH SUDAN.—

(1) STRATEGY REQUIREMENT.—Not later than 45 days after enactment of this Act and prior to the initial obligation of funds made available by this Act for assistance for the central Government of South Sudan, the Secretary of State, in consultation with the USAID Administrator, shall submit to the appropriate congressional committees a United States diplomatic and assistance strategy for South Sudan, consistent with the requirements under this section in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act): Provided, That such strategy shall include how the cessation of hostilities and the delivery of humanitarian assistance and essential services will be prioritized: Provided further, That the President shall consult with such committees prior to submitting such strategy.

(2) CERTIFICATION.—None of the funds appropriated by this Act that are available for assistance for the central Government of South Sudan may be made available until the Secretary of State certifies and reports to the Committees on Appropriations that such government is taking effective steps to—

(A) end hostilities and pursue good faith negotiations for a political settlement of the conflict;

(B) provide access for humanitarian organizations;

(C) end the recruitment and use of child soldiers;

(D) protect freedoms of expression, association, and assembly;

(E) reduce corruption related to the extraction and sale of oil and gas;

(F) establish democratic institutions;

(G) establish accountable military and police forces under civilian authority;

(H) investigate and prosecute individuals credibly alleged to have committed gross violations of human rights, including at the Terrain compound in Juba, South Sudan on July 11, 2016.

(6) SECURITY REPORT.—The reporting requirement in section 7029(b)(2) of this Act—

(A) appropriations for assistance for the Palestinian Authority, including for the Liberation Organization, and any successor or affiliated organizations with such entities as payments for acts of terrorism by individuals who are imprisoned after they were tried and convicted for acts of terrorism; and

(B) for any activity that supports forced evictions.

(7) FORCED EVICTIONS.—None of the funds appropriated by this Act for assistance for the Palestinian Authority, including for the Liberation Organization, and any successor or affiliated organizations with such entities as payments for acts of terrorism by individuals who are imprisoned after they were tried and convicted for acts of terrorism; and

(B) for any activity that supports forced evictions.

(8) SECURITY REPORT.—The reporting requirement in section 7029(b)(2) of this Act—

(A) appropriations for assistance for the Palestinian Authority, including for the Liberation Organization, and any successor or affiliated organizations with such entities as payments for acts of terrorism by individuals who are imprisoned after they were tried and convicted for acts of terrorism; and

(B) for any activity that supports forced evictions.

(9) SECURITY REPORT.—The reporting requirement in section 7029(b)(2) of this Act—

(A) appropriations for assistance for the Palestinian Authority, including for the Liberation Organization, and any successor or affiliated organizations with such entities as payments for acts of terrorism by individuals who are imprisoned after they were tried and convicted for acts of terrorism; and

(B) for any activity that supports forced evictions.

(10) SECURITY REPORT.—The reporting requirement in section 7029(b)(2) of this Act—

(A) appropriations for assistance for the Palestinian Authority, including for the Liberation Organization, and any successor or affiliated organizations with such entities as payments for acts of terrorism by individuals who are imprisoned after they were tried and convicted for acts of terrorism; and

(B) for any activity that supports forced evictions.

(11) SECURITY REPORT.—The reporting requirement in section 7029(b)(2) of this Act—

(A) appropriations for assistance for the Palestinian Authority, including for the Liberation Organization, and any successor or affiliated organizations with such entities as payments for acts of terrorism by individuals who are imprisoned after they were tried and convicted for acts of terrorism; and

(B) for any activity that supports forced evictions.
(1) LIMITATION.—Notwithstanding any other provision of law, none of the funds appropriated by this Act may be made available for assistance for the Government of Sudan.

(2) LIMITATION ON LOANS.—None of the funds appropriated by this Act may be made available for the cost, as defined in section 502 of the Congressional Budget Act of 1974, of modifying loans and loan guarantees held by the Government of Sudan, including the cost of selling, reducing, or canceling amounts owed under such loans and guarantees, modifying concessionary loans, guarantees, and credit agreements.

(3) EXCLUSIONS.—The limitations of paragraphs (1) and (2) do not apply to—

(A) humanitarian assistance;

(B) democracy programs;

(C) assistance for Darfur region, Southern Kordofan State, Blue Nile State, other marginalized areas and populations in Sudan, and Abyei; and

(D) assistance to support implementation of outstanding issues of the Comprehensive Peace Agreement, mutual arrangements related to post-referendum issues associated with such Agreement, or any other international recognized viable peace agreement in Sudan.

(4) ZIMBABWE.—

(a) DROPSHIP.—The Secretary of the Treasury shall instruct the United States executive director of each international financial institution to vote against any extension by the respective institution of any loan or grant to the Government of Zimbabwe, except to meet basic human needs or to promote democracy, unless the Secretary of State reports to the Committees on Appropriations that the rule of law has been restored, including respect for ownership and title to property, and freedoms of expression, association, and assembly.

(b) BILATERAL ECONOMIC ASSISTANCE.—None of the funds appropriated by this Act shall be made available for assistance for the central Government of Zimbabwe, except for health and education, unless the Secretary of State certifies and reports as required in paragraph (1), and funds may be made available for macroeconomic growth assistance if the Secretary reports to the Committees on Appropriations that such government is implementing transparent fiscal policies, including public disclosure of revenues from the extraction of natural resources.

(b) EAST ASIA AND THE PACIFIC

SEC. 7043. (a) ASIA REBALANCING INITIATIVE.—Except for paragraphs (1)(C), (4), (5)(B) and (D), 7043(b)(7) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2015 (division J of Public Law 114–113) shall continue in effect during fiscal year 2017: Provided, That section 7043(a)(8) of such Act shall be applied to funds appropriated by this Act by adding “East Asia,” before “South-east Asia”.

(b) BURMA.—

(1) BILATERAL ECONOMIC ASSISTANCE.—

(A) Funds appropriated by this Act under the heading “Economic Support Fund” for assistance for Burma may be made available notwithstanding any other provision of law, except for this subsection, and following consultation with the appropriate congressional committees.

(B) Funds appropriated under title III of this Act for assistance for Burma—

(i) shall be used to strengthen civil society organizations in Burma and for programs to strengthen independent media;

(ii) shall be made available for community-based initiatives in Burma to provide food, medical, and other humanitarian assistance to internally displaced persons in eastern Burma, in addition to assistance for Burmese refugees from funds appropriated by this Act under the heading “Migration and Refugee Assistance”;

(iii) shall be made available for programs to promote ethnic and religious tolerance, including in Rakhine and Kachin states;

(iv) shall be made available to promote rural development in Burma, including through microfinance and sustainable power generation programs;

(v) shall be made available to increase opportunities for the rule of law, transparency, and accountability;

(vi) may not be made available to any individual or organization if the Secretary of State has credible information that such individual or organization has committed or has a reasonable basis to believe that such individual or organization has committed a gross violation of human rights, including against Rohingya and other minority groups, or that advocates violence against ethnic or religious groups and individuals in Burma;

(vii) may not be made available to any organization or entity controlled by the military of Burma; and

(viii) may be made available for programs administered by the Office of Transition Initiatives, United States Agency for International Development, for ethnic groups and civil society in Burma to help sustain inclusive political processes and to give prospects for reconciliation and peace, which may include support to representatives of ethnic armed groups for this purpose.

(2) INTRAREGIONAL ASSISTANCE.—None of the funds appropriated by this Act under the headings “International Military Education and Training” and “Foreign Military Financing Program” may be made available for assistance for Burma: Provided, That the Department of State may continue to make payments from the Peace Corps Reserve to the United States Agency for International Development for assistance for Burma only on human rights and disaster response in a manner consistent with the prior fiscal year, and following consultation with the appropriate congressional committees.

(3) MULTILATERAL ASSISTANCE.—The Secretary of the Treasury shall instruct the United States executive director of each international financial institution to use the vote and voice of the United States to support projects in Burma only if such projects are developed and carried out in accordance with the requirements of section 7029(b)(2) of this Act.

(4) PROGRAMS, POSITION, AND RESPONSIBILITIES.

(A) Any new program or activity in Burma initiated in fiscal year 2017 shall be subject to prior consultation with the appropriate congressional committees.

(B) Section 7043(b)(7) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2015 (division J of Public Law 114–135) shall continue in effect during fiscal year 2017.

(C) The United States Chief of Mission in Burma, in consultation with the Assistant Secretary of State for Democracy, Human Rights, and Labor, Department of State, shall be responsible for democracy and human rights programs in Burma.

(D) CAMBODIA.—

(1) HUMAN RIGHTS CONDITIONS.—Of the funds appropriated in title IV of this Act that are made available for assistance for the central Government of Cambodia, 25 percent shall be withheld from obligation until the Secretary of State certifies and reports to the Committees on Appropriations that such government—

(i) is taking effective steps to strengthen regional security and stability, particularly regarding territorial disputes in the South China Sea;

(ii) has ceased efforts to intimidate civil and political opposition in Cambodia, is credibly investigating the murder of social and political activists, and is taking actions to address the concerns detailed in the September 14, 2016 United Nations Human Rights Situation in Cambodia—Joint Statement; and

(C) is establishing conditions for the holding of free and fair elections in Cambodia in 2018 through a non-partisan election commission; fair election processes; credible post-election dispute resolution mechanisms; open and inclusive participation, to include opposition parties and civil society; free, fair, and credible elections; respect for the rule of law; and respect for freedoms of assembly and speech.

(E) KHMER ROUGE TRIBUNAL.—Of the funds appropriated by this Act that are made available for assistance for Cambodia under the heading “Economic Support Fund”, not less than $1,500,000 must be made available for a contribution to the Extraordinary Chambers in the Court of Cambodia (ECCC): Provided, That such funds may only be made available if the Secretary of State certifies and reports to the Committees on Appropriations that such contribution is in the national interest of the United States and will support the prosecution of individuals responsible for genocide in Cambodia in a credible manner: Provided further, That if the Secretary of State is unable to make such certification, in lieu of the previous proviso, such funds shall be made available for research and education programs associated with the Khmer Rouge Tribunal in Cambodia: Provided further, That such funds shall be subject to prior consultation with, and the regular notification procedures of, such Committees: Provided further, That the Secretary of State shall seek reimbursement from the Principal Donor Group for the Documentation Center of Cambodia for costs incurred in support of the ECCC.

(3) RESEARCH AND EDUCATION.—Funds made available by this Act for democracy programs in Cambodia shall be made available for research and education programs associated with the Khmer Rouge genocide in Cambodia.

(d) NORTH KOREA.—

(1) BROADCASTS.—Funds appropriated by this Act under the heading “International Broadcasting Operations” may be made available to maintain broadcasting hours into North Korea at levels not less than the prior fiscal year.

(2) REFUGEES.—Funds appropriated by this Act under the heading “Migration and Refugee Assistance” should be made available for assistance for refugees from North Korea, including protection activities in the People’s Republic of China and other countries in Asia.

(3) DATABASE AND REPORT.—Funds appropriated by this Act under title III shall be made available to maintain a database of prisoners and gulags in North Korea, in accordance with the provisions of State, Foreign Operations, and Related Programs Appropriations Act, 2014 (division K of Public Law 113–76).

(4) LIMITATION ON USE OF FUNDS.—None of the funds made available by this Act under the heading “Economic Support Fund” may be made available for assistance for the Government of North Korea.

(e) PEOPLE’S REPUBLIC OF CHINA.

(1) LIMITATION ON USE OF FUNDS.—None of the funds appropriated under the heading “Economic Support Fund” in this Act may be obligated or expended for processing licenses for the export of satellites of United States origin (including commercial and nonprofit satellites) to the People’s Republic of China (PRC) unless, at least 15 days in advance, the Committees on
appropriations are notified of such proposed action.

(2) PEOPLE’S LIBERATION ARMY.—The terms and requirements of section 632(h) of the Foreign Assistance Act of 1961 shall apply to foreign assistance projects or activities of the People’s Liberation Army (PLA) of the PRC, to include such projects or activities by any entity owned or controlled by, or an affiliate of, the PLA: Provided, That none of the funds appropriated or otherwise made available pursuant to this Act may be used to enter into or enforce any cooperative agreement with the PLA, or any entity that the Secretary of State has reason to believe is owned or controlled by, or an affiliate of, the PLA.

(3) COUNTER INFLUENCE PROGRAMS.—Funds appropriated by this Act for public diplomacy under titles I and II for assistance under titles III and IV shall be made available to counter the influence of the PRC, in accordance with the strategy required by section 7043(e)(3) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2014 (division K of Public Law 113-76), following consultation with the Committees on Appropriations.

(4) AUTHORITY AND NOTIFICATION REQUIREMENTS.

(A) The uses of funds made available by this Act for the promotion of democracy in the PRC, except for funds made available under subsection (g), shall be the responsibility of the Assistant Secretary for Democracy, Human Rights, and Labor, Department of State.

(B) Funds appropriated by this Act that are made available for trilateral programs conducted by the United States Agency for International Development, and in other Tibetan communities in China.

(f) PHILIPPINES.—Prior to the initial obligation of funds made available by this Act under the headings Economic Support Fund and International Narcotics Control and Law Enforcement, the Secretary of State, in consultation with the Secretary of Defense, shall submit to the appropriate congressional committees a revised strategy for United States engagement in Afghanistan: Provided, That such strategy shall include detailed information on the roles and responsibilities of the Government of the Philippines, the United States Agency for International Development, and other non-defense United States Government agencies in Afghanistan, including the anticipated number of government and contractor personnel to be assigned in Afghanistan in fiscal years 2018 and 2019: Provided further, That such strategy shall also include detailed information on development programs to be supported by funds made available by this Act and prior Acts making appropriations for the Department of State, foreign operations, and related programs, including a description of specific safeguards to ensure that any such funds support a credible process under the control of the Taliban or other extremist organizations.

(g) TIBET.

(1) HANDBOOK OF PROJECTS IN TIBET.—The Secretary of the Treasury shall instruct United States foreign financial institutions to use the voice of the United States to support financing of projects in Tibet if such projects do not provide incentives for the migration and settlement of non-Tibetans into Tibet, and shall evaluate the transfer of resources in Tibetan land and natural resources to non-Tibetans, are based on a thorough needs-assessment, foster self-sufficiency of the Tibet people and respect Tibetan culture and traditions, and are subject to effective monitoring.

(2) PROGRAMS FOR TIBETAN COMMUNITIES.—

(A) In addition to any other provision of law, funds appropriated by this Act under the heading “Economic Support Fund” shall be made available to nongovernmental organizations to support activities which preserve cultural traditions and promote sustainable development, education, and environmental conservation in Tibetan communities in the Tibetan Autonomous Region of China, and in other Tibetan communities in China.

(B) Funds appropriated by this Act under the heading “Economic Support Fund” shall be made available to nongovernmental organizations to support activities which preserve cultural traditions and promote sustainable development, education, and the resilience of Tibetan communities in India and Nepal, and to assist in the education and development of the next generation of Tibetan leaders from such communities: Provided, That such funds are in addition to amounts made available in subparagraph (A) for programs inside Tibet.

(h) VIETNAM.—

(1) DIOXIN REMEDIATION.—Notwithstanding any other provision of law, of the funds appropriated by this Act under the heading “Economic Support Fund”, not less than $20,000,000 shall be available for activities related to the remediation of dioxin contaminated sites in Vietnam and may be made available for assistance for the Government of Vietnam, including the military, for such purposes:

(2) HEALTH AND DISABILITY PROGRAMS.—Of the funds appropriated by this Act under the heading “Economic Support Fund” and “International Narcotics Control and Law Enforcement” for assistance for the Government of Vietnam, including the military, for such purposes:

(i) includes the participation of any Afghan individual or organization, including government entity, that the Secretary of State determines to be involved in corrupt practices, trafficking in persons, including sex trafficking for commercial exploitation, or trafficking, or a violation of human rights; and

(ii) cannot be sustained, as appropriate, by the Government of Afghanistan or another Afghan entity.

(iii) is not regularly accessible for the purposes of conducting effective oversight in accordance with applicable Federal statutes and regulations;

(iv) initiates any new, major infrastructure development; or

(v) legitimizes the Taliban or other extremist organizations in areas not under the control of the Government of Afghanistan.

(B) CERTIFICATION AND REPORT.—Prior to the initial obligation of funds made available by this Act under the headings “Economic Support Fund” and “International Narcotics Control and Law Enforcement” for assistance for the central Government of Afghanistan, the Secretary of State shall certify and report to the Committees on Appropriations, after consultation with the Government of Afghanistan, that:

(i) goals and benchmarks for the specific uses of such funds have been established by the Governments of the United States and Afghanistan;

(ii) conditions are in place that increase the transparency and accountability of the Government of Afghanistan for funds obligated under the New Development Partnership;

(iii) the Government of Afghanistan is implementing laws and policies to govern democratically and protect the rights of individuals, civil society, and the media;

(iv) the Government of Afghanistan is taking immediate and effective steps to advance the rights of women and girls in Afghanistan;

(v) the Government of Afghanistan is effectively implementing laws and policies to govern democratically and protect the rights of individuals, civil society, and the media;

(vi) the necessary policies and procedures are in place to ensure Government of Afghanistan compliance with section 7013 of this Act, “Prohibition on Taxation of United States Assistance”; and

(vii) the Government of Afghanistan is publicly reporting its national budget, including revenues and expenditures.

(C) WAIVER.—The Secretary of State may waive the certification requirement of subparagraph (B) if the Secretary determines that to do so is important to the national security interest of the United States and the Secretary submits a report to the Committees on Appropriations, in classified form if necessary, on the justification for the waiver and the reasons why any of the requirements of subparagraph (B) cannot be met.

(D) PROGRAMS.—Funds appropriated by this Act that are made available for assistance for the Governments of the United States Agency for International Development, anti-corruption strategy that has been endorsed by the High Council on Rule of Law and Anti-Corruption, as agreed to at the Brussels Conference on Afghanistan in October 2016, and is prosecuting individuals alleged to be involved in corrupt or illegal activities in Afghanistan;

(i) implementing laws and policies to govern democratically and protect the rights of individuals, civil society, and the media;

(ii) the necessary policies and procedures are in place to ensure Government of Afghanistan compliance with section 7013 of this Act, “Prohibition on Taxation of United States Assistance”; and

(iii) the Government of Afghanistan is publicly reporting its national budget, including revenues and expenditures.

Provided, That such report shall also include detailed information on the roles and responsibilities of the Government of the Philippines, the United States Agency for International Development, and other non-defense United States Government agencies in Afghanistan, including the anticipated number of government and contractor personnel to be assigned in Afghanistan in fiscal years 2018 and 2019: Provided further, That such strategy shall also include detailed information on development programs to be supported by funds made available by this Act and prior Acts making appropriations for the Department of State, foreign operations, and related programs, including a description of specific safeguards to ensure that any such funds support a credible process under the control of the Taliban or other extremist organizations.

The Secretary shall submit a report, in classified form if necessary, to the appropriate congressional committees detailing by agency the number of personnel present in Afghanistan under the New Development Partnership, the anticipated number of government and contractor personnel to be assigned in Afghanistan in fiscal years 2018 and 2019: Provided further, That such strategy shall also include detailed information on development programs to be supported by funds made available by this Act and prior Acts making appropriations for the Department of State, foreign operations, and related programs, including a description of specific safeguards to ensure that any such funds support a credible process under the control of the Taliban or other extremist organizations.

(b) STRATEGY.—Not later than 90 days after enactment of this Act and prior to the initial obligation of funds made available by this Act, the Secretary of State shall submit a report to the Committees on Appropriations, which shall include the information required under this section in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act).

(g) TIBET.

(1) DIOXIN REMEDIATION.—The Secretary of the Treasury shall instruct United States financial institutions to use the voice of the United States to support financing of projects in Tibet if such projects do not provide incentives for the migration and settlement of non-Tibetans into Tibet, and shall evaluate the transfer of resources in Tibetan land and natural resources to non-Tibetans, are based on a thorough needs-assessment, foster self-sufficiency of the Tibet people and respect Tibetan culture and traditions, and are subject to effective monitoring.

(2) PROGRAMS FOR TIBETAN COMMUNITIES.—

(A) In addition to any other provision of law, funds appropriated by this Act under the heading “Economic Support Fund” shall be made available to nongovernmental organizations to support activities which preserve cultural traditions and promote sustainable development, education, and environmental conservation in Tibetan communities in the Tibetan Autonomous Region of China, and in other Tibetan communities in China.

(B) Funds appropriated by this Act under the heading “Economic Support Fund” shall be made available to nongovernmental organizations to support activities which preserve cultural traditions and promote sustainable development, education, and the resilience of Tibetan communities in India and Nepal, and to assist in the education and development of the next generation of Tibetan leaders from such communities: Provided, That such funds are in addition to amounts made available in subparagraph (A) for programs inside Tibet.
That such assistance to promote economic empowerment of women shall be made available as grants to Afghan and international organizations, to the maximum extent practicable:

(ii) for programs in South and Central Asia to expand linkages between Afghanistan and countries in the region, subject to the regular and updated rule of the Committees on Appropriations; and

(iii) to assist the Government of Afghanistan to increase revenue collection and expenditure consistent with United States laws and regulations that are implementing United States foreign assistance programs in Afghanistan in a manner consistent with United States companies and organizations that are implementing United States foreign assistance programs in Afghanistan in a manner consistent with United States laws and regulations that are not subjected by such government to taxes or other fees in contravention of diplomatic and other agreements between the Governments of the United States and Afghanistan, or to retaliation for the nonpayment of taxes or fees imposed in the past: Provided, That not later than 90 days after enactment of this Act, the Secretary of State shall submit to the Committees on Appropriations an assessment of the dollar value of improper taxes or fees levied by such government against such companies and organizations in fiscal years 2014, 2015, and 2016.

(3) GOALS AND BENCHMARKS.—Not later than 90 days after enactment of this Act, the Secretary of State shall submit to the appropriate congressional committees a report describing the goals and benchmarks required in paragraph (2)(B)(ii) for reconciliation programs and disarmament, demobilization, and reintegration activities for former combatants who have renounced violence against the Government of Afghanistan, in accordance with section 7049(a)(2)(B)(ii) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2012 (division I of Public Law 112-74); and

(iii) for an endowment to empower women and girls.

(G) Of the funds appropriated under titles III and IV of this Act that are made available for assistance for Pakistan shall be made available only to support counterterrorism and counterinsurgency capabilities in Pakistan.

(4) SCHOLARSHIPS FOR WOMEN.—The authorizing and appropriations committees of the House shall consult with the Committees on Appropriations of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2015 (division J of Public Law 113-255) shall authorize funds to be appropriated by this Act that are made available for assistance for Pakistan: Provided, That such scholarships shall be made available to women from Pakistan who have a demonstrated commitment to education in Pakistan.

(E) CERTIFICATION.—None of the funds appropriated or otherwise made available by this Act for assistance for the Government of Pakistan if the Secretary of State certifies and reports to the Committees on Appropriations that the Government of Pakistan is—

(1) cooperating with the United States in counterterrorism efforts against the Haqqani Network, the Quetta Shura Taliban, Lashkar-e Tayaq, Lashkar-e Jhangvi, and other domestic and foreign terrorist organizations, including taking effective steps to end support for such groups and prevent them from basing and operating in Pakistan and carrying out cross border attacks into neighboring countries;

(2) not supporting violations of human rights and the laws of war, and the United States is cooperating fully with civil and military authorities in such cases.

(F) preventing the proliferation of nuclear-related material and expertise;

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

(2) WAIVER AND REPORTS.—

(A) The Secretary of State may waive the certification requirement of paragraph (1) with respect to funds appropriated or otherwise made available by this Act under the headings “Economic Support Fund” and “International Narcotics Control and Law Enforcement” for assistance for the Government of Pakistan if the Secretary determines that to do so is important to the national security interest of the United States. Provided, That funds withheld by application of this subparagraph shall be withheld from obligation until the Secretary certifies and reports to the Committees on Appropriations the certification required by paragraph (1).

(B) The Secretary of State may waive the certification requirement of paragraph (1) with respect to 95 percent of the funds appropriated or otherwise made available by this Act under the heading “Foreign Military Financing Program” for assistance for the Government of Pakistan if the Secretary determines that to do so is important to the national security interest of the United States: Provided, That funds withheld by application of this subparagraph shall be withheld from obligation until the Secretary certifies and reports to the Committees on Appropriations the certification required by paragraph (1).

(C) In exercising the authority of this paragraph, the Secretary of State shall submit a report to the Committees on Appropriations, in classified form if necessary, on the Justification for any waivers in subparagraphs (A) or (B) unless the application of any of the requirements of paragraph (1) cannot be met.

(3) ASSISTANCE.—

(A) Funds appropriated by this Act under the headings “Economic Support Fund” for assistance for Pakistan may be made available only to support counterterrorism and counterinsurgency capabilities in Pakistan.

(B) Funds appropriated by this Act under the headings “Economic Support Fund” and “Nonproliferation, Anti-terrorism, Demining and Related Programs” for assistance for Pakistan may be made available only to support counterterrorism and counterinsurgency capabilities in Pakistan.

(C) Of the funds appropriated by this Act under the heading “Economic Support Fund” that are made available for assistance for infrastructural projects in Pakistan shall be immediately available and subject to the certification requirement of section 507(6) of the Trade Act of 1974 (19 U.S.C. 2176(6)).

(D) Of the funds appropriated by this Act under titles III and IV for assistance for Pakistan shall be made available notwithstanding any other provision of law, except for section 620M of the Foreign Assistance Act of 1961.

(E) Of the funds appropriated under titles III and IV of this Act that are made available for assistance for Pakistan, $33,000,000 shall be withheld from obligation until the Secretary of State reports to the Committees on Appropriations that the Government of Pakistan is—

(1) cooperating with the United States in counterterrorism efforts against the Haqqani Network, the Quetta Shura Taliban, Lashkar-e Tayaq, Lashkar-e Jhangvi, and other domestic and foreign terrorist organizations, including taking effective steps to end support for such groups and prevent them from basing and operating in Pakistan and carrying out cross border attacks into neighboring countries;

(2) not supporting violations of human rights and the laws of war, and the United States is cooperating fully with civilian and military authorities in such cases.

(F) Of the funds appropriated by this Act under the heading “Economic Support Fund” that are made available for assistance for the Government of Pakistan if the Secretary of State certifies and reports to the Committees on Appropriations that the Government of Pakistan is—

(1) cooperating with the United States in counterterrorism efforts against the Haqqani Network, the Quetta Shura Taliban, Lashkar-e Tayaq, Lashkar-e Jhangvi, and other domestic and foreign terrorist organizations, including taking effective steps to end support for such groups and prevent them from basing and operating in Pakistan and carrying out cross border attacks into neighboring countries;

(2) not supporting violations of human rights and the laws of war, and the United States is cooperating fully with civilian and military authorities in such cases.

(G) Of the funds appropriated by this Act under the headings “Economic Support Fund” and “Nonproliferation, Anti-terrorism, Demining and Related Programs” for assistance for Pakistan may be made available only to support counterterrorism and counterinsurgency capabilities in Pakistan.

(H) Of the funds appropriated under titles III and IV of this Act that are made available for assistance for Pakistan, $33,000,000 shall be withheld from obligation until the Secretary of State reports to the Committees on Appropriations that Dr. Shakil Afridi has been released from prison and cleared of all charges relating to the assistance provided to the United States in locating Osama bin Laden.

(I) SCHOLARSHIPS FOR WOMEN.—The authorizing and appropriations committees of the House shall consult with the Committees on Appropriations of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2015 (division J of Public Law 113-255) shall authorize funds to be appropriated by this Act that are made available for assistance for Pakistan: Provided, That such scholarships shall be made available to women from Pakistan who have a demonstrated commitment to education in Pakistan.
(i) The Secretary of State should suspend assistance for the Government of Pakistan if any report required by clause (i) indicates that Pakistan is failing to make measurable progress in meeting such goals or benchmarks.

(2) Not later than 90 days after enactment of this Act, the Secretary of State shall submit to the Committees on Appropriations a report detailing the costs and objectives associated with significant infrastructure projects supported by the United States in Pakistan. The report shall also state the extent to which such projects achieve such objectives.

(6) Oversight.—The Secretary of State shall ensure that mechanisms are in place for monitoring, oversight, and control of funds made available by this subsection for assistance for Pakistan.

(d) Sri Lanka.—

(1) Bilateral economic assistance.— Funds appropriated by this Act under the heading “Economic Support Fund” shall be made available for assistance for Sri Lanka for democracy and economic development programs, particularly in areas recovering from civil and religious conflict: Provided, That such funds shall be made available for programs to assist in the identification and resolution of outstanding лица.

(2) Certification.—Funds appropriated by this Act for assistance for the central Government of Sri Lanka may be made available only of State certifies and reports to the Committees on Appropriations that the Government of Sri Lanka is taking steps to—

(A) repeal laws that do not comply with international standards for human rights;

(B) improve accountability and transparency in governance;

(C) support a credible justice mechanism in compliance with United Nations Human Rights Council Resolution (A/HRC/30/L.29) of October, 2015; and

(D) return land in former conflict zones to former owners or to compensate those whose land was confiscated without due process, which are in addition to steps taken during the previous calendar year.

(3) International security assistance.— Funds appropriated under title IV of this Act that are available for assistance for Sri Lanka shall be subject to the following conditions:

(A) not to exceed $500,000 under the heading “Foreign Military Financing Program” may only be made available for programs to support humanitarian and disaster response efforts; to redeploy out of former conflict zones; and to restructure and reduce the size of the Sri Lankan armed forces; and

(B) funds under the heading “Peacekeeping Operations” may only be made available for training and equipment related to international peacekeeping operations.

(e) Regional programs.—

(1) Cross border programs.—Funds appropriated by this Act under the heading “Economic Support Fund” for assistance for Afghanistan and Pakistan may be provided, notwithstanding any other provision of law that restricts assistance to foreign countries, for cross border stabilization and development programs between Afghanistan and Pakistan, or between either country and the Central Asian countries.

(2) Security and justice programs.—Funds appropriated by this Act under the headings “Economic Support Fund”, “International Narcotics Control and Law Enforcement”, and “Assistance for Europe, Eurasia, and Central Asia” shall be made available for assistance for countries in South and Central Asia shall be made available to enhance the recruitment, retention, and professionalism of women in the judiciary, police, and other security forces.

(f) Latin America and the Caribbean.

(1) Strategic update.—The Secretary of State, in consultation with the heads of other relevant United States Government agencies, shall review the United States strategy toward Central America (the Strategy) and submit an updated Strategy to the appropriate congressional committees not later than 90 days after enactment of this Act. Provided, That such Strategy shall address the key factors in countries in Central America that contribute to the migration of undocumented Central American Persons: Provided further, That such Strategy should support regional security and economic initiatives, including the Plan of the Alliance for Prosperity in the Northern Triangle in Central America (the Plan), to the extent the Secretary of State determines such initiatives are consistent with the national interests of the United States.

(2) Funding.—Subject to the requirements of subsection (d), the funds appropriated under titles III and IV of this Act, $550,000,000, for assistance for countries in Central America to implement the United States Strategy for Engagement in Central America: Provided further, That such funds shall be made available to the maximum extent practicable on a cost-matching basis.

(3) Pre-Oboligation requirements.—Prior to the obligation of funds made available pursuant to paragraph (2) and following the submission of the Strategy as required in paragraph (1), the Secretary of State shall submit to the Committees on Appropriations a multi-year plan as described under this section in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act), including a description of how such funds shall be prioritized addressing the key factors in countries in Central America that contribute to the migration of undocumented Central Americans to the United States.

(4) Assistance for the central government of El Salvador, Guatemala, and Honduras.—Of the funds made available pursuant to paragraph (2) that are available for assistance for each of the central governments of El Salvador, Guatemala, and Honduras, the following amounts shall be withheld from obligation and may only be made available as follows:

(A) 25 percent may only be obligated after the Secretary of State certifies and reports to the appropriate congressional committees that such government is taking effective steps to take the steps described in clauses (i), (ii), and (iii) of section 4 (in the matter preceding division A of this Consolidated Act), including a description of how such funds shall be prioritized addressing the key factors in countries in Central America that contribute to the migration of undocumented Central Americans to the United States.

(B) An additional 50 percent may only be obligated after the Secretary of State certifies and reports to the appropriate congressional committees that any new government has committed to take the steps to meet the requirements of paragraphs (4)(A) and (4)(B) at the time of its assuming power.

(C) An additional 25 percent may only be obligated after the Secretary of State certifies and reports to the appropriate congressional committees that any new government has committed to take the steps to meet the requirements of paragraphs (4)(A) and (4)(B) at the time of its assuming power.

(D) An additional 25 percent may only be obligated after the Secretary of State certifies and reports to the appropriate congressional committees that any new government has committed to take the steps to meet the requirements of paragraphs (4)(A) and (4)(B) at the time of its assuming power.

(5) Suspension of assistance and periodic review.—

(A) The Secretary of State shall periodically review the progress of each of the central governments of El Salvador, Guatemala, and Honduras in meeting the requirements of paragraphs (4)(A) and (4)(B) of this section: Provided, That if the Secretary determines that sufficient progress has not been made by a central government, the Secretary shall suspend funding or in part suspend such government for programs supporting such requirement, and shall notify the appropriate congressional committees in writing of such action: Provided further, That the Secretary may resume funding for such programs only after the Secretary certifies to such committees that such committees that any new government has committed to take the steps to meet the requirements of paragraphs (4)(A) and (4)(B) at the time of its assuming power.

(B) The Secretary of State shall, following a change of national government in El Salvador, Guatemala, or Honduras, determine whether the newly elected government committees that any new government has committed to take the steps to meet the requirements of paragraphs (4)(A) and (4)(B) at the time of its assuming power.
In paragraph 20, the sentence is incomplete. The full sentence should read: "The Secretary of State shall consult with the Committees on Appropriations on how such assistance supports the national security interest of the United States."
(v) results that eliminate the effects of proven retaliation.

(2) The restrictions imposed by or pursuant to paragraph (1) may be waived on a case-by-case basis if the Secretary of State determines that such waiver is necessary to avert or respond to a humanitarian crisis.

(b) UNRWA: DELIVERATIONS AND ORGANIZATIONS.—

(1) None of the funds made available by this Act may be used to pay expenses for any United Nations agency, program, or body, or commission of the United Nations if such agency, body, or commission is chaired or presided over by a country, the government of which the Secretary of State has determined, for purposes of section 6(j)(1) of the Export Administration Act of 1979 as continued in effect pursuant to the International Emergency Economic Powers Act (50 U.S.C. App. 2405(j)(1)), supports international terrorism.

(2) None of the funds made available by this Act may be used by the Secretary of State as a contribution to any organization, agency, commission, or program within the United Nations, if such organization, agency, commission, or program is chaired or presided over by a country, the government of which has repeatedly provided support for acts of international terrorism. The Secretary of State may waive this subsection if the Secretary determines that such waiver is necessary to avert or respond to a humanitarian crisis.

(3) The Secretary of State may waive the restrictions imposed in subsection (a) and (b) if the Secretary determines that the United Nations or other international organization or agency is taking steps to improve the financial transparency of the organization or agency.

(c) UNITED NATIONS HUMAN RIGHTS COUNCIL.—None of the funds appropriated by this Act shall be used by the United Nations Human Rights Council unless the Secretary of State determines and reports to the Committees on Appropriations that participation in the Council is important to the national interest of the United States and that the Council is taking significant steps to fulfill its obligations.

(d) UNITED NATIONS RELIEF AND WORKS AGENCY.—Prior to the initial obligation of funds for the United Nations Relief and Works Agency (UNRWA), the Secretary of State shall submit a report to the Committees on Appropriations detailing the cumulative amount of arrears owed, or anticipated to be owed, by the United States to UNRWA-administered schools and summer camps, in accordance with the values of human rights, dignity, and tolerance and does not induce incitement; and

(4) a specific plan for payment of such arrears, including with respect to the loss of influence within such organizations.

(5) The Secretary of State should withhold contributions if the Secretary determines that the government of such country is taking effective steps to bring the responsible members of such unit to justice and to prevent future incidents. Provided, That the Secretary shall promptly notify the United States and that the Council is taking meaningful steps to improve the financial transparency of the organization or agency.

(4) a description of the national interest served.

(5) taking steps to improve the financial transparency of the organization; and

(6) an analysis of the impact to the national interest of the United States if such organization, agency, commission, or program is chaired or presided over by a country, the government of which has repeatedly provided support for acts of international terrorism.

(3) The Secretary of State shall submit a report in writing to the Committees on Appropriations detailing the cumulative amount of arrears owed, or anticipated to be owed, by the United States to UNRWA-administered schools and summer camps, in accordance with the values of human rights, dignity, and tolerance and does not induce incitement; and

(4) a description of the national interest served.

(5) taking steps to improve the financial transparency of the organization; and

(6) PROVIDED fur-
governance, including assistance for programs to prevent conflict, respond to disasters, address gender-based violence, and foster improved police relations with the community.

(b) Notification.—Assistance provided under subsection (a) shall be subject to the regular notification procedures of the Committees on Appropriations.

DISABILITY PROGRAMS

SEC. 7050. (a) Assistance.—Funds appropriated by this Act under the heading “Economic Support Fund” shall be made available for the conduct of activities—conducted by the United States Agency for International Development to address the needs and protect and promote the rights of people with disabilities, including initiatives that focus on independent living, economic self-sufficiency, advocacy, education, employment, transportation, sports, and integration of individuals with disabilities, including for the cost of translation.

(b) Management, Oversight, and Technical Support.—Of the funds made available pursuant to this section, 5 percent may be used for USAID for management, oversight, and technical support.

INTERNATIONAL CONFERENCES

SEC. 7051. 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 of agencies or departments of the United States Government who are stationed abroad for any international conference held in the United States, at any single international conference, or for the transportation of active and standby personnel stationed abroad for any international conference.

(a) Aircraft Coordination.—

(b) Aircraft Operations and Maintenance.—To the maximum extent practicable, the costs of operations and maintenance, including fuels purchased for the purchase, lease, maintenance, charter, or operation of aircraft procured with funds made available pursuant to this Act shall be borne by the recipient country.

PARKING FINES AND REAL PROPERTY TAXES OWED BY FOREIGN GOVERNMENTS

SEC. 7053. (a) Landmines and Cluster Munitions.

(b) Cluster Munitions.—No military assistance shall be furnished for cluster munitions, no defense export license for cluster munitions may be issued, and no cluster munitions or cluster munition technology shall be sold or transferred, unless—

(1) the submunitions of the cluster munitions, after arming, do not result in more than 1 percent unexploded ordnance across the range of intended operational environments, and the agreement applicable to the assistance, transfer, or sale of such cluster munitions or cluster munition technology specifies that the cluster munitions will only be used against clearly defined military targets and will not be used where civilians are known to be present in areas normally inhabited by civilians; or

(2) such assistance, license, sale, or transfer is for the purpose of demilitarizing or permanently disposing of such cluster munitions.

PROHIBITION ON PUBLICITY OR PROPAGANDA

SEC. 7055. (a) No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes within the United States not authorized before the date of the enactment of this Act by Congress: Provided, That not to exceed $25,000 may be made available to carry out the provisions of section 318 of the International Security and Development Cooperation Act of 1980 (Public Law 96–533).

CONTINUOUS SUPERVISION AND GENERAL DIRECTION OF ECONOMIC AND MILITARY ASSISTANCE

SEC. 7056. (a) Authority. Under the direction of the President, the Secretary of State shall be responsible for the continuous supervision and direction of economic assistance, law enforcement and justice sector assistance, military assistance, and military education and training programs, including but not limited to determining whether such assistance shall be a military assistance (including civic action) or a military education and training program for a country and the manner of determining whether such programs are effectively integrated both at home and abroad and the foreign policy of the United States is served thereby.

(b) Consistent with section 481(b) of the Foreign Assistance Act of 1961, the Secretary of State shall be responsible for coordinating, with the Office of the Director of National Intelligence, the United States Government to support international efforts to combat illicit narcotics production or trafficking: Provided, That the provision of assistance which is comparable to assistance that may be made available by this Act under the heading “International Narcotics Control and Law Enforcement” and in a manner consistent with the requirements of section 333(b) of title 10, United States Code, as added by section 1241 of the National Defense Authorization Act for Fiscal Year 2017 (Public Law 114–328).

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT MANAGEMENT

SEC. 7057. (a) Authority.—Up to $93,000,000 of the funds made available in title III of this Act pursuant to or to carry out the provisions of part I of the Foreign Assistance Act of 1961, including funds appropriated under the heading “Assistance for Europe, Eurasia, and Central Asia”, may be used by the United States Agency for International Development to hire and employ individuals in the assistance projects and programs financed by funds appropriated under this Act pursuant to or to carry out the provisions of sections 308 and 309 of the Foreign Service Act of 1980.

(b) Restrictions.—

(1) The number of individuals hired in any fiscal year pursuant to the authority contained in subsection (a) may not exceed 175.

(2) The authority to hire individuals contained in subsection (a) shall expire on September 30, 2018.

(c) Authority of subdips. The authority of subdips (a) shall only be used to the extent that an equivalent number of positions that are filled by personal services contractors or other non-direct hire employees of USAID, who are compensated with funds appropriated to carry out part I of the Foreign Assistance Act of 1961, including funds appropriated under the heading “Assistance for Europe, Eurasia, and Central Asia”, are eliminated.

(d) Program Account Charges.—The account charges for the purposes for which an individual hired and employed under the authority of this section shall be the account to which the responsibilities of such individual primary relate: Provided, That funds made available to carry out this section may be transferred to, and merged with, funds appropriated by this Act in title II under the heading Operating Expense-Foreign Service Limited Extension.
(f) DISASTER SURGE CAPACITY.—Funds appropriated under title III of this Act to carry out part I of the Foreign Assistance Act of 1961, including funds appropriated under the heading "Global Health Programs, East and Central Africa", may be used, in addition to funds otherwise available for such purposes, for the cost (including the support costs of individuals employed by USAID) of in-country staffing by USAID whose primary responsibility is to carry out programs in response to natural disasters, or man-made disasters subject to the regular notification procedures of the Committees on Appropriations.

(g) PERSONAL SERVICES CONTRACTORS.—Funds appropriated by this Act to carry out chapter 5, part II of title I, and section 607 of the Foreign Assistance Act of 1961, and title II of the Food for Peace Act (Public Law 83–480), may be used by USAID to employ up to 10 personal services contractors in the United States, notwithstanding any other provision of law, for the purpose of providing direct, interim support for new or expanded overseas programs and activities managed by the agency until permanent direct hire personnel are hired and trained:
Provided, That not more than 15 of such contracts may be awarded to any area or geographic office: Provided further, That such funds appropriated to carry out title II of the Food for Peace Act (Public Law 83–480), may be made available to persons employed by contractors assigned to the Office of Food for Peace.

(b) SMALL BUSINESS.—In entering into multiple award indefinite-quantity contracts with funds appropriated by this Act, USAID may provide an exception to the fair opportunity for small disadvantaged businesses.

(c) FOREIGN SERVICE LIMITED APPOINTMENTS.—Individuals hired pursuant to the authority provided by section 7059(c) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2011 (division F of Public Law 111–117) may be assigned to or support programs in Afghanistan or Pakistan with funds made available in this Act and prior Acts making appropriations for the Department of State, foreign operations, and related programs.

GLOBAL HEALTH ACTIVITIES

SEC. 7056. (a) IN GENERAL.—Funds appropriated under title II of this Act that are made available for bilateral assistance for child survival activities or disease programs including activities relating to re-search, outreach, and the prevention, treatment and control of, HIV/AIDS may be made available notwithstanding any other provision of law except for provisions under the heading "Global Health Programs" and the United States Leadership Against HIV/AIDS, Tuberculosis, and Malaria Act of 2003 (117 Stat. 711; 22 U.S.C. 7601 et seq.), as amended: Provided, That such funds appropriated under title II of this Act, not less than $757,000,000 shall be made available for family planning/reproductive health, including in areas where populations threaten biodiversity or endangered species.

(b) GLOBAL FUND.—Of the funds appropriated by this Act that are available for a contingency reserve fund, USAID, Tuberculosis and Malaria (Global Fund), 10 percent should be withheld from obligation until the Secretary of State determines that funds appropriated under this Act that are made available for such purposes are available for international peacekeeping operations, shall address, where appropriate, prevention and response to gender-based violence, trafficking in persons, and the protection of women and girls against gender-based violence, including children, rape, female genital cutting and mutilation, and domestic violence, other forms of gender-based violence and persecution, and shall address efforts by raising the status, increasing the participation, and protecting the rights of women and girls worldwide.

(c) WOMEN’S LEADERSHIP.—Of the funds appropriated by title II of this Act, not less than $50,000,000 shall be made available to increase leadership opportunities for women in countries where women are subjected to gender discrimination due to law, policy, or practice, and increasing women’s opportunities for leadership positions in the public and private sectors of the local, provincial, and national levels.

(d) GENDER-BASED VIOLENCE.—(1)(A) Of the funds appropriated by titles III and IV of this Act that are available to train foreign police and other security forces, including for international peacekeeping operations, shall address, where appropriate, prevention and response to gender-based violence, trafficking in persons, and the protection of women and girls against gender-based violence, including children, rape, female genital cutting and mutilation, and domestic violence, other forms of gender-based violence and persecution, and shall address efforts by raising the status, increasing the participation, and protecting the rights of women and girls worldwide.

(e) WOMEN AND GIRLS AT RISK FROM EXTREMISM.—

(1) ASSISTANCE.—Of the funds appropriated by this Act under the heading "Economic Support Fund", not less than $15,000,000 shall be made available to support women and girls who are at risk from extremism and conflict, and for activities to—
(A) empower women and girls to counter extremism;
(B) address the needs of women and girls adversely impacted by extremism and conflict;
(C) document crimes committed by extremists against women and girls, and support investigations and prosecutions of such crimes, as appropriate; and
(D) increase the participation and influence of women in formal and informal political processes and institutions at the local, national, and international levels including within traditional governing structures.

(E) support reconciliation programs between impacted minority, religious, and ethnic groups and traditional governing structures.

(F) develop and implement legal reforms and protections for women and girls at the national and local government levels; and

(g) GENDER EQUALITY.—Funds appropriated by this Act under the heading "Global Health Programs", shall be made available for the purpose of promoting gender equality in United States Government diplomatic and development efforts by raising the status, increasing the participation, and protecting the rights of women and girls worldwide.

(h) SECURITY.—Funds appropriated by title II of this Act that are available for the purpose of combating terrorism, shall be used to support women and girls as victims of conflict and those adversely impacted by extremism and conflict, and for activities to—
(A) provide training and support to women police and other security forces; and

(B) empower women and girls to counter extremism and conflict,

(i) OIG REPORTS.—(1) Of the funds appropriated by this Act under the heading "Global Health Programs", $70,000,000 shall be made available for an Emergency Reserve Fund to address emerging health threats, and shall remain available until expended: Provided, That such funds shall be used to address threatening health threats, and be transferred to, and merged with, funds appropriated by this Act under the heading "International Disaster Assistance" for the purposes of this paragraph: Provided further, That such funds may only be made available if the Secretary of State determines and reports to the Committees on Appropriations that it is in the national interest to respond to an emerging health threat that poses severe threats to the United States, and within 30 days of receipt of funds, and if the Secretary of State certifies to the Committees on Appropriations that it is in the national interest to respond to an emerging health threat that poses severe threats to the United States, and within 60 days of receipt of funds, that the funds are necessary to avert a severe and imminent threat to United States national security, or are in the United States national interest to respond to a severe and imminent threat to United States national interests.

(2) EXTRAORDINARY MEASURES.—If the Secretary of State determines and reports to the Committees on Appropriations that an international infectious disease outbreak is sustained, severe, and spreading internationally, or that it is in the national interest to respond to a Public Health Emergency of International Concern, funds appropriated by this Act under the headings "Global Health Programs", "Development Assistance", "International Disaster Assistance", "Complex Crises Fund", "Emergency Reserve Fund", "Democracy Fund", "Emergency Reserve Fund for Europe, Eurasia and Central Asia", and "Migration and Refugee Assistance", and "Millennium Challenge Corporation" may be used to combat such infectious disease or public health emergency, and may be transferred to, and merged with, funds appropriated under the headings for the purposes of this paragraph.

(3) OVERSIGHT OF FUNDS.—Funds made available by this subsection shall be subject to prior consultation with the Committees on Appropriations.

GENDER EQUALITY

SEC. 7059. (a) GENDER EQUALITY.—Funds appropriated under this Act under the heading "Global Health Programs", shall be made available for the purpose of promoting gender equality in United States Government diplomatic and development efforts by raising the status, increasing the participation, and protecting the rights of women and girls worldwide.

(b) SECURITY.—Funds appropriated by title II of this Act that are available for the purpose of combating terrorism, shall be used to support women and girls as victims of conflict and those adversely impacted by extremism and conflict, and for activities to—

(A) provide training and support to women police and other security forces; and

(B) empower women and girls to counter extremism and conflict,

(c) SECURITY.—Funds appropriated by title II of this Act that are available for the purpose of combating terrorism, shall be used to support women and girls as victims of conflict and those adversely impacted by extremism and conflict, and for activities to—

(A) provide training and support to women police and other security forces; and

(B) empower women and girls to counter extremism and conflict,

(d) SECURITY.—Funds appropriated by title II of this Act that are available for the purpose of combating terrorism, shall be used to support women and girls as victims of conflict and those adversely impacted by extremism and conflict, and for activities to—

(A) provide training and support to women police and other security forces; and

(B) empower women and girls to counter extremism and conflict,
(b) DEVELOPMENT PROGRAMS.—Of the funds appropriated by this Act under the heading “Development Assistance", not less than $265,000,000 shall be made available for the following programs:

(1) BASIC EDUCATION.—(A) Of the funds appropriated under title III of this Act, not less than $800,000,000 shall be made available for assistance for basic education, and such funds may be made available notwithstanding any other provision of law that restricts assistance to foreign countries: Provided, That such funds should not be obligated except for the implementation of basic education programs for each Country Development Cooperation Strategy or similar strategy.

(B) Not later than 30 days after enactment of this Act, the USAID Administrator shall report to the Committees on Appropriations, may reprogram such funds between countries.

(2) CONSERVATION PROGRAMS AND LIMITATIONS.—(A) Of the funds appropriated under title III of this Act, not less than $20,000,000 of the funds appropriated under titles III and IV of this Act shall be made available to the Green Climate Fund.

(B) Not later than 120 days after enactment of this Act, the USAID Administrator shall update such contracts and grants provided and the goals and objectives of such assistance: Provided, That the USAID Administrator shall:

(c) PROGRAMS TO COMBAT TRAFFICKING IN PERSONS AND MODERN SLAVERY.—(1) GENERAL.—Of the funds appropriated by this Act under the headings “Development Assistance", “Economic Support Fund", “Assistance for Europe, Eurasia and Central Asia", and “Narcotics Control and Law Enforcement", not less than $64,800,000 shall be made available for activities to combat trafficking in persons internationally, of which not less than $10,000,000 shall be from funds made available under the heading “International Narcotics Control and Law Enforcement": Provided, That funds made available pursuant to this paragraph shall be made available subject to the regular notification procedures of the Committees on Appropriations.

(2) MODERN SLAVERY.—Funds appropriated by this Act under the heading “International Narcotics Control and Law Enforcement": Provided, That funds made available under this heading shall be subject to the regular notification procedures of the Committees on Appropriations.

(3) COORDINATION.—The Secretary of State and the USAID Administrator, as appropriate, shall establish and implement guidelines to ensure that programs funded by programs under this chapter are effective in dismantling transnational human trafficking and modern slavery networks, including through activities that promote human rights and democratic governance.

(d) FOOD SECURITY AND AGRICULTURAL DEVELOPMENT.—(1) GENERAL.—Of the funds appropriated by this Act under the heading “Food Security and Agricultural Development", not less than $400,000,000 shall be made available for sustainable landscapes programs.

(2) W ATER AND SANITATION.—Of the funds appropriated by this Act under the heading “Water and Sanitation", not less than $40,000,000 shall be from funds made available for water supply and sanitation programs pursuant to the Senate Bill 2782 (S. 2782), the Water for the Poor Act of 2005 (Public Law 109–121), of which not less than $145,000,000 shall be for programs in sub-Saharan Africa, and of which not less than $14,000,000 shall be for other programs as necessary for the benefit of the Global Food Security Program.

(e) MICROENTERPRISE AND MICROFINANCE.—(1) GENERAL.—Of the funds appropriated by this Act under the heading “Microenterprise and Microfinance", not less than $265,000,000 shall be made available for microfinance development programs for the poor, especially women.

(f) PROGRAMS TO COMBAT TRAFFICKING IN PERSONS AND MODERN SLAVERY.—(1) REPORTS.—The Secretary of State shall submit to the Committees on Appropriations, may reprogram such funds between countries.

(2) DEVELOPMENT PROGRAMS.—Of the funds appropriated by this Act under the heading “Development Assistance", not less than $265,000,000 shall be made available for the following programs:

(g) RECONCILIATION PROGRAMS.—(1) GENERAL.—Of the funds appropriated by this Act under the headings “Economic Support Fund", “Assistance for Europe, Eurasia and Central Asia", and “Development Assistance", not less than $26,000,000 shall be made available for programs in Afghanistan pursuant to the Senate Bill 2782 (S. 2782), the Water for the Poor Act of 2005 (Public Law 109–121), of which not less than $145,000,000 shall be for programs in sub-Saharan Africa, and of which not less than $14,000,000 shall be for other programs as necessary for the benefit of the Global Food Security Program.

(h) WATER AND SANITATION.—Of the funds appropriated by this Act, not less than $800,000,000 shall be made available for water supply and sanitation programs pursuant to the Senate Bill 2782 (S. 2782), the Water for the Poor Act of 2005 (Public Law 109–121), of which not less than $145,000,000 shall be for programs in sub-Saharan Africa, and of which not less than $14,000,000 shall be for other programs as necessary for the benefit of the Global Food Security Program.
Act for the Overseas Private Investment Corporation Program Account, to be subject to the terms and conditions of that account: Provided, That such funds shall not be available for programs or projects of the Overseas Private Investment Corporation: Provided further, That designated funding levels in this Act shall not be transferred pursuant to section 230(a)(2) of the Arms Export Control Act of 1961, the authority of subsections (a) through (c) of section 234 of such Act shall remain in effect until September 30, 2017.

ARMS TRADE TREATY

SEC. 7062. None of the funds appropriated 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.

INSPECTORS GENERAL

SEC. 7063. (a) Prohibition on Use of Funds.—None of the funds appropriated by this Act may be used to deny an Inspector General covered by this section timely access to any records, documents, or other materials available to the department or agency of the United States Government over which such Inspector General has responsibilities under the Inspector General Act of 1978 (5 U.S.C. App.), or to prevent or impede the access of such Inspector General to such records, documents, or other materials, under any provision of law, except a provision of law that expressly refers to such Inspector General and expressly limits the right of access of such Inspector General.

(b) Timely Access.—A department or agency of the United States Government covered by this subsection shall provide such Inspector General access to all records, documents, and other materials in a timely manner.

(c) Compliance.—Each Inspector General covered by this section shall ensure compliance with statutory limitations on disclosure relevant to the information provided by the department or agency over which that Inspector General has responsibilities under the Inspector General Act of 1978 (5 U.S.C. App.).

(d) Report Requirement.—Each Inspector General covered by this section shall report to the Committees on Appropriations within 5 calendar days of any failure by any department or agency of the United States Government to provide its Inspector General access to all requested records, documents, and other materials.

REPORTING REQUIREMENTS CONCERNING INDIVIDUALS DETAINED AT NAVAL STATION, GUANTÁNAMO BAY, CUBA

SEC. 7064. Not later than 5 days after the conclusion of an agreement with a country, including a state with a compact of free association with the United States, to receive by transfer or release individuals detained at United States Naval Station, Guantánamo Bay, Cuba, the President of the United States shall notify the Committees on Appropriations in writing of the terms of the agreement, including whether funds appropriated by this Act or programs making appropriations for the Department of State, foreign operations, and related programs will be made available for assistance for such country pursuant to such agreement.

MULTI-YEAR PLEDGES

SEC. 7065. None of the funds appropriated by this Act may be used to make any pledge for future year funding for any multinational or bilateral program funded in titles II through VI of this Act unless such pledge was—

(1) previously justified, including the projected future year costs, in a congressional budget justification; (2) included in an Act making appropriations for the Department of State, foreign operations, and related programs or previously authorized by an Act of Congress; (3) notified in accordance with the regular notification procedures of the Committees on Appropriations, including the projected future year costs; or (4) the subject of prior consultation with the Committees on Appropriations, and such consultation was conducted at least 7 days in advance of the pledge.

COUNTRY TRANSITION PLAN

SEC. 7069. Any bilateral country assistance strategy developed after the date of enactment of this Act for the provision of assistance for a country, if the Secretary determines that such strategy shall include a transition plan identifying end goals and options for winding down, within a targeted period of years, such bilateral assistance, if the Secretary determines that to do so is in the national interest of the United States, and includes a justification for such interest.
None of the funds appropriated by this Act may be made available to support the Russian occupation of the Georgian territories of Abkhazia and Tskhinvali Region/South Ossetia, including the estimated annual costs of such occupation.

Assistance to Counter Influence and Aggression.—

Of the funds appropriated by this Act under the headings “Assistance for Europe, Eurasia and Central Asia”, “International Narcotics Control and Law Enforcement”, and “Foreign Military Financing Program”, not less than $100,000,000 shall be made available for assistance to counter Russian influence and aggression in countries in Europe and Eurasia: Provided, That such funds shall be referred to as the Countering Russian Influence Fund (the Fund), and be made available to civil society organizations and other entities in such countries for rule of law, media, cyber, and other programs that strengthen democratic institutions and processes, and counter Russian influence and aggression: Provided further, That not later than 45 days after enactment of this Act, the Secretary of State, in consultation with the USAID Administrator, shall submit a spend plan to the Committees on Appropriations detailing the uses of the Fund on a country-by-country basis: Provided further, That such funds shall be in addition to amounts made available for bilateral assistance for such countries.

Funds appropriated by this Act and made available for assistance for the Eastern Partnership countries shall be made available to advance the implementation of Association Agreements and trade agreements with the European Union, and to reduce their vulnerability to external economic and political pressure from the Russian Federation.

Democracy Programs.—Funds appropriated by this Act may be made available to support democracy programs in the Russian Federation, including to promote Internet freedom, and shall also be made available to support the democracy and rule of law strategy required by section 7071(d) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2014 (division K of Public Law 113–76).

Reports.—Not later than 45 days after enactment of this Act, the Secretary of State shall submit reports required by section 7071(b)(2), (c), and (e) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2014 (division K of Public Law 113–76).

International Monetary Fund.—

The terms and conditions of sections 7086(b) (1) and (2) and 7089(a) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2010 (division F of Public Law 111–117) shall apply to this Act.

Repayment.—The Secretary of the Treasury shall, through the United States Executive Director of the International Monetary Fund (IMF) to seek to ensure that any loan will be repaid to the IMF before other private creditors.

Special Defense Acquisition Fund.—

Sec. 7072. Not to exceed $900,000,000 may be obligated pursuant to section 611(c)(2) of the Arms Export Control Act, or the Special Defense Acquisition Fund (the Fund), to remain available for obligation until September 30, 2019: Provided, That the provision of defense articles and defense services to foreign countries or international organizations from the Fund shall be subject to the concurrence of the Secretary of State.

Stability and Development in Regions Impacted by Extremism and Conflict.—

Sec. 7073. (a) Countering Foreign Fight- ers and Extremist Organizations, and Strengthening States.—

Not later than 30 days after enactment of this Act and prior to the initial obligation of funds made available by this Act for the purposes of this subsection, the Secretary of State, in consultation with the Administrator of the United States Agency for International Development and the heads of relevant United States Government agencies, shall submit to the appropriate congressional committees a joint strategy to counter and defeat violent extremism and foreign fighters abroad, which shall include components to—

(A) counter the recruitment, radicalization, movement, and financing of such extremists and foreign fighters;

(B) secure borders of countries impacted by extremism;

(C) assist countries impacted by extremism to implement and establish criminal laws and policies to counter extremists and foreign fighters;

(D) promote and strengthen democratic institutions and practices in countries impacted by extremism: Provided, That such strategy shall include a detailed description of proposed monitoring, oversight, and vetting procedures.

(b) Funds appropriated under titles III and IV of this Act shall be available for programs and activities to implement the strategy required in paragraph (1) in a manner consistent with all applicable laws, regulations, and policies regarding the use of foreign assistance funds: Provided, That the Secretary of State shall form the appropriate congressional committees of each instance in which assistance provided pursuant to this subsection has been diverted or obstructed the type and amount of assistance, a description of the incident and parties involved, and an explanation of the response of the Department of State or USAID, as appropriate: Provided further, That the Secretary of State shall ensure such programs are coordinated with and complement the efforts of other United States Government agencies and international partners: Provided further, That the Secretary shall also ensure that information gained through the conduct of such programs is shared with and relevant United States Government agencies and other international partners, as appropriate.

(c) Funds made available pursuant to this subsection are subject to the regular notification procedures of the Committees on Appropriations.

(d) Countries Impacted by Significant Refugee Populations or Internally Displaced Persons.—Funds appropriated by this Act under the headings “Development Assistance for Development” shall be made available for programs in countries affected by significant populations of internally displaced persons or refugees to—

(1) expand and improve host government social services and basic infrastructure to accommodate the needs of such populations and persons;

(2) alleviate the social and economic strains placed on host communities, including through programs that offer livelihoods, vocational training, and formal and informal education;

(3) improve coordination of such assistance in a more effective and sustainable manner; and

(4) leverage increased assistance from donors other than the United States Government, United States diplomatic missions, and local communities in such countries: Provided, That the Secretary of State shall periodically inform the Committees on Appropriations of the amount and specific uses of funds made available for the purposes of this subsection.

Enterprise Funds.—

Sec. 7074. (a) Notification Requirement.—None of the funds made available under titles III through VI of this Act may be made available for Enterprise Funds unless the appropriate congressional committees are notified at least 15 days in advance.

(b) Distribution of Assets Plan.—Prior to the distribution of any assets resulting from any liquidation, dissolution, or winding-up of Enterprise Funds, the President shall submit to the appropriate congressional committees a plan for the distribution of the assets of the Enterprise Fund.

(c) Transition or Operating Plan.—Prior to a transition to and operation of any private equity fund or other parallel investment fund created as an Enterprise Fund, the President shall submit such transition or operating plan to the appropriate congressional committees.

Use of Funds in Contraction of This Act.—

If the President makes a determination not to comply with any provision of this Act on constitutional grounds, the head of the relevant Federal agency shall notify the Committees on Appropriations in writing within 5 days of such determination, the basis for such determination and any resulting changes to program and policy.

Budget Documents.—

Sec. 7076. (a) Operating and Reorganization Plans.—

The operating plans for programs prescribed by this Act and funds otherwise available for obligation in fiscal year 2017, that include changes in levels of funding for such programs, projects, and activities, shall be included in the budget documents referred to in section 7006 of this Act, or funds otherwise available for obligation in fiscal year 2017, that includes consolidated information on all such funds: Provided, That operating plans that include changes in levels of funding for such programs, projects, and activities, shall be included in the budgetary justification for such programs, projects, and activities included in the congressional budget justification, in this Act, or amounts specifically designated
in the respective tables included in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act), as applicable, shall be subject to the President’s budget justification requirements of section 7015 of this Act.

(2) Concurrent with the submission of an operating plan pursuant to paragraph (1), each covered department, agency, or organization shall submit to the Committees on Appropriations a report detailing any planned reorganization of such department, agency, or organization, including any action planned pursuant to the March 31, 2017 Executive Order 13781 on a Comprehensive Plan for Reorganizing the Executive Branch, including—

(A) a detailed organization chart, including a brief description of each operating unit;
(B) the number of employees for each operating unit;
(C) the current policy for supporting the operations of the National Security Council (NSC) through the detail of agency staff, including staff projected to be detailed to the NSC during fiscal year 2018, if applicable; and
(D) a detailed explanation of the policies and procedures currently or expected to be used to comply with Executive Order 13781, including an assessment of how national security interests will be served by any proposed reorganization.

(b) SPENDING PLAN.—

(1) Prior to the initial obligation of funds, the Secretary of State or Administrator of the United States Agency for International Development, as appropriate, shall submit to the Committees on Appropriations a spend plan for funds made available by this Act, for—

(A) assistance for Afghanistan, Iraq, Lebanon, Pakistan, and the West Bank and Gaza;
(B) Power Africa and the regional security initiatives listed under this section in House Report 114-693; Provided, That the spend plan for such initiatives shall include the amount of assistance planned for each country by account, to the maximum extent practicable; and
(C) democracy programs, programs to support sections 7073(a) and 7074(b) of this Act, and sectors enumerated in subsections (a), (c)(2), (d), (e), (f), (g), and (h) of section 7060 of this Act.

(2) Not later than 45 days after enactment of this Act, the Secretary of State and USAID Administrator shall submit to the Committees on Appropriations a detailed spend plan for funds made available by this Act under the headings “Diplomatic and Consular Programs” and “Operating Expenses”.

(c) RECORDS MANAGEMENT.—

(1) LIMITATION.—None of the funds appropriated by this Act under the headings “Diplomatic and Consular Programs” and “Capital Investment Fund” in title I, and “Operating Expenses” and “Capital Investment Fund” in title II, as made available to the Department of State and USAID may be made available to support the use or establishment of email accounts or email servers outside the .gov domain or not fitted for automated records management as part of a Federal government records management program since the submission to the Committees on Appropriations of the fiscal year 2016 Operating Expenses report required by section 7077(c)(2) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2016 (division K of Public Law 114-113).

(2) TIMING AND INTENT.—The head of the agency posting such report shall, unless otherwise provided for in this Act, do so only after such report is available to the Committees on Appropriations for not less than 45 days: Provided, That any report required by this Act to be submitted to the Committees on Appropriations shall include information from the submitting agency on whether such report will be publicly posted.

(d) REQUESTS FOR DOCUMENTS.—None of the funds appropriated or made available pursuant to titles III through VI of this Act shall be available to a nongovernmental organization, including any contractor, which fails to make available any document or file, or record necessary to the auditing requirements of the Department of State and the United States Agency for International Development.

(e) CONGRESSIONAL OVERSIGHT.—

(1) The Congressional budget justification requirements of the Department of State and foreign operations shall be provided to the Committees on Appropriations concurrent with the submission of the President’s budget for fiscal year 2018: Provided, That the appendices for such justification shall be provided to the Committees on Appropriations not later than 10 calendar days thereafter.

(2) The Secretary of State and the USAID Administrator shall include in the congressional budget justification a detailed justification for multi-year availability for any funds required by such headings “Diplomatic and Consular Programs” and “Operating Expenses”.

(f) REPORTS AND RECORDS MANAGEMENT

SEC. 7077. (a) PUBLIC POSTING OF REPORTS.—

(1) REQUIREMENT.—Any agency receiving funds made available by this Act shall, subject to paragraphs (2) and (3), post on the publicly available Web site of such agency any report required by this Act to be submitted to the Committees on Appropriations, upon a determination by the head of such agency that to do so is in the national interest.

(2) EXCEPTIONS.—Paragraph (1) shall not apply to a report—

(A) the public posting of such report would compromise national security, including the conduct of diplomacy; or
(B) the report contains proprietary, privileged, or sensitive information.

(3) TIMING AND INTENT.—The head of the agency posting such report shall, unless otherwise provided for in this Act, do so only after such report is available to the Committees on Appropriations for not less than 45 days: Provided, That any report required by this Act to be submitted to the Committees on Appropriations shall include information from the submitting agency on whether such report will be publicly posted.

(b) REQUESTS FOR DOCUMENTS.—None of the funds appropriated or made available pursuant to titles III through VI of this Act shall be available to a nongovernmental organization, including any contractor, which fails to make available any document or file, or record necessary to the auditing requirements of the Department of State and the United States Agency for International Development.

(c) RECORDS MANAGEMENT.—

(1) LIMITATION.—None of the funds appropriated by this Act under the headings “Diplomatic and Consular Programs” and “Capital Investment Fund” in title I, and “Operating Expenses” and “Capital Investment Fund” in title II, as made available to the Department of State and USAID may be made available to support the use or establishment of email accounts or email servers outside the .gov domain or not fitted for automated records management as part of a Federal government records management program since the submission to the Committees on Appropriations of the fiscal year 2016 Operating Expenses report required by section 7077(c)(2) of the Department of State, Foreign Operations, and Related Programs Appropriations Act, 2016 (division K of Public Law 114-113).

(2) TIMING AND INTENT.—The head of the agency posting such report shall, unless otherwise provided for in this Act, do so only after such report is available to the Committees on Appropriations for not less than 45 days: Provided, That any report required by this Act to be submitted to the Committees on Appropriations shall include information from the submitting agency on whether such report will be publicly posted.

(3) IMPLEMENTATION AND OPERATING PLAN.—

(4) IMPLEMENTATION AND OPERATING PLAN.—

(A) update the policies, directives, and operating plans required by section 7076 of this Act, and sectors enumerated in subsections (a), (c)(2), (d), (e), (f), (g), and (h) of section 7060 of this Act.

(B) measurably reducing the FOIA and Congressional oversight requests backlog.

(v) strengthen cyber security measures to mitigate vulnerabilities, including those resulting from the use of personal email accounts or servers outside the .gov domain or not fitted for automated records management as part of a Federal government records management program since the submission to the Committees on Appropriations of the fiscal year 2016 Evaluation of Electronic Records Management and Cybersecurity Requirements (ESP-16-03).

(g) IMPLEMENTATION.—

The reports required by paragraph (3) shall be submitted by the Secretary of State or USAID Administrator simultaneously with the operating plans required by section 7076 of this Act for funds appropriated under the headings listed in paragraph (1), and shall include an operating plan and timeline, as applicable, to—

(A) implementing the recommendations of the OIG reports referenced in clauses (iii) and (v); and
(B) measurably reducing the FOIA and Congressional oversight requests backlog.

(h) REPORT ASSESSMENT.—

Not later than 180 days after the submission of the reports required by paragraph (3), the Controller General of the United States, in consultation with National Archives and Records Administration, as appropriate, shall conduct an assessment of such reports, and shall consult with the Committees on Appropriations on the scope and requirements of such assessment.

GLOBAL INTERNET FREEDOM

SEC. 7078. (a) FUNDING.—Of the funds available for obligation during fiscal year 2017
under the headings “International Broadcasting Operations”, “Economic Support Fund”, “Democracy Fund”, and “Assistance for Europe, Eurasia and Central Asia”, not less than $50,500,000 shall be made available for programs to promote Internet freedom globally: Provided, That such programs shall be priorities among those whose governments restrict freedom of expression on the Internet, and that are important to the national interests of the United States: Provided, That such programs shall be prioritized for countries whose governments restrict freedom of expression on the Internet, and that are important to the national interests of the United States: Provided, That such programs shall be made available pursuant to subsection (a) shall be—

(A) coordinated with other democracy programs funded by this Act under such headings; and shall be incorporated into country broadcasting strategies, as appropriate;

(C) coordinated by the BBG CEO to provide Internet circumvention tools and techniques for advancing the strategic priorities of the BBG and in a manner consistent with the BBG Internet freedom strategy; and

(D) made available for the research and development of new tools or techniques authorized in paragraph (A) only after the BBG CEO, in consultation with the Secretary of State and other relevant United States Government departments and agencies, evaluates the risks and benefits of such new tools or techniques, and determines that they provide or do not contribute to the violation of human rights, or to the undermining of the United States Government. The BBG CEO shall submit to the Committees on Appropriations spend plans for funds made available by this Act for programs to promote Internet freedom globally, which shall include a description of safeguards established by relevant agencies to ensure that such programs are not used for activities that are inconsistent with the purposes of this Act, subject to prior consultation with, and the regular notification procedures of, the Committees on Appropriations.

(b) REQUIREMENTS.—

(1) Funds appropriated by this Act under the Economic Support Fund, “Democracy Fund”, and “Assistance for Europe, Eurasia and Central Asia” that are made available pursuant to subsection (a) shall be—

(A) coordinated with other democracy programs funded by this Act under such headings; and shall be incorporated into country assistance and democracy promotion strategies, as appropriate; and

(B) made available to the Bureau of Democracy, Human Rights, and Labor, Department of State, for programs to implement the National Cyberspace Policy Strategy of the Department of State, for programs to implement the Department’s plan of action and strategy and to coordinate and de-conflict planned activities, but not later than 90 days after enactment of this Act, the Secretary of State shall consult with the Assistant Secretary for Economic and Business Affairs, for purposes of the Department of State’s economic strategy and economic development programs, for economic strategy programs funded by this Act under such heading.

(C) the Supplemental Guidelines for High Carbon Intensity Projects approved by the Export-Import Bank of the United States on December 12, 2013,

when enforcement of such rule, regulation, policy, or guidelines would prohibit, or have the effect of prohibiting, any coal-fired or nuclear-fired power plant from being built for the purpose of reducing carbon dioxide emissions, or from being operated in a manner that results in a net increase in carbon dioxide emissions, in violation of such rule, regulation, policy, or guidelines.

SEC. 7080. (a) FUNDING.—Funds appropriated by this Act under the heading “Economic Support Fund” that are made available for assistance for democracy programs shall be made available to the Bureau of Democracy, Human Rights, and Labor, Department of State, for programs to implement the National Cyberspace Policy Strategy of the Department of State, for programs to implement the Department’s plan of action and strategy and to coordinate and de-conflict planned activities, but not later than 90 days after enactment of this Act, the Secretary of State shall consult with the Assistant Secretary for Economic and Business Affairs, for purposes of the Department of State’s economic strategy and economic development programs, for economic strategy programs funded by this Act under such heading.

(b) C OMPREHENSIVE PLAN.—Funds made available pursuant to subsection (a) shall be transferred to, and merged with, funds appropriated by this Act under the heading “United States Institute of Peace” for the purposes of developing a comprehensive plan (the Plan) to prevent the underlying causes of terrorism in fragile states in the Sahel, Horn of Africa, and the Near East: Provided, That such funds are in addition to amounts otherwise available to the United States Institute of Peace (U.S.I.P.) under the heading “United States Institute of Peace” account into which the following fees are deposited: Provided further, That such funds shall be made available to implement the Plan required by subsection (b) through a demonstration project, consistent with the requirements described in subsection (b) of section 3117 as amended by striking "credited as an offsetting collection to any appropriation for the Department of State" and inserting “deposited in the Consular and Border Security Partnership account”.

(c) P ASSPORT AND IMMIGRANT VISA SECURITIES.—The fourth paragraph under the heading “Diplomatic and Consular Security Programs” in section 103(d) of Public Law 107–173 (8 U.S.C. 1713) is amended by striking “credited as an offsetting collection to any appropriation for the Department of State” and inserting “deposited in the Consular and Border Security Partnership account”.

(d) DIVERSITY IMMIGRANT LOTTERY FEE.—Section 368(d) of Public Law 104–208 (8 U.S.C. 1153 note) is amended by striking “credited as an offsetting collection to any appropriation for the Department of State” and inserting “deposited in the Consular and Border Security Partnership account”.

(e) PASSPORT AND IMMIGRANT VISA SECURITIES.—(1) The fees described in paragraph (a) of section 362(c) of title II of division A of H.R. 3427 (106th Congress) (incorporated by reference
by section 1000(a)(7) of division B of Public Law 106–113, as amended (8 U.S.C. 1183a note), is further amended by striking “as an offsetting collection to any Department of State appropriation” and inserting “in the Consular and Border Security Programs account”.

(f) **Western Hemisphere Travel Initiative**—Section 2(b)(1) of the Passport Act of June 4, 1920 (22 U.S.C. 214(b)(1)) is amended by striking “as an offsetting collection to the appropriate Department of State appropriation” and inserting “in the Consular and Border Security Programs account”.

(g) **Expedited Passport Fee**—The first proviso under the heading “Diplomatic and Consular Programs” in title V of Public Law 103–317 (22 U.S.C. 214 note) is amended by inserting “or in the Consular and Border Security Programs account” after “offsetting collection”.

(h) **Transfer of Funds**—

(1) The unobligated balances of amounts available from fees referenced under this section may be transferred to the Consular and Border Security Programs account.

(2) Funds deposited in or transferred to the Consular and Border Security Programs account may be transferred between funds appropriated under the heading “Administration of Foreign Affairs Diplomatic and Consular Programs”.

(3) The transfer authorities in this section shall be in addition to any other transfer authority available to the Department of State.

(i) **Effective Date**—The amendments made by this section shall take effect not later than October 1, 2018, and shall be implemented in a manner that ensures the fees collected, transferred, and used in fiscal year 2019 can be readily tracked.

**UNITED NATIONS POPULATION FUND**

SEC. 7082. (a) **Contribution**—Of the funds made available under the heading “International Organizations and Programs” in this Act for fiscal year 2017, $32,500,000 shall be made available for the United Nations Population Fund (UNFPA).

(b) **Availability of Funds**—Funds appropriated by this Act for UNFPA, that are not made available for UNFPA because of the operation of any provision of law, shall be transferred to the “Global Health Programs” account and shall be made available for family planning, maternal, and reproductive health services, subject to the regular notification procedures of the Committees on Appropriations.

(c) **Prohibition on Use of Funds in China**—None of the funds made available by this Act may be used by UNFPA for a country program in the People’s Republic of China.

(d) **Conditions on Availability of Funds**—Funds made available by this Act for UNFPA may not be made available unless:

(1) UNFPA maintains funds made available by this Act in an account separate from other accounts of UNFPA and does not commingle such funds with other sums; and

(2) UNFPA does not fund abortions.

(e) **Report to Congress and Dollar-for-Dollar Withholding of Funds**—

(1) Not later than 4 months after the date of enactment of this Act, the Secretary of State shall submit a report to the Committees on Appropriations indicating the amount of funds that UNFPA is budgeting for the provision of family planning services, the break down of the report is submitted for a country program in the People’s Republic of China.

(2) If a report under paragraph (1) indicates that UNFPA plans to spend funds for a country program in the People’s Republic of China in the year covered by the report, then the amount of such funds UNFPA plans to spend in the People’s Republic of China shall be deducted from the funds made available to UNFPA after March 1 for obligation for the remainder of the fiscal year in which the report is submitted.

**AFGHAN ALLIES**

**(INCLUDING RESCISSION OF FUNDS)**

SEC. 7083. (a) **Afghan Allies**—Section 602(b)(3)(F) of the Afghan Allies Protection Act, 2008 (division L of Public Law 111–45, as amended, is further amended by substituting “$11,000” for “$3,500” in the matter preceding clause (i).

(b) **Rescission of Funds**—Of the funds appropriated in prior Acts making appropriations for the Department of State, foreign operations, and related programs that remain available for obligation under the heading “Bilateral Economic Assistance, Funds Appropriated to the President, Economic Funds” shall be rescinded: 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 section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

**TITLE VIII**

**OVERSEAS CONTINGENCY OPERATIONS/GLOBAL WAR ON TERRORISM**

**DEPARTMENT OF STATE**

**ADMINISTRATION OF FOREIGN AFFAIRS DIPLOMATIC AND CONSULAR PROGRAMS**

**(INCLUDING TRANSFER OF FUNDS)**

For an additional amount for “Diplomatic and Consular Programs”, $2,410,386,000, to remain available until September 30, 2018, of which $236,000,000 is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism, as an emergency requirement pursuant to section 251(b)(2)(A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985, 

**OFFICE OF INSPECTOR GENERAL**

For an additional amount for “Office of Inspector General”, $2,323,203,000, to remain available until September 30, 2018, for the Special Inspector General for Afghanistan Reconstruction (SIGAR) for reconstruction oversight: Provided, That printing and reproduction costs shall not exceed amounts for such costs during fiscal year 2017: Provided further, That notwithstanding any other provision of law, any employee of SIGAR who completes at least 12 months of continuous service after the date of enactment of this Act or who is employed on the date on which this Act is enacted shall acquire competitive status for appointment to any position in the competitive service for which the employee possesses the required qualifications: 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.

**EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE**

For an additional amount for “Embassy Security, Construction, and Maintenance”, $1,238,800,000, to remain available until expended, for worldwide security upgrades, acquisition, and construction as authorized: 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.

**INTERNATIONAL ORGANIZATIONS CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS**

For an additional amount for “Contributions to International Organizations”, $36,240,000, to remain available until September 30, 2018: 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.

**CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING ACTIVITIES**

For an additional amount for “Contributions for International Peacekeeping Activities”, $1,354,660,000, to remain available until September 30, 2018: 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.

**BROADCASTING BOARD OF GOVERNORS INTERNATIONAL BROADCASTING OPERATIONS**

For an additional amount for “International Broadcasting Operations”, $4,800,000, to remain available until September 30, 2018: 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.

**UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT FUNDS APPROPRIATED TO THE PRESIDENT OPERATING EXPENSES**

For an additional amount for “Operating Expenses”, $152,080,000, to remain available until September 30, 2018: 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.

**BILATERAL ECONOMIC ASSISTANCE FUNDS APPROPRIATED TO THE PRESIDENT INTERNATIONAL DISASTER ASSISTANCE**

For an additional amount for “International Disaster Assistance”, $2,323,203,000, to remain available until expended, for famine prevention, relief, and mitigation, including for South Sudan, Somalia, Nigeria, and Yemen: 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.

**TRANSACTION INITIATIVES**

For an additional amount for “Transaction Initiatives”, $2,000,000,000, to remain available until expended: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**COMPLEX CRISIS FUND**

For an additional amount for “Complex Crises Fund”, $20,000,000,000, to remain available until expended: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**ECONOMIC SUPPORT FUND**

For an additional amount for “Economic Support Fund”, $2,659,242,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**ASSISTANCEDeprecated:**

For an additional amount for “Assistance for Europe, Eurasia and Central Asia”, $453,600,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**DEPARTMENT OF STATE**

**MIGRATION AND REFUGEE ASSISTANCE**

For an additional amount for “Migration and Refugee Assistance” to respond to refugee crises, including in Africa, the Near East, South and Central Asia, and Europe and Eurasia, $2,146,198,000, to remain available until expended, except that such funds shall not be made available for the resettle-

ments of refugees in the United States: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**UNITED STATES EMERGENCY REFUGEE AND MIGRATION ASSISTANCE FUND**

For an additional amount for “United States Emergency Refugee and Migration Assistance Fund”, $40,000,000, to remain available until expended: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**INTERNATIONAL SECURITY ASSISTANCE**

**DEPARTMENT OF STATE**

**INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT**

For an additional amount for “International Narcotics Control and Law Enforcement”, $21,260,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**NONPROLIFERATION, ANTI-TERRORISM, FOREIGN MILITARY FINANCING, AND RELATED PROGRAMS**

For an additional amount for “Nonproliferation, Anti-terrorism, Demining and Related Programs”, $341,754,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**PAECEKEEPING OPERATIONS**

For an additional amount for “Peacekeeping Operations”, $473,978,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**FOREIGN MILITARY FINANCING PROGRAM**

For an additional amount for “Foreign Military Financing Program”, $1,325,808,000, to remain available until September 30, 2018: Provided, That such amount is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**GENERAL PROVISIONS**

**ADDITIONAL APPROPRIATIONS**

**SEC. 8001.** Notwithstanding any other provision of law, funds appropriated in this title are in addition to amounts appropriated in or otherwise made available in this Act for fiscal year 2017.

**SEC. 8002.** Unless otherwise provided for in this Act, all amounts appropriated by this title to appropriations accounts in this Act shall be available under the authorities and conditions applicable to such appropriations accounts.

**TRANSFER OF FUNDS**

**SEC. 8003.** (a) Funds appropriated by this title in the heading “Transition Initiatives”, “Complex Crises Fund”, “Economic Support Fund for Europe, Eurasia and Central Asia” may be transferred to, and merged with, funds appropriated by this title under such headings.

(b) Funds appropriated by this title in the heading “International Narcotics Control and Law Enforcement”, “Nonproliferation, Anti-terrorism, Demining and Related Programs”, “Peacekeeping Operations”, and “Foreign Military Financing Program” may be transferred to, and merged with, funds previously made available under the heading “Global Security Contingency Fund”.

(c) The transfer authority provided in subsection (a) may only be exercised to address contingencies.

**SEC. 8004.** (a) Relief and Recovery Fund.—Funds appropriated by this Act under the headings “Economic Support Fund”, “International Narcotics Control and Law Enforcement”, “Peacekeeping Operations”, and “Foreign Military Financing Program” that are designated for the Relief and Recovery Fund in the tables included in the explanatory statement described in section 4 of the Consolidated Appropriations Act, 2018, and made available pursuant to this section shall be made available for assistance for areas liberated from, or under the influence of, the Islamic State of Iraq and Syria, other terrorist organizations, or violent extremist organizations in and around the Near East and Africa: Provided, That such funds are in addition to amounts otherwise made available for such purposes and to amounts specifically designated in this Act for assistance for foreign countries: Provided further, That such funds shall be made available to the maximum extent practicable on a cost-matching basis from sources other than the United States, except that no such funds made available for the costs of significant infrastructure projects: Provided further, That such funds appropriated under the headings “Economic Support Fund” and “International Narcotics Control and Law Enforcement” shall be available for programs and activities included under this section in the explanatory statement described in section 4 of the Consolidated Appropriations Act, 2018, and made available pursuant to this subsection in the manner preceding division A of this Consolidated Act: Provided further, That the Secretary of State shall include funds made available pursuant to this subsection in the annual report to Congress required by section 204 of the Security Assistance Appropriations Act, 2017 (division B of Public Law 114–254).

**COUNTERTERRORISM PARTNERSHIPS FUND**

**SEC. 8005.** (a) Transfer Authority and Notification Requirement.—Funds appropriated by this title in the heading “International Disaster Assistance”...
(A) not less than $200,000,000 shall be transferred to, and merged with, the Foreign Agricultural Service, “Food for Peace Title II Grants” account; and

(2) funds obligated before July 1, 2017, for the United States Agency for International Development:

(a) not less than $50,000,000 shall be transferred to, and merged with, funds appropriated by this title under the heading “Operations, and related programs, for famine prevention, relief, and mitigation."

(b) Requiring Requirements.—Not later than 30 days after enactment of this Act and every 45 days thereafter until September 30, 2018, the Director of the Office of Management and Budget, in consultation with the Secretary of State and Administrator of the United States Agency for International Development, shall submit to the Committees on Appropriations of the House of Representatives and Senate Appropriations:

(i) the estimated cost of transferring funds under this section, for transfer authority of this sub-section, and any other transfer authority otherwise available under any other provision of law, and shall be for famine prevention, relief, and mitigation. Provided, That such report shall include the requirements enumerated under this section in the explanatory statement described in section 4 (in the matter preceding division A of this Consolidated Act).

This division may be cited as the “Department of State, Foreign Operations, and Related Programs Appropriations Act, 2017”.

DIVISION II—TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2017

TITLE I

DEPARTMENT OF TRANSPORTATION

OFFICE OF THE SECRETARY

SALARIES AND EXPENSES

For necessary expenses of the Office of the Secretary, $14,000,000, of which not to exceed $2,758,000 shall be available for the immediate Office of the Secretary; not to exceed $1,000,000 shall be available for the immediate Office of the Deputy Secretary; not to exceed $20,772,000 shall be available for the Office of the General Counsel; not to exceed $10,000,000 shall be available for the Office of the Under Secretary of Transportation for Policy; not to exceed $14,019,000 shall be available for the Office of the Assistant Secretary for Budget and Programs; not to exceed $2,546,000 shall be available for the Office of the Assistant Secretary for Governmental Affairs; not to exceed $29,356,000 shall be available for the Office of the Chief Information Officer; not to exceed $11,000,000 shall be available for the Office of the Secretary for Administration; not to exceed $2,142,000 shall be available for the Office of Public Affairs; not to exceed $1,760,000 shall be available for the Office of the General Counsel; not to exceed $19,465,000 shall be available for the Office of the Chief Information Officer: Provided, That the Secretary of Transportation 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 by all such transfers: Provided further, That notice of any change in funding greater than 5 percent shall be submitted for approval to the House and Senate Committees on Appropriations: Provided further, That not to exceed $60,000 shall be for allocation within the Department: Provided further, That any reduction in amounts appropriated for representation expenses as the Secretary may determine: Provided further, That notwithstanding any other provision of law, excluding fees authorized by law, the Department may be credited to this appropriation up to $2,500,000 in funds received in user fees: Provided further, That none of the funds provided in this title shall be transferred to the Office of the Assistant Secretary for Public Affairs.

RESEARCH AND TECHNOLOGY

For necessary expenses related to the Office of the Secretary, the National Highway Traffic Safety Administration, National Transportation Safety Board, the National Institute of Standards and Technology, the Office of the Inspector General, the Office of the Assistant Secretary for Research and Technology, $13,000,000, of which $8,218,000 shall remain available until September 30, 2019: Provided, That there may be credited to this appropriation, to be available until expended, funds received from States, counties, municipalities, other public authorities, and private sources for expenses incurred for training: Provided further, That any reference in law, regulation, judicial proceedings, or elsewhere to the Research and Innovative Technology Administration shall be deemed to refer to, and merged with, funds appropriated to the Office of the Assistant Secretary for Research and Technology of the Department of Transportation.

NATIONAL INFRASTRUCTURE INVESTMENTS

For capital investments in surface transportation infrastructure, $500,000,000, to remain available through September 30, 2020: Provided, That the Secretary of Transportation shall distribute funds provided under this heading as discretionary grants to be awarded to a State, local government, transportation agency, or a metropolitan area, or a region: Provided further, That the Secretary is eligible for funding provided under this heading shall include, but not be limited to, highway or bridge projects eligible under title 23, United States Code; public transportation projects eligible under chapter 53 of title 49, United States Code; passenger and freight rail transportation projects; and port infrastructure projects (including investments in infrastructure and land ports of entry); Provided further, That the Secretary may use up to 20 percent of the funds made available under this heading as discretionary grants to be awarded to a State, local government, transportation agency, or a metropolitan area, or a region: Provided further, That the Secretary is available for Federal credit assistance under this heading: Provided further, That the Secretary may use up to 10 percent of the funds provided under this heading for IIPIC activities not related to transportation infrastructure: Provided further, That the tools and analysis developed under this heading for the establishment and administration of a new National Surface Transportation and Innovative Finance Bureau (the Bureau) within the Office of the Secretary, not to exceed $3,000,000, to remain available until expended: Provided, That the Secretary of Transportation shall use such amount for the operation of the Bureau and to fulfill the responsibilities of the Bureau, as detailed in section 9001 of the Fixing America’s Surface Transportation Act (Public Law 114–94) (49 U.S.C. 116): Provided further, That the Secretary is required to receive the advance approval of the House and Senate Committees on Appropriations prior to exercising the authorities under section 116(h): Provided further, That the program shall be available to other Federal agencies, States, municipalities and project sponsors: Provided further, That the Secretary may use such Federal transportation expertise in obtaining financing.

FINANCIAL MANAGEMENT CAPITAL

For necessary expenses for upgrading and enhancing the Department of Transportation’s financial systems for the eliminating business processes, $4,000,000, to remain available through September 30, 2018.

CYBER SECURITY INITIATIVES

For necessary expenses for conducting transportation planning, research, systems development, development activities, and making grants, to remain available until expended, $12,000,000: Provided, That of such amount, $3,000,000 shall be for necessary expenses of the Interagency Infrastructure Permitting Improvement Center (IIPIC): Provided further, That the Secretary may transfer to this appropriation, to remain available until expended, amounts from other Federal agencies for expenses incurred under this heading: Provided further, That the Secretary of Transportation is authorized to transfer Federal funds to support grants and credit assistance under the National Infrastructure Investments program.

NATIONAL SURFACE TRANSPORTATION AND INNOVATIVE FINANCE BUREAU

For necessary expenses for the establishment and administration of a new National Surface Transportation and Innovative Finance Bureau (the Bureau) within the Office of the Secretary, not to exceed $3,000,000, to remain available until expended: Provided, That the Secretary of Transportation shall use such amount for the operation of the Bureau and to fulfill the responsibilities of the Bureau, as detailed in section 9001 of the Fixing America’s Surface Transportation Act (Public Law 114–94) (49 U.S.C. 116): Provided further, That the Secretary is required to receive the advance approval of the House and Senate Committees on Appropriations prior to exercising the authorities under section 116(h): Provided further, That the program shall be available to other Federal agencies, States, municipalities and project sponsors: Provided further, That the Secretary may use such Federal transportation expertise in obtaining financing.
by the IIPIC shall be available to other Federal agencies for the permitting and review of major infrastructure projects not related to transportation only to the extent that other funds otherwise provide for such actions for the Department as provided for under the previous proviso.

WORKING CAPITAL FUND

For necessary expenses for operating costs and capital outlay of the Working Capital Fund, not to exceed $190,389,000 shall be paid from appropriations made available to the Department of Transportation: Provided, That such appropriations shall be paid on a competitive basis to entities within the Department of Transportation: Provided further, That the above limitation on operating expenses shall not apply to non-DOT entities: Provided further, That funds appropriated in this Act to an agency of the Department shall be transferred to the Working Capital Fund without majority approval of the Working Capital Fund Steering Committee and approval of the Secretary: Provided further, That the limitation on limits to operating expenses set forth in this Act to an agency of the Department as provided for under the previous proviso.

MINORITY BUSINESS RESOURCE CENTER PROGRAM

For the cost of guaranteed loans, $339,000, as authorized by 49 U.S.C. 332: 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 these funds are available to subcontracts with the Secretary of Transportation, as defined in section 502 of the Congressional Budget Act of 1974: Provided further, That none of the funds appropriated under this Act shall be used for the construction of any non-profit standard-setting organization to assist in the development of aviation safety standards: Provided further, That none of the funds shall be withdrawn from the appropriations made available under this Act for the second career training program: Provided further, That none of the funds shall be used for activities related to any mode of transportation.

PAYMENTS TO AIR CARRIERS

For necessary expenses of the Federal Aviation Administration, not otherwise provided for, including operations and research activities related to commercial space transportation, advanced research and development, establishment of air navigation facilities, the operation (including leasing) and maintenance of aircraft, subsidizing the cost of aeronautical charts and maps sold to the public, lease or purchase of passenger motor vehicles for replacement only, in addition to amounts made available by Public Law 112–95, $10,025,852,000, to remain available until September 30, 2018: Provided, That the funds for the purpose hereof shall be available for any mode of transportation.

FEDERAL AVIATION ADMINISTRATION OPERATIONS

For necessary expenses of the Federal Aviation Administration, not otherwise provided for, including operations and research activities related to commercial space transportation, advanced research and development, establishment of air navigation facilities, the operation (including leasing) and maintenance of aircraft, subsidizing the cost of aeronautical charts and maps sold to the public, lease or purchase of passenger motor vehicles for replacement only, in addition to amounts made available by Public Law 112–95, $10,025,852,000, to remain available until September 30, 2018: Provided, That the funds for the purpose hereof shall be available for any mode of transportation.

Provided further, That none of the funds appropriated under this heading, not less than $159,000,000 shall be for the contract tower program or other obligations for the cost share program: Provided further, That none of the funds in this Act for aeronautical charting and cartography are available for activities conducted by, or coordinated through, the Working Capital Fund: Provided further, That none of the funds appropriated or otherwise made available by this Act or any other Act may be used to eliminate the Contract Weather Observers program at any airport.

FACILITIES AND EQUIPMENT

For necessary expenses, not otherwise provided for, for acquisition, establishment, management, operation, and operation of facilities and equipment, including initial acquisition of necessary sites by lease or grant; construction and engineering service, including construction of test facilities and equipment, including initial acquisition of necessary sites by lease or grant; construction and furnishing of quarters and related accommodations for
officers and employees of the Federal Aviation Administration stationed at remote localities where such accommodations are not available; and the purchase, lease, or transfer of aircraft, monitoring equipment, and other airport improvements under this heading, including aircraft for aviation regulation and certification; to be derived from the Airport and Airway Trust Fund, $2,855,000,000; of which not less than $15,000,000 shall be available for administration, not less than $15,000,000 shall be available for the Airport Cooperative Research Program, not less than $7,000,000 shall be available for the Airport Technology Research, and $10,000,000, to remain available until expended, be available to the Administration for the development and commissioning of runway incursion prevention systems: Provided further, That no later than March 31, the Secretary of Transportation shall transmit to the Congress an investment plan for the Federal Aviation Administration which includes funding for each budget line item for fiscal years 2018 through 2022, with total funding for each year of the plan constrained to the funding targets for those years as estimated and approved by the Office of Management and Budget.

RESEARCH, ENGINEERING, AND DEVELOPMENT

For necessary expenses, not otherwise provided for, for research, engineering, and development, as authorized under part A of subchapter VII of title 49, United States Code, including construction of experimental facili ties, to be derived from the Airport and Airway Trust Fund, $2,369,000,000, to be derived from States, counties, municipalities, other public authorities, and private sources, for expenses incurred in the establishment, improvement, operation, and maintenance of necessary airport airspace systems: Provided further, That none of the funds provided under this appropriation for fiscal year 2011 for the construction project: Pro visioned further, That notwithstanding any other provision of law, of funds limited under this heading, not more than $51,570,000 shall be available for the Airport Technology Research, and $10,000,000, to remain available until expended, shall be available for the Office of the Secretary to carry out the Small Community Air Service Development Program: Provided further, That in addition to airports eligible under section 47143 of title 49, such program may include the participation of an airport that serves a community or consortium that is not larger than a small hub airport, according to FAA regulations requiring airport sponsors to provide land without cost to the Federal Aviation Administration for non-commercial flights of that owner or operator.

ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION ADMINISTRATION

SEC. 111. None of the funds in this Act may be used to compensate in excess of 600 technical staff-years under the federally funded research and development center contract between the Federal Aviation Administration and the Center for Advanced Aviation Systems Development during fiscal year 2017.

SEC. 111. None of the funds in this Act shall be used to pursue or adopt guidelines or regulations requiring airport sponsors to provide to the Federal Aviation Administration without cost, without reimbursement, maintenance, utilities and expenses, or space in airport sponsor-owned buildings for services relating to air traffic control, air navigation, weather reporting, or weather analysis: Provided, That the prohibition of funds in this section does not apply to negotiations between the agency and airport sponsors to achieve agreement on ‘‘below cost’’ or ‘‘below cost or to gain an advantage’’ type agreements that require airport sponsors to provide land without cost to the Federal Aviation Administration for traffic control facilities.

SEC. 112. The Administrator of the Federal Aviation Administration may reimburse amounts made available to satisfy 49 U.S.C. 47142(a)(1) from fees credited under 49 U.S.C. 47142(a)(1) from fees credited under 49 U.S.C. 45303 and any amount remaining in such account at the close of that fiscal year may be made available to satisfy section 47142(a)(1) for the subsequent fiscal year.

SEC. 113. Amounts collected under section 40113(e) of title 49, United States Code, shall be credited to the appropriation current at the time of collection, to be merged with and available for the same purposes of such appropriation.

SEC. 114. None of the funds in this Act shall be available for any project costs under subsection 5546(a) of title 5, United States Code, to any Federal Aviation Administration employee unless such employee actually performed work during the time corresponding to such premium pay.

SEC. 115. None of the funds in this Act may be obligated or expended for an employee of the Federal Aviation Administration to purchase a store gift card or gift certificate through use of a Government-issued credit card.

SEC. 116. None of the funds in this Act may be obligated or expended for retention bonuses for employees of the Federal Aviation Administration without the prior written approval of the Assistant Secretary for Administration of the Department of Transportation.
"47144. Use of funds for repairs for runway safety repairs

(a) In General.—The Secretary of Transportation may make project grants under this subchapter to an airport described in subsection (b) relating to runway safety programs apportioned to that airport or funds available for discretionary grants to that airport under section 47114, to carry out using amounts the airport received under this subchapter.

(b) AIRPORTS DESCRIBED.—An airport is described in this subsection if—

(1) the airport is a public-use airport;

(2) the airport is listed in the National Plan of Integrated Airport Systems of the Federal Aviation Administration;

(3) the runway safety area of the airport was damaged as a result of a natural disaster;

(4) the airport was denied funding under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 4121 et seq.) with respect to the disaster;

(5) the operator of the airport has exhausted all legal remedies, including legal action against any parties (or insurers thereof) of whose action or inaction may have contributed to the need for the repair of the runway safety area;

(6) there is still a demonstrated need for the runway safety area to accommodate current or imminent aeronautical demand; and

(7) the cost of repairing or replacing the runway safety area is reasonable in relation to the anticipated operational benefit of repairing the runway safety area, as determined by the Administrator of the Federal Aviation Administration.

The amount provided under this section for runway safety repairs shall be subject to the rescission in subsection (b) from funds under section 47144 the following:

47144. Use of funds for repairs for runway safety repairs.

FEDERAL HIGHWAY ADMINISTRATION LIMITATION ON ADMINISTRATIVE EXPENSES (INCLUDING TRANSFER OF FUNDS)

Not to exceed $432,547,000, together with advances and reimbursements received by the Federal Highway Administration, shall be obligated for necessary expenses for administration and operation of the Federal Highway Administration. In addition, not to exceed $3,248,000 shall be transferred to the Appalachian Regional Commission in accordance with section 104(a) of title 23, United States Code.

FEDERAL-AID HIGHWAYS (LIMITATION ON OBLIGATIONS) (HIGHWAY TRUST FUND)

Funds available for the implementation or execution of Federal-aid highway and highway safety construction programs authorized under titles 23 and 49, United States Code, and the provisions of the Fixing America's Surface Transportation Act shall not be distributed from the obligation limitation under this section, to carry out using amounts the Federal Highway Administration, to the extent that the obligation authority has not lapsed or been used;
(10) section 105 of title 23, United States Code (as in effect for fiscal years 2005 through 2012, but only in an amount equal to $639,000,000 for each of those fiscal years); 
(11) $30,000,000 (SAFETY LAWS—SEC. 123 (HIGHWAY TRUST FUND) (LIQUIDATION OF CONTRACT AUTHORIZATION)) (as U.S.C. 118 note; 119 Stat. 1248), to the extent that funds obligated in accordance with that section were not subject to a limitation on obligation available for payment under section 104 of title 23, United States Code, for obligation during the fiscal year in which those funds were initially made available for obligation; and 
(12) section 119 of title 23, United States Code (but, for each of fiscal years 2013 through 2017, only in an amount equal to $639,000,000). 

(c) REDISTRIBUTION OF UNOBLIGATED FUNDS.—Notwithstanding subsection (a), the Secretary shall, after August 1 of such fiscal year—

(1) revise a distribution of the obligation limitation made available under subsection (a) if an amount distributed cannot be obligated during that fiscal year; and 
(2) redistribute sufficient amounts to those States able to obligate amounts in addition to those previously distributed during that fiscal year, giving priority to those States having large unobligated balances of funds apportioned under sections 104 (as in effect on the day before the date of enactment of Public Law 112-141 and 104 of title 23, United States Code.

(d) AVAILABILITY OF OBLIGATION LIMITATIONS TO TRANSPORTATION RESEARCH PROGRAMS.—

(1) IN GENERAL.—Except as provided in paragraphs (2) through (4), the obligation limitation for Federal-aid highways shall apply to contract authority for transportation research programs carried out under—

(A) chapter 5 of title 23, United States Code; and 
(B) title VI of the Fixing America’s Surface Transportation Act.

(2) DEPARTMENT OF TRANSPORTATION.—Obligation authority made available under paragraph (1) shall—

(A) remain available for a period of 4 fiscal years; and 
(B) be in addition to the amount of any limitation imposed on obligations for Federal-aid highway and highway safety construction programs for future fiscal years.

(e) REDISTRIBUTION OF CERTAIN AUTHORIZED FUNDS.—

(1) IN GENERAL.—Not later than 30 days after the distribution of obligation limitation under subsection (a), the Secretary shall distribute to the States any funds (excluding funds authorized for the programs under section 202 of title 23, United States Code) that—

(A) are authorized to be appropriated for such fiscal year for Federal-aid highway programs; and 
(B) the Secretary determines will not be allocated to the States (or will not be apportioned to the States under section 204 of title 23, United States Code), and will not be available for obligation, for such fiscal year because of the imposition of any obligation limitation for such fiscal year.

(2) DETERMINATION.—The Secretary shall determine under paragraph (1) in the same proportion as the distribution of obligation authority under subsection (a)(5).

(3) DISTRIBUTE FUND.—Funds distributed to each State under paragraph (1) shall be available for any purpose described in section 133(b) of title 23, United States Code.

SEC. 123. (a) TRANSFER OF AMOUNTS.—

(1) STATE OF VIRGINIA.—(A) in general. In the case of the amount apportioned to the State of Virginia under section 104 of title 23, United States Code, for fiscal year 2017, the Secretary of Transportation shall, by the later of November 30, 2016, or 30 days after the enactment of this Act, transfer to the National Park Service—

(i) an amount equal to—

(I) $30,000,000; multiplied by 
(II) the ratio that—

(aa) the amount apportioned to the State of Virginia bears to 
(bb) the combined amount apportioned to the State of Virginia and the District of Columbia under such section 104; and 

(ii) the amount of obligation limitation equal to the amount calculated under clause (I).

(2) DISTRICT OF COLUMBIA.—

(A) IN GENERAL.—Of the total amount apportioned to the District of Columbia under section 104 of title 23, United States Code, for fiscal year 2017, the Secretary of Transportation shall, by the later of November 30, 2016, or 30 days after the enactment of this Act, transfer to the National Park Service—

(i) an amount equal to—

(I) $30,000,000; multiplied by 
(II) the ratio that—

(aa) the amount apportioned to the District of Columbia under such section 104 bears to 
(bb) the combined amount apportioned to the State of Virginia and the District of Columbia under such section 104; and 

(ii) the amount of obligation limitation equal to the amount calculated under subparagraph (A)(i).

(b) SOURCE AND AMOUNT.—For purposes of the transfer under subparagraph (A), the State of Virginia shall select at the discretion of the State—

(1) the programs (among those for which funding is apportioned as described in that subparagraph) from which to transfer the amount specified in that subparagraph; and 
(2) the amount to transfer from each of those programs (equal in aggregate to the amount calculated under subparagraph (A)(i)).

(c) FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION.—

(1) TRANSFER OF AMOUNTS.—Of the total amount apportioned to the States, or the District of Columbia, for obligation during fiscal year 2017, the Secretary of Transportation shall make a transfer to the Federal Motor Carrier Safety Administration, any Buy America requirement for Federal Highway System that were originally constructed before 1945 and are in poor condition; and 

(2) NOT LESS THAN 85 PERCENT.—From the transfer made under paragraph (1), the Secretary shall set aside not less than 85 percent for the purpose of carrying out section 31102, 31103, 31104, and 31105 of title 23, United States Code, which shall remain available until expended:

For payment of obligations incurred in the implementation, execution and administration of motor carrier safety operations and programs pursuant to title 49, United States Code, as amended by the Fixing America’s Surface Transportation Act, $377,300,000, to be derived from the Highway Trust Fund (other than the Mass Transit Account), together with advances and reimbursements received by the Federal Motor Carrier Safety Administration, the sum of which shall remain available until expended: Provided, That funds available for implementation, execution and administration of motor carrier safety operations and programs authorized under title 49, United States Code, shall not exceed total obligations of $277,300,000 for “Motor Carrier Safety Operations and Programs” for fiscal year 2017, of which $19,000,000, to be used for obligation until September 30, 2019, is for the research and technology program.

Motor Carrier Safety Grants (LIQUIDATION OF CONTRACT AUTHORIZATION) (LIMITATION ON OBLIGATIONS) (HIGHWAY TRUST FUND) (LIQUIDATION OF CONTRACT AUTHORIZATION) (LIMITATION ON OBLIGATIONS) (HIGHWAY TRUST FUND)
than the Mass Transit Account) and to remain available until expended: Provided, That funds available for the implementation or execution of motor carrier safety programs and total obligations of $367,000,000 in fiscal year 2017 for “Motor Carrier Safety Grants” of which $292,600,000 shall be available for the motor carrier safety assistance program and $71,000,000 shall be available for the commercial driver’s license program implementation program, $42,200,000 shall be available for the high priority activities program and $10,000,000 shall be available for the commercial motor vehicle operators grant program.

ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

SEC. 130. Funds appropriated or limited in this Act shall be subject to the terms and conditions stipulated in section 350 of Public Law 107–87 and section 6901 of Public Law 110–28.

SEC. 131. The Federal Motor Carrier Safety Administration shall send notice of 49 CFR section 385.308 violations by certified mail, registered mail, or another manner of delivery, which records the receipt of the notice by the persons responsible for the violations.

SEC. 132. None of the funds made available by this Act or any appropriations Act under the heading “Motor Carrier Safety Operations and Programs” shall be used to pay for costs associated with design, development, implementation, and operation of a technology-based roadside inspection program until 180 days after the Secretary of Transportation certifies to the House and Senate Committees on Appropriations that such program does not conflict with existing non-Federal electronic screening systems, create capabilities already available, or require additional infrastructure to implement the generated inspection data into safety determinations or databases, and has restrictions to specifically address privacy concerns of affected motor carriers and operators.

NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION

OPERATIONS AND RESEARCH

For expenses necessary to discharge the functions of the Secretary, with respect to traffic and highway safety authorized under chapter 201 and part C of subtitle VI of title 49, United States Code, $180,075,000, of which $30,000,000 shall remain available through September 30, 2018.

OPERATIONS AND RESEARCH

LIQUIDATION OF CONTRACT AUTHORIZATION

(LIMITATION ON OBLIGATIONS)

(HIGHWAY TRUST FUND)

For payment of obligations incurred in carrying out the provisions of 23 U.S.C. 403, and of chapter 301 and part C of title 49, United States Code, $145,900,000, to be derived from the Highway Trust Fund (other than the Mass Transit Account) and to remain available until September 30, 2018.

SEC. 140. An additional $300,000 shall be made available to the National Highway Traffic Safety Administration, out of the amounts herein appropriated for the Federal Railroad Administration’s National Railroad Safety and Improvement Act: Provided, That none of the funds in this Act shall be available for the planning or execution of programs the total obligations for which, in fiscal year 2017, are in excess of $367,000,000 in Public Law 110–28.

SEC. 141. The limitations on obligations for the programs of the National Highway Traffic Safety Administration set in this Act shall not apply to obligations for which obligation authority was made available in previous public laws but only to the extent that the obligation authority has not lapsed or been used.

SEC. 142. None of the funds made available by this Act may be used to obligate or award funds for the National Highway Traffic Safety Administration’s National Roadside Survey.

SEC. 143. None of the funds made available by this Act may be used to mandate global positioning system (GPS) tracking in private passenger motor vehicles without providing full and appropriate consideration of privacy concerns under 5 U.S.C. chapter 5, subchapter II.

FEDERAL RAILROAD ADMINISTRATION

SAFETY AND OPERATIONS

For necessary expenses for the Federal Railroad Administration’s National Railroad Safety and Improvement Program, $218,298,000, of which $15,900,000 shall remain available until expended.

RAILROAD RESEARCH AND DEVELOPMENT

For necessary expenses for railroad research and development, $40,100,000, to remain available until expended.

RAILROAD REHABILITATION AND IMPROVEMENT FUNDING

The Secretary of Transportation is authorized to issue direct loans and loan guarantees pursuant to sections 501 through 504 of the Railroad Revitalization and Regulatory Reform Act of 1976 (Public Law 94–220), as amended, such authority shall exist as long as any such direct loan or loan guarantee is outstanding: Provided, That in section 504 of such Act, as amended, no new direct loans or loan guarantee commitments shall be made unless the credit risk premium during fiscal year 2017, except for Federal funds awarded in accordance with section 302(b)(3) of Public Law 114–94.

FEDERAL–STATE PARTNERSHIP FOR STATE OF GOOD REPAIR GRANTS

For necessary expenses related to Federal–State Partnership for State of Good Repair Grants as authorized by section 24907 of title 49, United States Code, $25,000,000, to remain available until expended: Provided, That in section 24907(c)(1) through 24907(c)(10) of title 49, United States Code, that none of the funds in this Act shall be available to mandate global positioning system (GPS) tracking in private passenger motor vehicles without providing full and appropriate consideration of privacy concerns under 5 U.S.C. chapter 5, subchapter II.

CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY IMPROVEMENTS GRANTS

For necessary expenses related to Consolidated Rail Infrastructure and Safety Improvements Grants as authorized by section 24907 of title 49, United States Code, $68,000,000, to remain available until expended: Provided, That the Secretary may withhold up to one percent of the amount provided under this heading for the costs of project management oversight of grants carried out under section 24907 of title 49, United States Code.

RESTORATION AND ENHANCEMENT GRANTS

For necessary expenses related to Restora tion and Enhancement Grants, as authorized by section 24907 of title 49, United States Code, $5,000,000, to remain available until expended: Provided, That the Secretary may withhold up to one percent of the amount provided under this heading for the costs of project management oversight of grants carried out under section 24907 of title 49, United States Code.

NORTHEAST CORRIDOR GRANTS TO THE NATIONAL RAILROAD PASSENGER CORPORATION

To enable the Secretary of Transportation to make grants to the National Railroad Passenger Corporation for activities associated with the Northeast Corridor as authorized by section 11101(a) of the Fixing America’s Surface Transportation Act (division A of Public Law 114–94), $328,000,000, to remain available until expended: Provided, That the Secretary may retain up to an additional $5,000,000 of the funds provided under this heading for the costs of project management and oversight.
to the safety and operational efficiency of Amtrak determines such a cap poses a risk.

Provided

The Federal Transit Administration’s programs authorized under 49 U.S.C. 5306, 5307, 5310, 5311, 5312, 5314, 5318, 5329(e)(6), 5355, 5357, 5359, and 5340, as amended by the Fixing America’s Surface Transportation Act, and section 20005(b) of Public Law 114-121, and sections 3006(b) and 3028 of the Fixing America’s Surface Transportation Act, shall not exceed $2,000,000 of the funds provided under this heading to fund expenses associated with the National Railroad Passenger Corporation for activities associated with the National Network Grants to the National Railroad Passenger Corporation.

To enable the Secretary of Transportation to make grants to the National Railroad Passenger Corporation for activities associated with the National Network as authorized by section 11101(b) of the Fixing America’s Surface Transportation Act (division A of title II, Public Law 114-93), $1,176,000,000, to remain available until expended. Provided, That the Secretary may retain up to an additional $2,000,000 of the funds provided under this heading to fund expenses associated with the State-Supported Route Committee established under 24712 of title 49, United States Code.

ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD ADMINISTRATION

SEC. 150. None of the funds provided to the National Railroad Passenger Corporation may be used to fund any overtime costs in excess of $167,000,000 for individual employees: Provided, That the President of Amtrak may waive the cap set in the previous proviso for specific employees when the President of Amtrak determines such a cap poses a risk to the safety and operational efficiency of the system: Provided further, That the President of Amtrak shall report to the House and Senate Committees on Appropriations each quarter within 30 days of such quarter of the calendar year on waivers granted to employees and amounts paid above the cap for each month of any quarter for which a waiver is granted: Provided further, That the President of Amtrak shall report to the House and Senate Committees on Appropriations each quarter, beginning not later than March 1, 2017, a summary of all overtime payments incurred by the Corporation for 2016 and the three prior calendar years: Provided further, That such summary shall include the total number of employees that received waivers and the total overtime payments the Corporation paid to those employees receiving waivers for each month of each year 2016 and for the three prior calendar years.

FEDERAL TRANSIT ADMINISTRATION

ADMINISTRATIVE EXPENSES

For necessary administrative expenses of the Federal Transit Administration’s programs authorized by chapter 53 of title 49, United States Code, $113,165,000: Provided, That none of the funds provided or limited in this section may be used to create a permanent office of transit security under this heading: Provided further, That upon submission to the Congress of the fiscal year 2018 President of the Vice President’s report by the Secretary of the proposed transportation program shall transmit to Congress the annual report on New Starts, including proposed allocations for fiscal year 2018.

TRANSIT FORMULA GRANTS

(QUOTATION OF CONTRACT AUTHORIZATION) (LIMITATION ON OBLIGATIONS) (HIGHWAY TRUST FUND)

For the payment of obligations incurred in the Federal Public Transportation Assistance Program in this account, and for payment of obligations incurred in the carrying out of provisions of 49 U.S.C. 5305, 5307, 5310, 5311, 5312, 5314, 5318, 5329(e)(6), 5355, 5357, 5359, and 5340, as amended by the Fixing America’s Surface Transportation Act, and section 108 of Public Law 114-121, and sections 3006(b) and 3028 of the Fixing America’s Surface Transport-
local planning process and included in the designated recipient's final program of projects prepared under subsection (b); or
(2) operate a minimum of 76 buses and a maximum of 83 from the Federal public service or demand response service, excluding ADA complementary paratransit service during peak service hours, in an amount not to exceed the maximum grant amount allocated to such systems within the urbanized area, as determined by the local planning process and included in the designated recipient's final program of projects prepared under subsection (b).

(3) The amount available to a public transportation system under subparagraph (B) of paragraph (1) will not be more than the amount that would otherwise be available to the system under subparagraph (A) of that paragraph.

SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION

The Saint Lawrence Seaway Development Corporation is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to the Corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided in the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the Corporation's budget for the current fiscal year.

OPERATIONS AND MAINTENANCE
(HARBOR MAINTENANCE TRUST FUND)

For necessary expenses to conduct the operations, maintenance, and capital asset renewal activities of those portions of the St. Lawrence Seaway, maintained, operated, and maintained by the Saint Lawrence Seaway Development Corporation, $36,028,000, to be derived from the Harbor Maintenance Trust Fund, pursuant to Public Law 99–662.

MARITIME ADMINISTRATION

For necessary expenses to maintain and preserve a U.S.-flag merchant fleet to serve the national security needs of the United States, $2,000,000,000, to remain available until expended.

OPERATIONS AND TRAINING

For necessary expenses of operations and training activities authorized by law, $275,500,000, to remain available until expended for National Security Multi-Mission Vessel Program for State Maritime Academies and National Security, and of which $2,400,000 shall remain available until expended for National Security, and of which $14,215,000 shall remain available until expended for facilities maintenance and repair, equipment, and capital improvements at the United States Maritime Academy, and of which $3,000,000 shall remain available through September 30, 2018, for the Student Incentive Program at State Maritime Academies, and of which $1,800,000 shall remain available until expended for training ship payments, and of which $14,215,000 shall remain available until expended for facilities maintenance and repair, equipment, and capital improvements at the United States Merchant Marine Academy, and of which $3,000,000 shall remain available through September 30, 2018, for Maritime Environment and Technology Assistance program.

MARITIME GUARANTEED LOAN (TITLE XI)

PROGRAM ACCOUNT
(INCLUDING TRANSFER OF FUNDS)

For administrative expenses to carry out the guarantees, $5,000,000, which shall be transferred to and merged with the appropriations for “Operations and Training”, Maritime Administration.

ADMINISTRATIVE PROVISIONS—MARITIME ADMINISTRATION

Sec. 170. Notwithstanding any other provision of this Act, in addition to any existing authority, the Maritime Administration is authorized to enter into, facilitate or perform fee-for-service contracts for vessel disposal, scrapping or recycling, unless there is no qualified domestic ship recycler that will pay any sum of money to purchase and scrap or recycle a vessel or portion thereof, including those managed by the Maritime Administration or that is part of the National Defense Reserve Fleet: Provided, That such sales offers must be consistent with the solicitation and evaluation work will be performed in a timely manner at a facility qualified within the meaning of section 3502 of Public Law 106–386: Provided further, That nothing contained herein shall affect the Maritime Administration's authority to award contracts at least cost to the Federal Government and consistent with the requirements of the Act or otherwise authorized under the Federal Acquisition Regulations.

PIPELINE AND HAZARDOUS MATERIALS SAFETY

For expenses necessary to carry out the functions of the pipeline program, for grants-in-aid to carry out a pipeline safety program, as authorized by 49 U.S.C. 60107, and to discharge the pipeline program responsibilities of the Oil Pollution Act of 1990, $156,288,000, of which $20,288,000 shall be derived from the Oil Spill Liability Trust Fund and shall remain available until September 30, 2019; and of which $6,000,000 shall be derived from the Pipeline Safety Fund, of which $63,355,000 shall remain available until September 30, 2019, of which $8,000,000 shall be derived from the Pipeline Safety Fund as provided in 49 U.S.C. 60602 (section 12 of the PIPES Act of 2016 (Public Law 114–183)), of which $6,000,000 shall remain available until September 30, 2019: Provided, That not less than $1,058,000 of the funds provided under this heading shall be for the One-Call State grant program.

EMERGENCY PREPAREDNESS GRANTS

Notwithstanding the limitation specified in 49 U.S.C. 5116, not more than $28,318,000 shall be made available for obligations in fiscal year 2017 from amounts made available by 49 U.S.C. 5116(b), and 5128(c) and (o): Provided, That notwithstanding 49 U.S.C. 5116(b)(4), not more than 4 percent of the amounts made available from this account shall be made available to pay administrative costs: Provided further, That none of the funds made available by 49 U.S.C. 5116(b), 5128(b), or 5128(c) shall be made available for obligations incurred by individuals under section 5103 of title 49, United States Code, or otherwise authorized under the Federal Acquisition Regulations.

Pipelines and Hazardous Materials Safety Operations

For necessary operational expenses of the Pipeline and Hazardous Materials Safety Administration, $32,500,000: Provided, That the Secretary of Transportation shall issue a final rule to expand the applicability of comprehensive oil spill response plans no later than August 1, 2017: Provided further, That $1,500,000 shall be for “Pipeline Safety Information Grants to Communities” as authorized under section 60130 of title 49, United States Code.

HAZARDOUS MATERIALS SAFETY

For expenses necessary to discharge the hazardous materials safety functions of the Pipeline and Hazardous Materials Safety Administration, $57,000,000: Provided, That until September 30, 2019: Provided, That up to $800,000 in fees collected under 49 U.S.C. 5108(c) shall be deposited in the general fund of the Treasury as offsetting receipts: Provided further, That there may be credited to this appropriation, to be available until expended, funds received from States, counties, municipalities, other public authorities, and private sources for expenses incurred for training, for reports publication and dissemination, and for travel expenses incurred in performance of hazardous materials exemptions and approval functions.

PIPELINE SAFETY
(Pipeline Safety Fund)
(OIL SPILL LIABILITY TRUST FUND)

For expenses necessary to conduct the functions of the pipeline program, for grants-in-aid to carry out a pipeline safety program, as authorized by 49 U.S.C. 60107, and to discharge the pipeline program responsibilities of the Oil Pollution Act of 1990, $156,288,000, of which $20,288,000 shall be derived from the Oil Spill Liability Trust Fund and shall remain available until September 30, 2019; and of which $6,000,000 shall remain available until September 30, 2019: Provided, That not less than $1,058,000 of the funds provided under this heading shall be for the One-Call State grant program.

EMERGENCY PREPAREDNESS GRANTS

Notwithstanding the limitation specified in 49 U.S.C. 5116, not more than $28,318,000 shall be made available for obligations in fiscal year 2017 from amounts made available by 49 U.S.C. 5116(b), and 5128(c) and (o): Provided, That notwithstanding 49 U.S.C. 5116(b)(4), not more than 4 percent of the amounts made available from this account shall be made available to pay administrative costs: Provided further, That none of the funds made available by 49 U.S.C. 5116(b), 5128(b), or 5128(c) shall be made available for obligations incurred by individuals under section 5103 of title 49, United States Code, or otherwise authorized under the Federal Acquisition Regulations.

Pipelines and Hazardous Materials Safety Operations

For necessary operational expenses of the Pipeline and Hazardous Materials Safety Administration, $32,500,000: Provided, That the Secretary of Transportation shall issue a final rule to expand the applicability of comprehensive oil spill response plans no later than August 1, 2017: Provided further, That $1,500,000 shall be for “Pipeline Safety Information Grants to Communities” as authorized under section 60130 of title 49, United States Code.

HAZARDOUS MATERIALS SAFETY

For expenses necessary to discharge the hazardous materials safety functions of the Pipeline and Hazardous Materials Safety Administration, $57,000,000: Provided, That until September 30, 2019: Provided, That up to $800,000 in fees collected under 49 U.S.C. 5108(c) shall be deposited in the general fund of the Treasury as offsetting receipts: Provided further, That there may be credited to this appropriation, to be available until expended, funds received from States, counties, municipalities, other public authorities, and private sources for expenses incurred for training, for reports publication and dissemination, and for travel expenses incurred in performance of hazardous materials exemptions and approval functions.

PIPELINE SAFETY
(Pipeline Safety Fund)
(OIL SPILL LIABILITY TRUST FUND)

For expenses necessary to conduct the functions of the pipeline program, for grants-in-aid to carry out a pipeline safety program, as authorized by 49 U.S.C. 60107, and to discharge the pipeline program responsibilities of the Oil Pollution Act of 1990, $156,288,000, of which $20,288,000 shall be derived from the Oil Spill Liability Trust Fund and shall remain available until September 30, 2019; and of which $6,000,000 shall remain available until September 30, 2019: Provided, That not less than $1,058,000 of the funds provided under this heading shall be for the One-Call State grant program.

EMERGENCY PREPAREDNESS GRANTS

Notwithstanding the limitation specified in 49 U.S.C. 5116, not more than $28,318,000 shall be made available for obligations in fiscal year 2017 from amounts made available by 49 U.S.C. 5116(b), and 5128(c) and (o): Provided, That notwithstanding 49 U.S.C. 5116(b)(4), not more than 4 percent of the amounts made available from this account shall be made available to pay administrative costs: Provided further, That none of the funds made available by 49 U.S.C. 5116(b), 5128(b), or 5128(c) shall be made available for obligations incurred by individuals under section 5103 of title 49, United States Code, or otherwise authorized under the Federal Acquisition Regulations.
available under this heading shall also be available to carry out sections 249 U.S. 511(b)(1)(C) and 511(b).

Office of Inspector General

Salaries and Expenses

For necessary expenses of the Office of the Inspector General to carry out the provisions of the Inspector General Act of 1978, as amended, $90,152,000: Provided, That the Inspector General shall have all necessary authority to carry out the duties specified in the Inspector General Act, as amended (5 U.S.C. App. 3), to investigate allegations of fraud, waste, abuse, and mismanagement of funds in the United States, and (18 U.S.C. 101), by any person or entity that is subject to regulation by the Department of Transportation: Provided further, That any available unobligated balances on this heading may be used to investigate, pursuant to section 4172 of title 49, United States Code: (1) unfair or deceptive practices and unfair methods of competition by domestic and foreign air carriers and ticket agents; and (2) the compliance of domestic and foreign air carriers with respect to item (1) of this proviso.

General Provisions—Department of Transportation

SEC. 180. (a) During the current fiscal year, applicable appropriations to the Department of Transportation shall be available for the purchase, maintenance, operation, and deployment of unmanned aircraft systems that advance the Department’s, or its operating administrations’, missions.

(c) Any unmanned aircraft system purchased or procured by the Department prior to the enactment of this Act shall be deemed authorized.

Appropriations contained in this Act for the Department of Transportation shall be available for services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for an Executive Level IV.

SEC. 182. None of the funds in this Act shall be available for salaries and expenses of more than 150 individuals for General and Presidential appointees in the Department of Transportation: Provided, That none of the personnel covered by this provision may be assigned on temporary detail outside the Department of Transportation.

Appropriations for grants or assistance provided in this Act shall be subject to the following:

(A) shall be credited to and merged with the account so credited; or

(2) to pay contractors for services provided in receiving improvements or contractor support in the implementation of the Improper Payments Information Act of 2002: Provided, That amounts in excess of that required for paragraphs (1) and (2) shall be credited to and merged with the account so credited: Provided further, That such appropriations are available: Provided further, That where specific project or accounting information associated with the improper payment or payments is not readily available, the Secretary may credit an appropriate account, which shall be available for the purposes and period associated with the account so credited: Provided further, That no notice or notice of intent to award funds that are not available for obligation.

(b) In addition to the notification required in subsection (a), none of the funds made available under this Act to the Department of Transportation may be used to make a loan, loan guarantee, line of credit, or discretionary grant unless the Secretary of Transportation notifies the House and Senate Committees on Appropriations not less than 5 full business days before the Secretary may receive any discretionary grant award, letter of intent, loan commitment, loan guarantee commitment, line of credit commitment, or full funding announced by the Department or its modal administrations: Provided, That the Secretary gives concurrent notice to the House and Senate Committees on Appropriations for any “quick release” of funds from the emergency relief program: Provided further, That no notification of intent to award a discretionary grant shall be provided solely to the House and Senate Committees on Appropriations, and said reprogramming action shall be approved or denied solely by the House and Senate Committees on Appropriations: Provided, That the Secretary of Transportation may provide notice to other congressional committees of the action of the House and Senate Committees on Appropriations on such reprogramming but not sooner than 30 days following the date on which the reprogramming action has been approved or denied by the House and Senate Committees on Appropriations.

SEC. 184. Funds appropriated in this Act for the modal administrations shall be available for services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for an Executive Level IV.

(1) that except with respect to apprentices or trainees, a pool of readily available but unassigned individuals with the knowledge, skill, and ability to perform the work that the contract requires resides in the jurisdiction;

(2) that the grant recipient will include appropriate provisions in its bid document ensuring that the contractor does not displace any of its existing employees in order to satisfy such hiring preference; and

(3) that any increase in the cost of labor, training, or delays resulting from the use of such hiring preference does not delay or displace any transportation project in the applicable Statewide Transportation Improvement Program or Transportation Improvement Program.

SEC. 185. (a) None of the funds provided in this Act to the Department of Transportation may be used to make a loan, loan guarantee, line of credit, or discretionary grant unless the Secretary of Transportation notifies the House and Senate Committees on Appropriations not less than 5 full business days before the Secretary may receive any discretionary grant award, letter of intent, loan commitment, loan guarantee commitment, line of credit commitment, or full funding announced by the Department or its modal administrations: Provided, That the Secretary gives concurrent notice to the House and Senate Committees on Appropriations for any “quick release” of funds from the emergency relief program: Provided further, That no notification of intent to award a discretionary grant shall be provided solely to the House and Senate Committees on Appropriations, and said reprogramming action shall be approved or denied solely by the House and Senate Committees on Appropriations: Provided, That the Secretary of Transportation may provide notice to other congressional committees of the action of the House and Senate Committees on Appropriations on such reprogramming but not sooner than 30 days following the date on which the reprogramming action has been approved or denied by the House and Senate Committees on Appropriations.

(b) In addition to the notification required in subsection (a), none of the funds made available under this Act to the Department of Transportation may be used to make a loan, loan guarantee, line of credit, or discretionary grant unless the Secretary of Transportation notifies the House and Senate Committees on Appropriations not less than 5 full business days before the Secretary may receive any discretionary grant award, letter of intent, loan commitment, loan guarantee commitment, line of credit commitment, or full funding announced by the Department or its modal administrations: Provided, That the Secretary gives concurrent notice to the House and Senate Committees on Appropriations for any “quick release” of funds from the emergency relief program: Provided further, That no notification of intent to award a discretionary grant shall be provided solely to the House and Senate Committees on Appropriations, and said reprogramming action shall be approved or denied solely by the House and Senate Committees on Appropriations: Provided, That the Secretary of Transportation may provide notice to other congressional committees of the action of the House and Senate Committees on Appropriations on such reprogramming but not sooner than 30 days following the date on which the reprogramming action has been approved or denied by the House and Senate Committees on Appropriations.

(2) by inserting “and 12 square miles of land area” after “145,000”;

and inserting “and 12 square miles of land area” after “65,000”.

This title may be cited as the “Department of Transportation Appropriations Act, 2017”.

TITLE II
Department of Housing and Urban Development

Management and Administration

Executive Offices

For necessary salaries and expenses for Executive Offices, which shall be comprised of
For the working capital fund for the Department of Housing and Urban Development (referred to in this paragraph as the “Fund”) (as defined in section 353(f) of the Department of Housing and Urban Development Act (42 U.S.C. 3535(f)), amounts transferred to the Fund under this heading shall be available for Federal shared services used by offices of the Department, and for such portion of any office or agency’s printing, records management, services or other services of the Fund as the Secretary determines shall be derived from centralized sources made available by the Department to all offices and agencies of the Department: Provided further, That the amounts made available in this title for salaries and expenses under the headings “Executive Offices”, “Administrative Support Offices”, “Program Office Salaries and Expenses”, and “Government National Mortgage Association”, the Secretary shall transfer to the Fund such amounts, to remain available until expended, as are necessary to fund services, specified in the first proviso, for which the appropriation would otherwise have been available, and may, subject to amounts transferred to the Fund, be available for the Office of the Chief Procurement Officer, $3,830,000 shall be available for the Office of the Chief Information Officer: Provided further, That the amounts made available under this heading may be used for necessary administrative and non-administrative expenses of the Department of Housing and Urban Development, including uniform allowances for, including purchase of uniforms, or allowances therefor, as authorized by 5 U.S.C. 5901-5902; hire of passenger motor vehicles; and services as authorized by 5 U.S.C. 3109: Provided further, That notwithstanding any other provision of law, funds appropriated under this heading may be used for advertising and promotional activities that directly support program activities funded in this title: Provided further, That the Secretary shall provide the House and Senate Committees on Appropriations cost and other conditioning for, including purchase of uniforms, or allowances therefor, as authorized by 5 U.S.C. 5901-5902; hire of passenger motor vehicles; and services as authorized by 5 U.S.C. 3109: Provided further, That the Secretary shall provide in electronic form all signed reports required by Congress.

For necessary salaries and expenses of the Office of Public and Indian Housing, $517,647,000, of which $55,000,000 shall be available for the Office of the Chief Human Capital Officer; $51,000,000 shall be available for the Office of Field Policy and Management; $45,500,000 shall be available for the Office of Strategic Planning and Management; and $45,250,000 shall be available for the Office of the Chief Information Officer: Provided, That the amounts made available under this heading may be used for necessary administrative and non-administrative expenses of the Department of Housing and Urban Development, including uniform allowances for, including purchase of uniforms, or allowances therefor, as authorized by 5 U.S.C. 5901-5902; hire of passenger motor vehicles; and services as authorized by 5 U.S.C. 3109: Provided further, That the Secretary shall provide in electronic form all signed reports required by Congress.

For necessary salaries and expenses of the Office of Community Planning and Development, $110,000,000.

For necessary salaries and expenses of the Office of Housing, $392,000,000.

For necessary salaries and expenses of the Office of Community Planning and Development, $110,000,000.

For necessary salaries and expenses of the Office of Policy Development and Research, $25,000,000.

For necessary salaries and expenses of the Office of Fair Housing and Equal Opportunity, $72,000,000.

For necessary salaries and expenses of the Office of Lead Hazard Control and Healthy Homes, $9,333,000.
vouchers under any provision of law authorizing such assistance under section 8(t) of the Act, HOPE VI and Choice Neighborhood vouchers, mandatory and voluntary conversions, including replacement and relocation assistance or for project-based assistance to prevent the displacement of unassisted elderly tenants residing in such public housing that need additional funds to administer their section 8 programs, including fees associated with section 8 tenant protection assistance for Tribal HUD–VA Supportive Housing, vouchers for units that were occupied within the previous 24 months that cease to be available as assisted housing, subject only to the availability of funds: Provided further, That the amounts made available under this paragraph, $5,000,000 may be available to provide tenant protection assistance, not otherwise available under this paragraph, to tenants residing in low vacancy areas and for project-based rental assistance program, of which up to $120,000,000 for the renewal of tenant-based assistance contracts under section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), including necessary administrative expenses: Provided further, That amounts provided under this paragraph shall be only for activities related to the provision of tenant-based rental assistance contracts funded under this paragraph, in- cluding related development activities; (4) $120,000,000 for the renewal of tenant-based assistance contracts under section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), including necessary administrative expenses: Provided further, That grant recipients shall report to the Secretary by notice, when the initial funding, including data on the delivery and administration of such assistance: Provided further, That any such waivers or alternative require- ments for any provision of any statute or regulation that the Secretary of the Department of Veterans Affairs), any provision otherwise authorized for renewal grants and new grants under this paragraph shall continue to remain available for family unification upon turnover: Provided further, That any such waivers or alternative requirements for any provision of any statute or regulation that the Secretary of the Department of Veterans Affairs), any provision otherwise authorized for renewal grants and new grants under this paragraph shall continue to remain available for family unification upon turnover: Provided.
further, That for any public housing agency administering voucher assistance appropriated in a prior Act under the family unification program that determines that it no longer has an identified need for such assistance upon turnover, such agency shall notify the Secretary, and the Secretary shall recap- ture such assistance from the agency and reallocate it to any other public housing agency or agencies based on need for voucher assistance in connection with such program; and
(8) The Secretary shall separately track all special purpose vouchers funded under this heading.

HOUSING CERTIFICATE FUND
(INCLUDING RESCISSIONS)

Unobligated balances, including recaptures and carryovers, remaining from funds appropriated to the Department of Housing and Urban Development under this heading, the heading “Annual Contributions for Assisted Hori-zontal under section 8 of the United States Rental Assistance”, for fiscal year 2017 and prior years may be used for renewal of or amendments to section 8 project-based contracts for the purpose of acquiring, improving, and providing services-based contracts for project administrators, notwithstanding the pur-pose for which such funds were appropriated: Provided, That any obligated balances from fiscal years 1974 and prior that have been terminated shall be rescinded: Provided further, That amounts that were previously recaptured, or recapture- ed in lieu of any fiscal year 1974 project from section 8 project-based contracts from source years fiscal year 1975 through fiscal year 1987 are hereby rescinded, and an amount of additional unobligated balances, equal to the amount recinded, is hereby appropriated, to remain available until expended, for the purposes set forth under this heading, in addition to any otherwise available.

PUBLIC HOUSING CAPITAL FUND

For the Public Housing Capital Fund Pro-gram to carry out capital and management activities for public housing agencies, as au-thorized under section 8 of the Act, that are not for the purpose of funding commitments for capital, under section 8, and for recapture of unobligated balances for the purpose of funding commitments for capital, under section 8, during fiscal year 2017, the Secretary of Housing and Urban Development may not delegate to any Department official other than the Assistant Secretary for Public and Indian Housing any authority under paragraph (2) of section 8(d) of the Act for purposes of recapture under section 8(q)(2) of the Act: Provided, That in the event of a provision for capital assistance not having been received from a state or local government, the Secretary may waive the limit on the total amount of capital assistance that may be provided under this heading: Provided further, That the Secretary shall publish by notice in the Federal Register any waivers under such section or other provisions: Provided further, That such capital assistance shall be available until September 30, 2018.

PUBLIC HOUSING OPERATING FUND

For 2017 payments to public housing agencies for the operation and management of public housing, as authorized by section 9(e) of the United States Housing Act of 1937 (42 U.S.C. 1437g(e)), $4,100,000,000, to remain available until September 30, 2018.

CHOICE NEIGHBORHOODS INITIATIVE

For competitive grants under the Choice Neighborhoods Initiative, as authorized by section 21 of the United States Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise specified under this heading, for transformation, re-habilitation, and revitalization of neighborhoods of public and HUD-assisted housing and to transform neighborhoods of poverty into functioning, sustainable mixed income neighborhoods with services, schools, public assets, transportation and access to jobs, $137,500,000, to remain available until September 30, 2019; Provided, That the funding under this heading shall be subject to the regulations issued by the Secretary to implement such section:

FAMILY SELF-SUFFICIENCY

For the Family Self-Sufficiency program to support family self-sufficiency coordina tors under section 23 of the United States Housing Act of 1937, to promote the development of local strategies and the use of assistance under sections 8(o) and 9 of such Act with public and private resources, and enable eligible families to achieve eco nomical independence: Provided, That $75,000,000, to remain available until Sep tember 30, 2018; Provided, That the Secretary
may, by Federal Register notice, waive or specify alternative requirements under sections 3(b), 4(b), 5(b), or 6 of section 23 of such Act in order to facilitate the operation of a Family Self-Sufficiency program. Individuals receiving assistance under different provisions of the Act, as determined by the Secretary: Provided further, That owners of a private family property shall agree with the Secretary: Provided further, That such procedures established pursuant to the previous proviso shall permit participating tenants to hire coordinators for their own Family Self-Sufficiency program.

For the Native American Housing Block Grants program, as authorized under title I of the Native American Housing Assistance and Self-Determination Act of 1996 (NAHASDA) (25 U.S.C. 4111 et seq.), $354,000,000, to remain available until September 30, 2021: Provided, That, notwithstanding any reduction in allocations to tribal grant recipients under section 23(d)(2) and shall allow owners to use funding from residual receipt accounts to hire coordinators for their own Family Self-Sufficiency program.

For the Native American Housing Block Grants program, as authorized under title I of the Native American Housing Assistance and Self-Determination Act of 1996, to determine the amount of the allocation under title I of such Act for each Indian tribe, and the Secretary shall apply the provisions of section 23(d)(2) and otherwise receive a formula allocation of less than $5,000,000: Provided further, That to take effect, the three previous provisos do not require that the regulations, shall not be subject to a formula challenge by an Indian tribe, and shall not be construed to confer hearing rights under any section of NAHASDA or its implementing regulations.

For the Native Hawaiian Housing Block Grant program, as authorized under title VIII of the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4111 et seq.), $2,000,000, to remain available until September 30, 2021.

For carrying out the Housing Opportunity for Persons with HIV/AIDS program, as authorized under the AIDS Housing Opportunity Act (42 U.S.C. 12901 et seq.), $356,000,000, to remain available until September 30, 2018, except that amounts allocated pursuant to section 854(c)(5) of such Act shall remain available until September 30, 2019: Provided, That notwithstanding section 204 of this Act, the Secretary shall reallocate a total principal amount of $300,000,000, notwithstanding any aggregate limitation on obligations for projects which the Department may fund under section 204 of such Act, of which, notwithstanding any other provision of law (including section 204 of this Act), up to $1,000,000 may be used for emergency or temporary shelter that constitutes imminent threats to health and safety.

In addition to the funds made available under the previous proviso, not less than $4,000,000 shall remain available to subsidize the total principal amount of $300,000,000 for the Housing Opportunities for Persons with HIV/AIDS program.
became effective on such date: Provided further, That the Department shall notify grantees of their formula allocation within 60 days of enactment of this Act.

Self-Help and Assisted Homeownership Opportunity Program

For the Self-Help and Assisted Homeownership Opportunity Program, as authorized under section 11 of the Housing Opportunity Extension Act of 1996, as amended, $50,000,000, to remain available until September 30, 2019:

Provided, That the total amount provided under this heading, $10,000,000, shall be made available to the Self-Help and Assisted Homeownership Opportunity Program as authorized under section 11 of the Housing Opportunity Extension Act of 1996, as amended: Provided further, That of the total amount provided under this heading, $35,000,000 shall be made available for the second, third, and fourth capacity building activities authorized under section 4(a) of the HUD Demonstration Act of 1993 (42 U.S.C. 3816 note), of which not less than $5,000,000 shall be made available for rural capacity building activities: Provided further, That the total amount provided under this heading, $5,000,000 shall be made available for the Rural Housing Opportunity Program grants to rural housing organizations with experience assessing national rural conditions and providing financing, training, technical assistance, and other services to the development of affordable rental housing, and for the purpose of evaluating the performance of the projects created through reallocation, unless the Secretary determines that the continued funding of such projects is in the public interest: Provided further, That the Secretary shall prioritize funding under the Continuum of Care Program to communities that have demonstrated a capacity to reallocate funding from lower performing projects to higher performing projects: Provided further, That all awards of assistance under this heading shall be required to coordinate and integrate homeless programs with other mainstream health, social services, and employment programs for which homeless populations may be eligible: Provided further, That any unobligated amounts remaining from funds appropriated under this heading in fiscal year 2012 and prior years for project-based rental rehabilitation projects with 10-year grant terms may be used for purposes under this heading, notwithstanding the purposes for which such funds were appropriated: Provided further, That all balances for Shelter Plus Care renewals previously funded from the Shelter Plus Care Renewal account and transferred to the Continuum of Care renewals for fiscal year 2017: Provided further, That the Department shall notify grantees of their formula allocation (which may represent initial or final amounts allocated) for the Emergency Solutions Grants program within 60 days of enactment of this Act: Provided further, That up to $43,000,000 of the funds appropriated under this heading shall be to implement projects to demonstrate how a comprehensive approach to serving homeless youth, age 24 and under, in up to 11 communities, including at least five rural communities, can dramatically reduce youth homelessness: Provided further, That under this heading, $15,000,000 shall be available for performance-based contracts, including amendments for performance-based contracts administrating notwithstanding the purposes for which such amounts were appropriated: Provided further, That the Secretary of Housing and Urban Development may use such amounts in the previous proviso for performance-based contract administrators for the administration of interest reduction payments pursuant to section 236(a) of the National Housing Act (12 U.S.C. 1715z-1(a)); rent supplement payments pursuant to section 101 of the Housing and Urban Development Act of 1965 (12 U.S.C. 1701s); section 236(f)(2) rental assistance payments (12 U.S.C. 1715z-1(f)(2)); project rental assistance contracts for the elderly under section 8 of the Housing Act of 1959 (12 U.S.C. 1701q); project rental assistance contracts for supportive housing for persons with disabilities under section 811(d)(2) of the Cranston-Gonzales National Affordable Housing Act (42 U.S.C. 8013(d)(2)); project assistance contracts pursuant to section 32(h) of the Housing Act (Public Law 86-732, 73 Stat. 676); and loans under section 202 of the Housing Act of 1959 (Public Law 86-732, 73 Stat. 676): Provided further, That amounts recaptured under this heading that became available October 1, 2016, shall be available until expended: Provided further, That of the total amounts provided under this heading, not to exceed $12,000,000 shall be available for assistance amounts that are recaptured under this heading: Provided further, That the Secretary shall remit to the Department and de-
$10,000,000 shall be for capital advance and project-based rental assistance awards or for incremental senior preservation rental assistance contracts: Provided, That amounts for preservation contracts shall be available for up to 5 years from the date of appropriation, and that upon termination of such contract, any unobligated amount of an appropriation under this heading shall be available for Real Estate Assessment Center inspections and inspection-related activities associated with section 811(b)(3) of the Cranston-Gonzalez National Housing Act, and for supportive services associated with the housing for persons with disabilities as authorized by section 811(b)(1) of such Act, $146,200,000, to remain available until September 30, 2020: Provided, That amounts made available under this heading shall be available for loan commitments as appropriate, subject to the availability of amounts provided under this heading, for amendments and renewals: Provided further, That the Secretary may use such collections, as well as fees collected pursuant to title III of the National Manufactured Housing Construction and Safety Standards Act of 1974 (42 U.S.C. 5001 et seq.), up to $10,500,000, to remain available until expended: Provided, That not to exceed the total amount appropriated for any amount below $1,000,000 in additional guaranteed loan commitments (including a pro rata amount for any amount above $1,000,000), but in no case shall funds made available by this proviso exceed $30,000,000.

GENERAL AND SPECIAL RISK PROGRAM ACCOUNT
New commitments to guarantee loans insured under the General and Special Risk Insurance Funds, as authorized by sections 238 and 319 of the National Housing Act (12 U.S.C. 1715z-3 and 1735c), shall not exceed $30,000,000,000 in total loan principal, any part of which is to be guaranteed, to remain available until September 30, 2018: Provided, That during fiscal year 2017, gross obligations for the principal amount of direct loans, as authorized by sections 204(g), 207(1), 238, and 519(a) of the National Housing Act, shall not exceed $5,000,000,000, which shall be for loans to nonprofit and governmental entities in connection with the sale of single family residential properties owned by the Secretary and formerly insured under such Act.

GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN GUARANTEE PROGRAM ACCOUNT
New commitments to issue guarantees to carry out the purposes of section 306 of the National Housing Act, as amended (12 U.S.C. 1721(i)), shall not exceed $500,000,000,000, to remain available until September 30, 2018: Provided, That $25,000,000 shall be available for necessary salaries and expenses of the Office of Government National Mortgage Association: Provided further, That to the extent that guaranteed loan commitments exceed $155,000,000,000 on or before April 1, 2017, an additional $100,000,000 shall be available for necessary salaries and expenses: Provided further, That receipts from Commitment and Multiclass fees collected pursuant to sections 306 and 202 of the National Housing Act, as amended, shall be credited as offsetting collections to this account.
relating to housing and urban problems, not otherwise provided for, as authorized by title V of the Housing and Urban Development Act of 1970 (12 U.S.C. 1702f-1 et seq.), including functions of the Advisory Committee to the Secretary of Housing and Urban Development, section 115(a) of the Reorganization Plan No. 2 of 1966, and for technical assistance, training, and demonstration efforts, including education and outreach concerning lead-based paint poisoning and other housing-related diseases and hazards:

SEC. 201. Fifty percent of the amounts of the appropriation provided for the Lead Hazard Reduction Program, as authorized by section 101 of the Residential Lead-Based Paint Hazard Reduction Act of 1992, $145,000,000, to remain available until September 30, 2018, of which $30,000,000 shall be for the Healthy Homes Initiative, pursuant to sections 501 and 502 of the Housing and Urban Development Act of 1970, that shall include research, testing, and demonstration efforts, including education and outreach concerning lead-based paint poisoning and other housing-related diseases and hazards. Provided further, That for purposes of the amendments made by the Department of Housing and Urban Development Act of 1992, a grant under the Healthy Homes Initiative, or the Lead Technical Studies program under this heading or under prior appropriations Acts for such purposes under this heading, shall be considered to be funds for a special project for purposes of section 595(c) of the Fair Housing Amendments Act of 1988. Provided further, That of the total amount made available under this heading, $55,000,000 shall be made available for the purpose of carrying out the Multifamily Housing Property Disposition Reform Act of 1994: Provided further, That of the total amount made available under this heading, with the highest lead-based paint abatement needs: Provided further, That each recipient of funds provided under the previous proviso shall spend at least 25 percent of such amount in each area where such needs are not met, and may use such funds to provide such assistance as the Secretary deems necessary to carry out, pursuant to a notice of funding availability: Provided further, That amounts made available under this heading in this or prior appropriations Acts may be used for the purposes specified under this Fund, in addition to any other information technology purposes for which such amounts were appropriated if a program competition is undersubscribed and there are other program competitions under this heading that are oversubscribed.

SEC. 202. None of the amounts made available under this Act may be used during fiscal years 2017 to 2021 to investigate or prosecute under the Fair Housing Act any otherwise lawful activity engaged in by one or more persons, including the filing or maintaining of a non-frivolous legal action, that is engaged in solely for the purpose of achieving or preventing action by a Government official or entity, or a court of competent jurisdiction.

SEC. 203. Subsection (c) of section 524 of the AIDS Housing Opportunity Act (42 U.S.C. 12905(c)) is amended—

(1) in subparagraph (1) of paragraph (2), by redesignating the second clause as clause "(i)"; and
(2) in subparagraph (D) of paragraph (2), to read as follows:

"(D) ADJUSTMENT TO GRANTS.—For each of fiscal years 2017, 2018, 2019, 2020, and 2021, with respect to a grantee that received an allocation in the prior fiscal year, the Secretary shall ensure that the percentage of total formula funds available for allocation does not decrease more than 5 percent nor gain more than 10 percent of the share of the funds available in the prior fiscal year that the grantee received in the preceding fiscal year.".

SEC. 204. Except as explicitly provided in law, any grant, cooperative agreement or other assistance made pursuant to title II of this Act shall be made on a competitive basis and in accordance with section 102 of the Department of Housing and Urban Development Act of 1989 (42 U.S.C. 3545).

SEC. 205. Funds of the Department of Housing and Urban Development subject to the Government Corporation Control Act or section 402 of the Housing Act of 1950 shall be made available to the Secretary for the purpose of carrying out the provisions of this Act and in accordance with such provisions, as approved, in accordance with section 102 of the Omnibus Crime Control and Safe Streets Act of 1968, as amended by the Fair Housing Amendments Act of 1988, and section 561 of the Housing and Community Development Act of 1968, as amended by the Housing and Community Development Act of 1994:

SEC. 206. Unless otherwise provided for in this Act or through a reprogramming of funds, no part of any appropriation for the Department of Housing and Urban Development shall be available for any program, project or activity in excess of amounts set forth in the budget estimates submitted to Congress.

SEC. 207. Corporations and agencies of the Department of Housing and Urban Development which are subject to the Government Corporation Control Act shall be authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and within the amounts transferred to such funds, as necessary to fulfill the purposes of such such contracts and commitments without regard to fiscal year limitations as provided by
section 104 of such Act as may be necessary in carrying out the programs set forth in the budget for 2017 for such corporation or agency except as hereinafter provided; Provided, That none of these corporations or agencies may be used for new loan or mortgage purchase commitments only to the extent equal to or greater than the lesser of such loans in support of other forms of assistance provided for in this or prior appropriations Acts, except that this proviso shall not apply to the mortgage insurance or guaranty operations of these corporations, or where loans or mortgage purchases are necessary to protect the financial interest of the Government.

SEC. 208. The Secretary of Housing and Urban Development shall provide quarterly reports to the House and Senate Committees on Appropriations regarding all uncommitted, unobligated, recaptured and excess funds in each program and activity within the jurisdiction of the Department and shall submit, additional, updated budget information to these Committees upon request.

SEC. 209. (a) President’s formal budget request for fiscal year 2018, as well as the Department of Housing and Urban Development’s congressional budget justifications to be submitted to the Committees on Appropriations of the House of Representatives and the Senate, shall include the actual account and sub-account structure provided under this Act.

(b) No funds provided under this title may be used for an audit of the Government National Mortgage Association that makes mortgage insurance or a guaranty of a mortgage guaranteed or insured by the Secretary and statutorily required low-income and very low-income use restrictions if any, associated with one or more multifamily housing project or projects to which some or all of the project-based assistance, debt, and statutorily required use restrictions are to be transferred.

(c) The transfer authorized in subsection (b) is to be made in phases to accommodate the financial requirements for rehabilitating or constructing the project or projects to which the transfer is made, to ensure that such project or projects meet the standards under subsection (c).

The transfer authorized in subsection (b) is to begin with units that are most physically or economically obsolete or nonrehabilitable. The Secretary may, until September 30, 2017, insure mortgage insurance, except to the extent that appropriated funds would provide an adequate advance for the amount of any such increased cost.

(d) For purposes of this section—

(1) the terms “low-income” and “very low-income” shall be defined by the statute and/or regulations governing the program under which the project is insured or assisted;

(2) the term “multifamily housing project” means housing that meets one of the following conditions—

(a) housing that is subject to a mortgage insured under such Act;

(b) housing that has project-based assistance attached to the structure including projects undergoing mark to market debt restructuring utilizing the Cranston-Gonzales Housing Reform and Affordability Act of 1974, as amended by section 801 of the Cranston-Gonzales National Affordable Housing Act;

(c) housing that is assisted under section 202 of the Housing Act of 1959, as such section existed before the enactment of the Cranston-Gonzales National Affordable Housing Act;

(d) housing that is assisted under section 811 of the Cranston-Gonzales National Affordable Housing Act; or

(e) housing or vacant land that is subject to a use agreement;

(f) the term “project-based assistance” means—

(1) assistance provided under section 8(b) of the United States Housing Act of 1937;

(2) assistance for mortgage insurance, or substantially rehabilitated pursuant to assistance provided under section 8(b)(2) of such Act, as such section existed immediately before October 1, 1983;

(3) rent supplement payments under section 101 of the Housing and Urban Development Act of 1968;

(4) interest reduction payments under section 236 and/or additional assistance payments under section 236(f)(2) of the National Housing Act;

(5) assistance payments made under section 202(c)(2) of the Housing Act of 1959; and

(6) assistance payments made under section 811(d)(2) of the Cranston-Gonzales National Affordable Housing Act;

(7) the term “receiving project or projects” means the multifamily housing project which is transferring some or all of the project-based assisted debt, and statutorily required low-income and very low-income use restrictions to the receiving project or projects; and

The term “Secretary” means the Secretary of Housing and Urban Development.

SEC. 210. (a) No assistance shall be provided under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) to any individual who—

(1) is enrolled as a student at an institution of higher education (as defined under section 101 of the Higher Education Act of 1965 (20 U.S.C. 1012));

(2) is under 24 years of age;

(3) is not a veteran;

(4) is unmarried;

(5) does not have a dependent child;

(6) is not a person with disabilities, as such term is defined in section 304(b)(3)(E) of the Americans with Disabilities Act; and

(7) is not a youth who left foster care at age 14 or older and is at risk of becoming homeless; and

(b) No assistance provided under section 8 of the United States Housing Act of 1937 may be used for an application for transfer of project-based assistance to an individual, if such individual is not otherwise individually eligible, or has parents with, individually or jointly, are not eligible, to receive assistance under section 8 of the United States Housing Act of 1937.

(f) For purposes of determining the eligibility of a person to receive assistance under section 8 of the United States Housing Act of 1937, such assistance (in excess of amounts received for tuition and any other required fees and charges) that an individual receives under the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.), from private sources, or an institution of higher education (as defined under the Higher Education Act of 1965 (20 U.S.C. 1012)), shall be considered income to that individual, except for a person over the age of 23 with dependent children.

SEC. 211. The funds made available for Native Alaskans under the heading “Native American Housing Block Grants” in title II of this Act shall be allocated to the same Native Alaskan housing block grant recipients that received funds in the fiscal year ending September 30, 2017.

SEC. 212. Notwithstanding the limitation in the first sentence of section 256(g) of the National Housing Act (12 U.S.C. 1715z-20(g)), the Secretary of Housing and Urban Development, may, until September 30, 2017, insure and enter into commitments to insure mortgage loans to Native Alaskans under the heading “Native American Housing Block Grants.”
on any property with a contract for rental assistance payments under section 8 of the United States Housing Act of 1937 or other Federal programs, the Secretary shall maintain an adequate system of control under contract and all available Federal, State, and local resources, including rent adjustments under section 524 of the Multifamily Assisted Housing Act of 1997 ("MAHRAA"), and (2) environmental conditions that cannot be remedied in a cost-effective fashion, the Secretary may, in consultation with the tenants of that property, contract for project-based rental assistance payments with an owner or owners of other existing housing properties, or provide other rental assistance. The Secretary shall take appropriate steps to ensure that project-based contracts remain in effect prior to foreclosure, subject to the exercise of contractual remedies to relocate tenants for imminent major threats to health and safety after written notice to and informed consent of the affected tenants and use of other available remedies, such as partial abatements or receivership. After disposition of any multifamily property described under this section, the remaining rental assistance payments on such properties shall be subject to the requirements under section 524 of MAHRAA.

Sec. 217. Public housing agencies that own and operate public housing units in any section 9(b) of the United States Housing Act of 1937 (42 U.S.C. 1437f(g)(1)), (2)) Provided, That any public housing agency may not use capital funds subject to such guarantee to the units owned, managed, and operated by the public housing agency under section 9(b) of the United States Housing Act of 1937 (42 U.S.C. 1437f(g)(1)) unless the agency has implemented an adequate system of control under contract and all available Federal, State, and local resources, including rent adjustments under section 524 of the Multifamily Assisted Housing Act of 1997 ("MAHRAA") and (2) environmental conditions that cannot be remedied in a cost-effective fashion, the Secretary may, in consultation with the tenants of that property, contract for project-based rental assistance payments with an owner or owners of other existing housing properties, or provide other rental assistance. The Secretary shall take appropriate steps to ensure that project-based contracts remain in effect prior to foreclosure, subject to the exercise of contractual remedies to relocate tenants for imminent major threats to health and safety after written notice to and informed consent of the affected tenants and use of other available remedies, such as partial abatements or receivership. After disposition of any multifamily property described under this section, the remaining rental assistance payments on such properties shall be subject to the requirements under section 524 of MAHRAA.

Sec. 218. With respect to the use of amounts provided in this Act and in future Acts, the Secretary shall maintain an adequate system of control under contract and management of public housing as authorized by sections 9(d) and 9(e) of the United States Housing Act of 1937 (42 U.S.C. 1437f(g)), and comply with any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 219. No official or employee of the Department of Housing and Urban Development shall be designated as an allotment holder unless the Office of the Chief Financial Officer has determined that such allotment holder has implemented an adequate system of control under contract and all available Federal, State, and local resources, including hire of "Executive Offices" and "Administrative Support Offices," as well as each account receiving appropriations for "Program Office Salaries and Expenses", with special emphasis on the United States Housing Act of 1937 (42 U.S.C. 1437f(g)(1)) or 1437f(g)(2)).

Sec. 220. The Secretary of the Department of Housing and Urban Development shall, for fiscal year 2017, notify the public through the Federal Register and other means, as determined appropriate, of the issuance of a partial abatement, as determined by the Secretary.

Sec. 221. Payment of attorney fees in pro

Sec. 222. The Secretary is authorized to transfer up to 10 percent or $4,000,000, whichever is less, of funds appropriated any line item request. No funds provided in this title shall be used to pay such litigation costs for attorney fees until the Department submits for review a spending plan for such costs to the House and Senate Committees on Appropriations.

Sec. 223. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 224. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 225. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 226. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 227. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 228. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 229. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 230. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 231. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 232. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 233. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 234. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 235. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.

Sec. 236. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary of Housing and Urban Development, (b) the Secretary, and (c) by any standards of the Secretary that are to be competitively determined and appropriate by the Secretary.
are assessed through the Real Estate Assessment Center and have UPDCS physical inspection scores of less than 60 or have received an unsatisfactory management and occupancy grade in the past 30 months. The report shall include—

(1) the enforcement actions being taken to address such conditions, including imposition of civil money penalties and termination of subsidies, and identify properties that have such conditions multiple times;

(2) actions that the Department of Housing and Urban Development is taking to protect tenants of such identified properties; and

(3) any administrative or legislative recommendations to further improve the living conditions at properties covered under a housing assistance payment contract.

Sec. 224. None of the funds made available by this Act, or any other Act, for purposes authorized under section 8 (only with respect to the tenant-based rental assistance program) and section 9 of the United States Housing Act of 1937 (42 U.S.C. 1437v et seq.), may be used by any public housing agency for any amount of salary, including bonuses, for the chief executive officer of which, or any other employee of which, that exceeds the annual rate of basic pay payable for a position at level IV of the Executive Schedule and any public housing agency fiscal year 2017.

Sec. 225. None of the funds in this Act may be available for the doctoral dissertation research at the Department of Housing and Urban Development.

Sec. 226. Section 24 of the United States Housing Act of 1937 (42 U.S.C. 1437v) is amended—

(1) in subsection (m)(1), by striking “fiscal year” and all that follows through the period at the end and inserting “fiscal year 2017.”;

(2) in (a), by inserting “or any 0-bedroom” after “persons with disabilities”;

and

Sec. 227. None of the funds in this Act provided to the Department of Housing and Urban Development may be used to make a grant award unless the Secretary notifies the House and Senate Committees on Appropriations not less than 3 full business days before any official or employee of which, that authority, tribe, nonprofit organization, or other entity selected to receive a grant award is announced by the Department or its office.

Sec. 228. None of the funds made available by this Act nor any receipts or amounts collected under any Federal Housing Administration program may be used to implement the Homeowners Armed with Knowledge (HAWK) program.

Sec. 229. None of the funds made available in this Act shall be used by the Federal Housing Administration, the Government National Mortgage Administration, or the Department of Housing and Urban Development to insure, secure, or establish a Federal guarantee of any mortgage or mortgage backed security that refinances or otherwise finances a mortgage that has been subject to eminent domain condemnation or seizure, by a State, municipality, or any other political subdivision of a State.

Sec. 230. Funds made available by this Act may be used to terminate the status of a unit of general local government as a metropolitan city (as defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302)) with respect to grants under section 106 of such Act (42 U.S.C. 5305).

Sec. 231. Amounts made available under this Act which are either appropriated, allo-
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FEDERAL MARITIME COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Maritime Commission as authorized by section 2010(d) of the Merchant Marine Act, 1936, as amended, including salaries as authorized by 5 U.S.C. 3109; hire of passenger motor vehicles as authorized by 31 U.S.C. 193(b); and uniforms or allowances therefore, $27,490,000: Provided, That not to exceed $2,000 shall be available for official reception and representation expenses.

NATIONAL RAILROAD PASSENGER CORPORATION

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

For necessary expenses of the Office of Inspector General for the National Railroad Passenger Corporation to carry out the provisions of the Inspector General Act of 1978, as amended, $25,274,000: Provided, That the Inspector General shall have all necessary authority, in carrying out the duties specified in the Inspector General Act, as amended (5 U.S.C. App. 3), to investigate allegations of fraud, including false statements to the government (18 U.S.C. 1001), by any person or entity that is subject to regulation by the National Railroad Passenger Corporation: Provided further, That the Inspector General may enter into contracts and other arrangements for audits, studies, analyses, and other services with public agencies and with private persons, subject to the applicable laws and regulations that govern the obtaining of such services within the National Railroad Passenger Corporation: Provided further, That the Inspector General may select, appoint, and employ such officers and employees as may be necessary for carrying out the functions, powers, and duties of the Office of Inspector General, subject to the applicable laws and regulations that govern such appointments, and employment within the Corporation: Provided further, That concurrent with the President's budget request for fiscal year 2018, the Inspector General shall submit to the House and Senate Committees on Appropriations a budget request for fiscal year 2018 in similar format and substance to those submitted by executive agencies of the Federal Government.

NATIONAL TRANSPORTATION SAFETY BOARD

SALARIES AND EXPENSES

For necessary expenses of the National Transportation Safety Board, including hire of passenger and cargo services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for a GS-15, uniformed, or allowances therefore, as authorized by law (5 U.S.C. 5901-5902), $106,000,000, of which not to exceed $2,000 may be used for official reception and representation expenses, and the unobligated balances remaining available to the National Transportation Safety Board in this Act include amounts necessary to make lease payments on an obligation incurred in fiscal year 2001 for a capital lease.

NEIGHBORHOOD REINVESTMENT CORPORATION

PAYMENT TO THE NEIGHBORHOOD REINVESTMENT CORPORATION

For payment to the Neighborhood Reinvestment Corporation for use in neighborhood reinvestment activities, as authorized by the Neighborhood Reinvestment Corporation Act (42 U.S.C. 8101-8107), $140,000,000, of which $5,000,000 shall be for a multi-family rental housing program.

SURFACE TRANSPORTATION BOARD

SALARIES AND EXPENSES

For necessary expenses of the Surface Transportation Board, including services authorized by 5 U.S.C. 3109, $37,000,000: Provided, That notwithstanding any other provision of law, not to exceed $1,250,000 from fees established by the Board shall be used for the Surface Transportation Board's internal support, for the purpose of providing for salaries and expenses necessary for the performance of its duties; Provided further, That such funds shall be available to the Surface Transportation Board for use in fiscal year 2017, but not to exceed $1,250,000: Provided further, That the Surface Transportation Board shall be authorized to obligate such funds for salaries and expenses as authorized by the Board for fiscal year 2017 in accordance with section 3105 of title 5, United States Code, and as amended, $23,274,000: Provided further, That title II of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11319) is amended by striking “October 1, 2017” in section 309 and inserting “December 22, 2018”.

TITLE IV

GENERAL PROVISIONS—THIS ACT (INCLUDING RESCISSIONS)

SEC. 401. 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. 402. 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. 403. The expenditure of any appropriation under this Act for any consulting service through a 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 required under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 404. (a) Funds made available in this 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 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

(b) If the employee training is a part of, or designed to change, participants' personal values or lifestyle outside the workplace.

(b) Nothing in this section shall prohibit, if not specifically prohibited by an agency or from conducting training bearing directly upon the performance of official duties.

SEC. 405. 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 2017, or provided from any accounts in the Treasury derived by the collection of fees and available to the agencies funded by such accounts, shall be available for obligation or expenditure through a reprogramming of funds that—

(1) creates a new program;

(2) eliminates a project, program, or activity;

(3) increases funds or personnel for any program, project, or activity for which funds have not been denied or restricted by the Congress;

(4) proposes to use funds directed for a specific activity by either the House or Senate Committees on Appropriations 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, whichever is less;

(7) creates, reorganizes, or restructures a branch, division, office, bureau, board, commission, agency, administration, or department, unless expressly so provided herein.

SEC. 406. Except as otherwise specifically provided by law, not to exceed 50 percent of any unobligated balances remaining available at the end of fiscal year 2017 from appropriations made available for salaries and expenses for fiscal year 2017 in this Act, shall remain available through September 30, 2018, for each such account for the purposes authorized: Provided, That a request shall be submitted to the House and Senate Committees on Appropriations for approval prior to the expenditure of such funds: Provided further, That these requests shall be made in compliance with reprogramming guidelines under section 405 of this Act.

SEC. 407. No funds in this Act may be used to support any Federal, State, or local project that seek to use the power of eminent domain, unless eminent domain is employed only for a public use: Provided, That funds provided in this section shall not be construed to include economic development that primarily benefits private entities: Provided further, That any use of funds for service transit, railroad, airport, seaport or highway projects, as well as utility projects which benefit or serve the general public (including energy-related, communication-related, and other related infrastructure), other structures designated for use by the general public or which have
other common-carrier or public-utility functions that serve the general public and are subject to regulation and oversight by the government, and projects for the removal of an identified federal interest from property, including safety or brownfields as defined in the Small Business Liability Relief and Brownfields Revitalization Act (Public Law 107–118) shall be considered public use for purposes of eminent domain.

SEC. 408. 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. 409. No part of any appropriation contained in this Act shall be available to pay the salary or other compensation of an individual holding a position, other than a temporary position, formerly held by an employee who has left to enter the Armed Forces of the United States and has satisfactorily completed his or her period of active military or naval service, and who has within 90 days after his or her release from such service or from hospitalization continuing for an additional period of not more than 1 year, made application for restoration to his or her former position and has been certified by the Office of Personnel Management to perform the duties of his or her former position and has not been restored thereto.

SEC. 410. No funds appropriated pursuant to this Act may be made available to an agency or entity that is represented by an entity which in good faith has represented or holds itself out as representing that it or any part of the United States Government, who are stagnates, who pay for the attendance of more than 50 employees identified in a prior law, report, or joint explanatory statement, which was authorized to be appropriated or appropriated more than 10 fiscal years prior to the fiscal year in which such funds were made available under this Act (without regard to fiscal year—

SEC. 411. No funds appropriated or otherwise made available under this Act may be used to pay the salary for any person filling a position, other than a temporary position, formerly held by an employee who has left to enter the Armed Forces of the United States and has satisfactorily completed his or her period of active military or naval service, and who has within 90 days after his or her release from such service or from hospitalization continuing for an additional period of not more than 1 year, made application for restoration to his or her former position and has been certified by the Office of Personnel Management to perform the duties of his or her former position and has not been restored thereto.

SEC. 412. None of the funds made available in this Act may be used for first-class airline accommodations in contravention of sections 301–10, 301–122 and 301–123 of title 41, Code of Federal Regulations.

SEC. 413. (a) None of the funds made available by this Act may be used to approve a new foreign air carrier permit under sections 41301 through 41305 of title 49, United States Code, or exemption application under section 40109 of that title of an air carrier already holding an air operators certificate issued by a country outside of the United States.

(b) Nothing in this section shall prohibit, restrict, or otherwise preclude the Secretary of Transportation from granting a foreign air carrier permit or an exemption to such an air carrier where such authority is considered by the United States Department of Transportation to be in the interest of the United States.

SEC. 414. 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 of a single agency or department of the United States Government, who are stationed in the United States, a single international conference unless the relevant Secretary reports to the House and Senate Committees on Appropriations at least 5 days in advance that such attendance is important to the national interest: Provided, That for purposes of this section the term ‘‘international conference’’ shall mean a conference outside of the United States attended by representatives of the United States Government and of foreign governments, international organizations, or nongovernmental organizations.

SEC. 415. None of the funds made available by this Act may be used by the Department of Housing and Urban Development, or any other Federal agency to lease or purchase new light duty vehicles for light duty vehicles, or for an agency’s fleet inventory, except in accordance with Presidential Memorandum—Federal Fleet Performance, dated May 24, 2011.

SEC. 416. None of the funds appropriated or otherwise made available under this Act may be used by the Surface Transportation Board to charge or collect a fee for rate or service complaints filed with the Board in an amount in excess of the amount authorized for district court civil suit filing fees under section 1914 of title 28, United States Code.

SEC. 417. All unobligated balances, including recaptures and carryover, remaining from funds appropriated in division L of Public Law 114–13 for ‘‘Department of Transportation—Office of the Secretary—Salaries and Expenses’’, and ‘‘Department of Transportation—Office of the Secretary—Office of the Secretary—Civil Rights’’, ‘‘Department of Transportation—Office of the Secretary—Minority Business Outreach Program’’, ‘‘Department of Transportation—Federal Transit Administration—Administration’’, ‘‘Department of Transportation—Pipeline and Hazardous Materials Safety Administration—Administration—Operational Expenses’’, ‘‘Department of Transportation—Surface Transportation Board—Salaries and Expenses’’, ‘‘Access Board—Board-Salaries and Expenses’’, ‘‘Federal Maritime Commission—Salaries and Expenses’’, ‘‘National Railroad Passenger Corporation—Office of Inspector General—Salaries and Expenses’’, ‘‘National Telecommunications and Information Administration—Telecommunications Safety Board—Salaries and Expenses’’, and ‘‘United States Interagency Council on Homelessness—Operating Expenses’’ are rescinded.

SEC. 418. (a) None of the funds made available in this Act may 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 (5 U.S.C. App.), or to prevent or impede that Inspector General’s access to such records, documents, or other materials, under any provision of law that expressly refers to the Inspector General and expressly limits the Inspector General’s right of access.

(b) Each Inspector General covered by this section shall provide its Inspector General with access to all such records, documents, and other materials in a timely manner.

(c) 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 (5 U.S.C. App.).

(d) 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 failure to cooperate with this requirement.

SEC. 419. Notwithstanding any other provision of law, any funds made available under this Act may 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 (5 U.S.C. App.), or to prevent or impede that Inspector General’s access to such records, documents, or other materials, under any provision of law that expressly refers to the Inspector General and expressly limits the Inspector General’s right of access.

(b) Each Inspector General covered by this section shall provide its Inspector General with access to all such records, documents, and other materials in a timely manner.

(c) 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 (5 U.S.C. App.).

(d) 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 failure to cooperate with this requirement.

SEC. 420. For an additional amount for the Emergency Relief Program as authorized by section 125 of title 23, United States Code, $528,000,000, to remain available until expended for fiscal year 2017 in section 125(a) of division C of Public Law 114–223 (as added by section 1013 of division C of Public Law 114–223 (as added by section 1013 of division A of Public Law 114–254) (except for the last proviso under such section 145(a) and the proviso under such section 192); and

SEC. 421. For an additional amount for ‘‘Department of Housing and Urban Development, Community Planning and Development Fund’’, $600,000,000, to remain available until expended, which amounts shall be allocated and used under the same authority and conditions as:

(1) the additional appropriations for fiscal year 2016 in section 115(a) of division C of Public Law 114–223 and for fiscal year 2017 in section 115(a) of division C of Public Law 114–223 (as added by section 1013 of division C of Public Law 114–254) (except for the last proviso under such section 145(a) and the proviso under such section 192);

(2) the additional appropriation for fiscal year 2016 in section 420 of title IV of division L of Public Law 114–113 (except for the last proviso under such section 145(a) and the proviso under such section 192);

(3) in section 145(a) of division C of Public Law 114–223 (except for the last proviso under such section 145(a), for additional major disaster or emergency assistance the entity will comply with section 409 and shall be considered for funding under section 133(b) of title 23 or section 165 of title 23 for the fiscal year in which the amount was originally designated or directed pursuant to section 252(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 422. (a) A State or territory, as defined in section 165 of title 23, United States Code, may use for any project eligible under section 133(b) of title 23 or section 165 of title 23 an amount appropriated or otherwise made available within a fiscal year 2016 in section 420 of title IV of division C of Public Law 114–223 (as added by section 1013 of division C of Public Law 114–254) (except for the last proviso under such section 145(a)), and any associated obligation limitation, provided that the Department of Transportation for the State or territory shall certify that the earmarked amount was originally designated or directed notified the Secretary of Transportation of its intent to use its authority under this section and such certification report to the Secretary identifying the projects to which the funding would be applied. Notwithstanding the original period of availability of funds to be obligated under this section, such funds and associated obligation limitation shall remain available for obliga-
authorized to be appropriated or appropriated more than 10 fiscal years prior to the current fiscal year, and administered by the Federal Highway Administration.

(c) Under subsection (a) (2) (A)(ii) of the Balanced Budget and Emergency Deficit Control Act of 1985.

For an additional amount for “Military Construction, Army National Guard”, $12,000,000, to remain available until September 30, 2021: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects authorized by law: 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.

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For an additional amount for “Military Construction, Air National Guard”, $13,000,000, to remain available until September 30, 2021: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects authorized by law: 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.

MILITARY CONSTRUCTION, AIR NATIONAL GUARD

For an additional amount for “Military Construction, Air National Guard”, $13,000,000, to remain available until September 30, 2021: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects authorized by law: 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.

MILITARY CONSTRUCTION, AIR NATIONAL GUARD

For an additional amount for “Military Construction, Navy Reserve”, $10,000,000, to remain available until September 30, 2021: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects authorized by law: 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.

MILITARY CONSTRUCTION, ARMY RESERVE

For an additional amount for “Military Construction, Army Reserve”, $10,000,000, to remain available until September 30, 2021: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects authorized by law: 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.

MILITARY CONSTRUCTION, NAVY RESERVE

For an additional amount for “Military Construction, Navy Reserve”, $4,525,000, to remain available until September 30, 2021: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects authorized by law: 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.

MILITARY CONSTRUCTION, ARMY RESERVE

For an additional amount for “Military Construction, Army Reserve”, $10,000,000, to remain available until September 30, 2021: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects authorized by law: 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.

MILITARY CONSTRUCTION, AIR FORCE RESERVE

For an additional amount for “Military Construction, Air Force Reserve”, $9,000,000, to remain available until September 30, 2021: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects authorized by law: 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.

MILITARY CONSTRUCTION, AIR FORCE RESERVE

For an additional amount for “Military Construction, Air Force Reserve”, $9,000,000, to remain available until September 30, 2021: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects authorized by law: 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.

ADMINISTRATIVE PROVISION—THIS TITLE

economic mobility, and other factors as determined by the Secretary.

(b) Evaluation of Grants to Improve Child Well-Being by Promoting Healthy Marriage, Responsible Fatherhood, and Economic Self-Sufficiency.

The Secretary shall conduct research to determine the effects of the grants made under section 410 of the plan described in this section on child well-being, marriage, family stability, economic mobility, poverty, and other factors as determined by the Secretary.

(c) Decision of Information.

The Secretary shall, in consultation with States receiving funds provided under this part, develop methods of disseminating information on any research, evaluation, or study conducted under this section, including facilitating the sharing of information and best practices among States and localities.

(d) State-Initiated Evaluations.

A State shall be eligible to receive funding to evaluate the State program funded under this part or any other State program funded with qualified State expenditures as defined in section 409(a)(7)(B)(i) if—

(1) the State submits to the Secretary a description of the proposed evaluation;

(2) the Secretary determines that the design and approach of the proposed evaluation is rigorous and is likely to yield information that is credible and will be useful to other States; and

(3) unless waived by the Secretary, the State contributes to the cost of the evaluation, from non-Federal sources, an amount equal to at least 25 percent of the cost of the proposed evaluation.

(e) Census Bureau Research.

(1) The Census Bureau shall implement or enhance household surveys of program participation, in consultation with the Secretary and the Bureau of Labor Statistics and research organizations, to allow for the assessment of the outcomes of continued welfare reform on the economic and child well-being of low-income families with children, including those who received assistance or services from a State program funded under this part or any other State program funded with qualified State expenditures as defined in section 409(a)(7)(B)(i).

The content of the surveys should include such information as may be necessary to examine the issues of unmarried childbirth, marriage, welfare dependency andlessness, and child well-being, and to better understand intergenerational poverty.

(2) To carry out the activities specified in paragraph (1), the Bureau of the Census shall—

(A) address under reporting of the receipt of means-tested benefits and tax benefits for low-income individuals and families;

(B) increase understanding of poverty spells and long-term poverty, including by facilitating the linking of individuals allowed to better understand intergenerational poverty;

(C) generate a better geographical understanding of poverty such as through State-based strategies and measures of neighborhood poverty;

(D) increase understanding of the effects of means-tested benefits and tax benefits on the earnings and incomes of low-income families; and

(E) improve how poverty and economic well-being are measured, including through the use of consumption measures, material deprivation measures, social exclusion measures, and economic and social mobility measures.

(f) Research and Evaluation Conducted Under This Section.

Research and evaluation conducted under this section designed to determine the effects of a program or policy (other than research conducted under subsection (e)) shall use experimental designs using random assignment or other reliable, evidence-based research methodologies that allow for the strongest possible causal inferences when random assignment is not feasible.

(g) Development of What Works Clearinghouse of Proven and Promising Approaches to Move Welfare Recipients Into Work.

(1) In General.

The Secretary, in consultation with the Secretary of Labor, shall develop a database (which shall be referred to as the ‘What Works Clearinghouse of Proven and Promising Projects to Move Welfare Recipients Into Work’) of the projects that used a proven approach or a promising approach in moving welfare recipients into work, based on independent, rigorous evaluations of the projects. The database shall include a separate listing of projects that used a developmental approach in delivering services and a separate listing of projects with no or negative effects. The Secretary shall add to the What Works Clearinghouse of Proven and Promising Projects to Move Welfare Recipients Into Work data about the program or project about the proposed or independent, well-conducted experimental evaluation of a program or project, using random assignment or other research methodologies that allow for the strongest possible causal inferences, have shown they are proven, promising, developmental, or ineffective approaches.

(2) Criteria for Evidence of Effectiveness of Approach.

The Secretary, in consultation with the Secretary of Labor and organizations with experience in evaluating research on approaches of various approaches in delivering services to move welfare recipients into work, shall—

(A) establish criteria for evidence of effectiveness and;

(B) ensure that the process for establishing the criteria—

(i) is transparent;

(ii) is consistent across agencies;

(iii) provides opportunity for public comment; and

(iv) takes into account efforts of Federal agencies to improve the evidence of effectiveness of interventions, including efforts at the Department of Health and Human Services, the Department of Education, and the Department of Justice.

(h) Appropriation.

(1) In General.

Of the amount appropriated by section 403(a)(1) for each fiscal year, 0.33 percent shall be available for research, technical assistance, and evaluation under this section.

(2) Allocation.

Of the amount made available under paragraph (1) for each fiscal year, at least $10,000,000 shall be provided for the Secretary to carry out subsection (e).

(3) Baseline.

Baseline data established pursuant to section 257 of the Balanced Budget and Deficit Control Act of 1985 (2 U.S.C. 907(c)(2)) for the Temporary Assistance for Needy Families Program shall be recorded by the Office of Management and Budget and the Congressional Budget Office at the level prior to any transfers recorded pursuant to section 410(b) of the Social Security Act.

(2) Conforming Amendment.

Section 403(a)(1) of such Act (42 U.S.C. 634(a)(1)) is amended by inserting “, reduced by the percentage specified in section 413(h)(1) with respect to the fiscal year,” before “as the amount”.

SEC. 103. FULL FUNDING FOR STATE COURTS TO IMPROVE THE HANDLING OF CHILD WELFARE CASES.

Out of any money in the Treasury of the United States not otherwise appropriated, there are hereby appropriated for fiscal year 2017 $20,000,000 for grants under section 438 of the Social Security Act, in addition to any other amounts appropriated for such purpose. The amounts appropriated by the preceding sentence shall be considered to be reserved under section 438(b)(2) of such Act for fiscal year 2017, for purposes of clauses (ii) and (iii) of section 438(c)(3)(A) of such Act.

SEC. 104. INCLUSION OF CERTAIN RETIREES IN THE MULTIEmployER HEALTH BENEFITS PLAN.

(a) In General.

Section 402(b)(2)(C) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1223(b)(2)(C)) is amended—

(1) by striking clauses (ii), (iii), and (iv), and

(2) by inserting after clause (i) the following:

(C) for the calculation of excess. The excess determined under clause (i) shall be calculated by taking into account only—

(I) those beneficiaries actually enrolled in the plan of the department of the Health Benefits for Miners Act of 2017 who are eligible to receive health benefits under the plan on the first day of the calendar year for which the tax year is determined, other than those otherwise enrolled in the plan under the terms of a participation agreement with the current or former employer of such beneficiaries; and

(II) those beneficiaries whose health benefits, defined as those benefits payable, following death or retirement or upon a finding of disability, directly by an employer in the bituminous coal industry under a coal wage agreement (as defined in section 9701(b)(1) of the Internal Revenue Code of 1986), would be denied or reduced as a result of a bankruptcy proceeding commenced in 2012 or 2015.

For purposes of subsection (1), a beneficiary enrolled in the Plan as of the date of the enactment of the Health Benefits for Miners Act of 2017 shall be deemed to have been eligible to receive health benefits under the Plan on January 1, 2017.

(b) Effective Date.

This section shall take effect as the date of the enactment of this Act.
SEC. 202. PUERTO RICO SECTION 1108(g) AMENDMENT OF 2017.

(a) Section 1108(g) of the Social Security Act (42 U.S.C. 1320k(g)) is amended—

(1) in paragraph (4), by inserting “and with respect to fiscal years beginning with fiscal year 2017, if Puerto Rico qualifies for a payment under section 1903(a)(6) for a calendar quarter (beginning on or after July 1, 2017) of such fiscal year” after “1903(a)(3)”;

(2) in paragraph (5)—

(A) in the first sentence, by striking “The Secretary” and inserting “(A) Subject to subparagraph (B), the Secretary”;

and

(B) by adding at the end the following new subparagraph:

“(B) The amount of the increase otherwise provided under subparagraph (A) for Puerto Rico shall be further increased by $255,900.”;

(b) All the unobligated amounts available under section 1323(c)(1) of the Patient Protection and Affordable Care Act (42 U.S.C. 18043(c)(1)) are rescinded immediately upon the date of the enactment of this section.

TITLE III—GENERAL PROVISION

SEC. 301. BUDGETARY EFFECTS.

(a) STATUTORY PAYGO SCORECARDS.—The budgetary effects of this division and each succeeding division shall not be entered on any PAYGO scorecard maintained pursuant to section 4(d) of the Statutory Pay-As-You-Go Act of 2013 or its successor Act.

(b) SENATE PAYGO SCORECARDS.—The budgetary effects of this division and each succeeding division shall not be entered on any PAYGO scorecard maintained for purposes of section 201 of S. Con. Res. 21 (110th Congress).

(c) CLASSIFICATION OF BUDGETARY EFFECTS.—Notwithstanding Rule 3 of the Budget Scorekeeping Guidelines set forth in the joint explanatory statement of the committee of conference accompanying Conference Report 105-247 and section 250(c)(8) of the Balanced Budget and Emergency Deficit Control Act of 1985, the budgetary effects of this division and each succeeding division shall not be estimated—

(1) for purposes of section 251 of such Act; and

(2) for purposes of paragraph (4)(C) of section 3 of the Statutory Pay-As-You-Go Act of 2010 as being included in an appropriation Act.

DIVISION N—INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2017

SEC. 1. SHORT TITLE; TABLE OF CONTENTS.

(a) Short Title.—This division may be cited as the “Intelligence Authorization Act for Fiscal Year 2017”.

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

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

Sec. 3. Explanatory statement.

TITLe I—INTELLIGENCE ACTIVITIES

Sec. 101. Authorization of appropriations.

Sec. 102. Classified Schedule of Authorizations.

Sec. 103. Personnel ceiling adjustments.

Sec. 104. Intelligence Community Management Account.

TITLe II—CENTRAL INTELLIGENCE AGENCY REALIGNMENT AND DISABILITY SYSTEM

Sec. 201. Authorization of appropriations.

TITLe III—GENERAL INTELLIGENCE COMMUNITY MATTERS

Sec. 301. Restriction on conduct of intelligence activities.

Sec. 302. Increase in employee compensation and benefits authorized by law.

Sec. 303. Support to nonprofit organizations assisting intelligence community employees.

Sec. 304. Promotion of science, technology, engineering, and mathematics education in the intelligence community.

Sec. 305. Retention of employees of the intelligence community who have science, technology, engineering, or mathematics expertise.

Sec. 306. Management of the intelligence community personnel.

Sec. 307. Notification of repair or modification to facilities to be used primarily by the intelligence community.

Sec. 308. Guidance and reporting requirements regarding the interactions between the intelligence community and entertainment industry.

Sec. 309. Protocols for independent inspectors general of certain elements of the intelligence community.

Sec. 310. Congressional oversight of policy directives and guidance.

Sec. 311. Notification of memoranda of understanding.

Sec. 312. Technical correction to Executive Schedule.

Sec. 313. Maximum amount charged for declassification reviews.

TITLe IV—MATTERS RELATING TO ELEMENTS OF THE INTELLIGENCE COMMUNITY

Subtitle A—Office of the Director of National Intelligence

Sec. 401. Designation of the Director of the National Counterintelligence and Security Center.

Sec. 402. Analyses and impact statements by Director of National Intelligence regarding investment into the United States.

Sec. 403. Assistance for governmental entities and private entities in recognizing online violent extremist content.

Subtitle B—Central Intelligence Agency

Sec. 411. Enhanced death benefits for personnel of the Central Intelligence Agency.

Sec. 412. Pay and retirement authorities of the Inspector General of the Central Intelligence Agency.

Subtitle C—Other Elements

Sec. 421. Enhancing the technical workforce for the Federal Bureau of Investigation.

Sec. 422. Plans for assumption of certain weather missions by the National Reconnaissance Office.

TITLe V—MATTERS RELATING TO FOREIGN COUNTRIES

Sec. 501. Committee to counter active measures by the Russian Federation to exert covert influence over peoples and governments.

Sec. 502. Assistance to development of travel protocols and procedures of accredited diplomatic and consular personnel of the Russian Federation in the United States.

Sec. 503. Study and report on enhanced intelligence and information sharing with Open Skies Treaty member states.

Subtitle VI—REPORTS AND OTHER MATTERS

Sec. 601. Declassification review with respect to detainees transferred from United States Naval Station, Guantanamo Bay, Cuba.

Sec. 602. Cyber Center for Education and Innovation-Homeland of the National Counterintelligence Center.

Sec. 603. Report on national security systems.

Sec. 604. Joint facilities certification.

Sec. 605. Leadership and management of space activities.

Sec. 606. Advances in life sciences and biotechnology.

SEC. 607. Reports on declassification proposals.

Sec. 608. Improvement in Government classification and declassification.

Sec. 609. Report on implementation of research and development recommendations.

Sec. 610. Report on Intelligence Community Research and Development Corps.

Sec. 611. Report on cybersecurity threats to seaports of the United States and maritime shipping.

Sec. 615. Report on reprisals against contractors of the intelligence community.

SEC. 2. DEFINITIONS.

In this division:

(1) CONGRESSIONAL INTELLIGENCE COMMITTEES.—The term ‘‘congressional intelligence committees’’ means—

(A) the Select Committee on Intelligence of the Senate; and

(B) the Permanent Select Committee on Intelligence of the House of Representatives.

(2) INTELLIGENCE COMMUNITY.—The term ‘‘intelligence community’’ has the meaning given that term in section 3(4) of the National Security Act of 1947 (50 U.S.C. 3003(4)).

SEC. 3. EXPLANATORY STATEMENT.

The explanatory statement regarding this division, printed in the House section of the Congressional Record on or about May 3, 2017, by the Chairman of the Permanent Select Committee on Intelligence of the House of Representatives, shall have the same effect with respect to the implementation of this division as if it were a joint explanatory statement of a committee of conference.

TITLe I—INTELLIGENCE ACTIVITIES

SEC. 101. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 2017 for the conduct of the intelligence and intelligence-related activities of the following elements of the United States Government:

(1) The Office of the Director of National Intelligence.

(2) The Central Intelligence Agency.

(3) The Department of Defense.

(4) The Defense Intelligence Agency.


(6) The Department of the Army, the Department of the Navy, and the Department of the Air Force.

(7) The Coast Guard.

(8) The Department of State.

(9) The Department of the Treasury.

(10) The Department of Energy.

(11) The Department of Justice.


(13) The Drug Enforcement Administration.

(14) The National Reconnaissance Office.

(15) The National Geospatial-Intelligence Agency.

SEC. 102. CLASSIFIED SCHEDULE OF AUTHORIZATIONS.

(a) SPECIFICATIONS OF AMOUNTS.—The amount authorized to be appropriated under section 101 and, subject to section 103, the authorized personnel ceilings as of September 30, 2017, for the conduct of the intelligence community activities listed in paragraphs (1) through (16) of section 101, are those specified in the classified Schedule of Authorizations prepared to accompany this division of title 6.

(b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AUTHORIZATIONS.—

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

(2) DISTRIBUTION BY THE PRESIDENT.—Subject to paragraph (3), the President shall provide for a suitable distribution of the classified Schedule of Authorizations referred to in subsection (a), or of appropriate portions of such Schedule, within the executive branch.

(limits on disclosure.—The President shall not publicly disclose the classified Schedule of Authorizations or any portion of such Schedule except—

(A) as provided in section 601(a) of the Implementing Recommendations of the 9/11 Commission Act of 2007 (50 U.S.C. 3306(a));

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

(C) as otherwise required by law.

SEC. 103. PERSONNEL CEILING ADJUSTMENTS.

(a) AUTHORIZATIONS.—The Director of National Intelligence may authorize employment of civilian personnel in excess of the number authorized for fiscal year 2017 by the schedule of authorizations referred to in section 102(a) if the Director of National Intelligence determines that such action is necessary to the performance of important intelligence functions, except that the number of personnel employed in excess of the number authorized under such section may not, for any element of the intelligence community, exceed—

(1) 3 percent of the number of civilian personnel authorized under such schedule for such element; or

(2) 10 percent of the number of civilian personnel authorized under such schedule for such element for the purposes of converting the performance of any function by contractors to performance by civilian personnel.

(b) TREATMENT OF CERTAIN PERSONNEL.—The Director of National Intelligence shall establish guidelines that govern, for each element of the intelligence community, the treatment under the personnel levels authorized under section 102(a), including any exemption from such personnel levels, of employment or assignment in—

(1) a student program, trainee program, or similar program;

(2) a reserve corps or as a reemployed annuitant; or

(3) details, joint duty, or long-term, full-time parole.

(c) NOTICE TO CONGRESSIONAL INTELLIGENCE COMMITTEES.—Not later than 15 days prior to the exercise of an authority described in subsection (a), the Director of National Intelligence shall submit to the congressional intelligence committees—

(1) a written notice of the exercise of such authority; and

(2) in the case of an exercise of such authority subject to the limitation in subsection (b)(1), an explanation justifying such contractor conversion that includes a comparison of whole of government costs.

SEC. 104. INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT.

(a) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for the Intelligence Community Management Account of the Director of National Intelligence for fiscal year 2017 the sum of $563,588,000. Within such amount, funds identified in the classified Schedule of Authorizations referred to in section 102(a) for advanced research and development shall remain available until September 30, 2018.

(b) AUTHORIZED PERSONNEL LEVELS.—The elements within the Intelligence Community Management Account of the Director of National Intelligence are authorized 777 positions as of September 30, 2017. Personnel serving in such elements may be permanent employees of the Office of the Director of National Intelligence or personnel detailed from other elements of the United States Government.

(c) CLASSIFIED AUTHORIZATIONS.—In addition to amounts authorized to be appropriated for the Intelligence Community Management Account by subsection (a), there are authorized to be appropriated for the Intelligence Community Management Account for fiscal year 2017 such additional amounts as are specified in the classified Schedule of Authorizations referred to in section 102(a). Such additional amounts made available for advanced research and development shall remain available until September 30, 2018.

(d) INCREASE IN EMPLOYEE COMPENSATION OR BENEFITS.—In addition to the personnel authorized by subsection (b) for elements of the Intelligence Community Management Account as of September 30, 2017, the Permanent Personnel for the Community Management Account as of that date as are specified in the classified Schedule of Authorizations referred to in section 102(a). Such additional amounts made available for increased compensation or benefits authorized by law.

TITLES II—CENSORED INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM

SEC. 201. AUTHORIZATION OF APPROPRIATIONS.

There is authorized to be appropriated for the Central Intelligence Agency Retirement and Disability Fund for fiscal year 2017 the sum of $534,000,000.

TITLES III—GENERAL INTELLIGENCE COMMUNITY MATTERS

SEC. 301. RESTRICTION ON CONDUCT OF INTELLIGENCE ACTIVITIES.

The authorization of appropriations by this division for any intelligence activities is not otherwise authorized by the Constitution or the laws of the United States.

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

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

SEC. 303. SUPPORT TO NONPROFIT ORGANIZATIONS CONDUCTING INTELLIGENCE COMMUNITY EMPLOYEES.

(a) DIRECTOR OF NATIONAL INTELLIGENCE.—Section 102A of the National Security Act of 1947 (50 U.S.C. 3024) is amended by adding at the end the following:

“(y) FUNDRAISING.—(1) The Director of National Intelligence may engage in fundraising in an official capacity for the benefit of nonprofit organizations that—

“(A) provide support to surviving family members of deceased employees of an element of the intelligence community; or

“(B) otherwise provide support for the welfare, education, or recreation of employees of an element of the intelligence community, former employees of an element of the intelligence community, or family members of such employees.

“(2) In this subsection, the term ‘fundraising’ means the raising of funds through the active participation in the promotion, production, or presentation of an event designed to raise money or include the direct solicitation of money by any other means.

“(3) Not later than 90 days after the date the Director engages in fundraising authorized by this subsection or at the time the decision is made to participate in such fundraising, the Director shall notify the appropriate committees of the Senate and the House of Representatives of such fundraising.

“(4) The Director, in consultation with the Director of the Office of Government Ethics, shall issue regulations that provide the authority provided in this subsection. Such regulations shall ensure that such authority is exercised in a manner that is consistent with all relevant ethical constraints and principles, including the avoidance of any prohibited conflict of interest or appearance of impropriety.”

(b) DIRECTOR OF THE CENTRAL INTELLIGENCE AGENCY.—Section 12(f) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3512(f)) is amended by adding at the end the following:

“(3) Not later than the date that is 7 days after the date the Director engages in fundraising authorized by this subsection or at the time the decision is made to participate in such fundraising, the Director shall notify the Select Committee on Intelligence of the Senate and the Select Committee on Intelligence of the House of Representatives of the fundraising.”

SEC. 304. PROMOTION OF SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS EDUCATION IN THE INTELLIGENCE COMMUNITY.

(a) REQUIREMENT FOR INVESTMENT STRATEGY FOR STEM RECRUITING AND OUTREACH ACTIVITIES.—Along with the budget for fiscal year 2018 submitted by the President pursuant to section 1305(a) of title 31, United States Code, the Director of National Intelligence shall submit a five-year investment strategy for outreach and recruiting efforts in the fields of science, technology, engineering, and mathematics (STEM), to include cybersecurity and computer literacy.

(b) REQUIREMENT FOR INTELLIGENCE COMMUNITY PLANS FOR STEM RECRUITING AND OUTREACH ACTIVITIES.—For each of the fiscal years 2018 through 2022, the head of each element of the intelligence community shall submit an investment strategy for STEM recruiting and outreach activities with the materials submitted as justification of the budget request of such element that supports the strategy required by subsection (a).

SEC. 305. RECRUITMENT OF EMPLOYEES OF THE INTELLIGENCE COMMUNITY WHO HAVE SCIENCE, TECHNOLOGY, ENGINEERING, OR MATHEMATICS EXPERIENCE.

(a) SPECIAL RATES OF PAY FOR CERTAIN OCCUPATIONS IN THE INTELLIGENCE COMMUNITY.—The National Security Act of 1947 (50 U.S.C. 3001 et seq.) is amended by inserting after section 113A the following:

“SEC. 113B. SPECIAL PAY AUTHORITY FOR EMPLOYEES WHO HAVE SCIENCE, TECHNOLOGY, ENGINEERING, OR MATHEMATICS EXPERIENCE.

“(a) AUTHORITY TO SET SPECIAL RATES OF PAY.—Notwithstanding part III of title 5, United States Code, the head of each element of the intelligence community may establish higher minimum rates of pay for 1 or more categories of positions in such element that require expertise in science, technology, engineering, or mathematics (STEM).

“(b) MAXIMUM SPECIAL RATE OF PAY.—A minimum rate of pay established for a category of positions under this section may not exceed the maximum rate of basic pay (excluding any locality-based comparability
payment under section 5304 of title 5, United States Code, or similar provision of law) for the position in that category of positions without the authority of subsection (a) by more than 30 percent, and no rate may be established under this section in excess of the rate of basic pay payable for level IV of the Executive Schedule under section 5315 of title 5, United States Code.

(c) Notification of Removal from Special Rate of Pay.—If the head of an element of the intelligence community removes a category of positions from coverage under a rate of pay authorized by subsection (a) after that rate of pay takes effect—

(1) the head of such element shall provide notice of the loss of coverage of the special rate of pay to each individual in that category; and

(2) the loss of coverage will take effect on the first day of the first pay period after the date of the notice.

(d) Revision of Special Rates of Pay.—Subject to the limitations in this section, rates of pay established under this section by the head of the element of the intelligence community may be revised from time to time with respect to such category and the revisions have the force and effect of statute.

(e) Regulations.—The head of each element of the intelligence community shall promulgate regulations to carry out this section with respect to such element, which shall, to the extent practicable, be comparable to those regulations promulgated to carry out section 5305 of title 5, United States Code.

(f) Reports.

(1) Requirement for Reports.—Not later than 90 days after the date of the enactment of the Intelligence Authorization Act for Fiscal Year 2017, the head of each element of the intelligence community shall submit to the congressional intelligence committees a report on any rates of pay established for such element under this section.

(2) Contents.—Each report required by paragraph (1) shall contain for each element of the intelligence community—

(A) a description of any rates of pay established under subsection (a); and

(B) the number of positions in such element that will be subject to such rates of pay.

(g) Table of Contents Amendment.—The table of contents in the first section of the National Security Act of 1947 is amended by inserting after the item relating to section 113A the following:

"Sec. 113B. Special pay authority for congressional intelligence committees."
Section 102A(1)(3) of the National Security Act of 1947 (50 U.S.C. 302a(1)(3)) is amended by adding at the end the following:

“(D) The mechanisms prescribed under subparagraph (A) and any other policies of the Director—

(i) shall not require an employee of an office of inspector general for an element of the intelligence community, including the Office of the Inspector General of the Intelligence Community, to rotate to a position in an office or organization of such an element over which such office of inspector general exercises jurisdiction; and

(ii) shall be implemented in a manner that exempts employees of an office of inspector general from a rotation that may impact the independence of such office.”

Section 401. Designation of the Director of National Intelligence

(a) Covered Policy Document Defined.—In this section, the term “covered policy document” means any classified or unclassified Presidential Policy Directive, Presidential Policy Guidance, or other similar policy document issued by the President, including a memorandum or agreement that is solely administrative in nature, including a memorandum or agreement regarding joint duty or other routine personnel assignments.

(b) Covered Policy Document Schedules.—Section 5313 of title 5, United States Code, is amended by striking the item relating to “Director of the National Counter Proliferation Center.”.

(c) Maximum Amount Charged for De-Classification Reviews.—In reviewing a request by a person for the mandatory declassification of information pursuant to Executive Order No. 13526, the Director of National Intelligence, or any successor to such position, shall be to serve as the head of an element of the intelligence community—

(1) may charge the person reproduction fees in excess of the amount of fees that the head would charge the person for reproduction required in the course of processing a request for information under section 552 of title 5, United States Code (commonly referred to as the “Freedom of Information Act”); and

(2) may waive or reduce any processing fees in the same manner as the head waives or reduces fees under such section 552.

Title IV—Matters Relating to Elements of the Intelligence Community

Subtitle A—Office of the Director of National Intelligence

Section 401. Designation of the Director of the National Counterintelligence and Security Center.

(a) In General.—(1) Section 902 of the Counterintelligence and Security Center Act of 2002 (50 U.S.C. 3383) is amended—

(B) in paragraph (2), by striking “Office” and inserting “Director”.

(c) In paragraph (9), in the matter preceding the first proviso, by striking “Director” and inserting “National Counterintelligence and Security Center.”

(d) In paragraph (10), in the matter preceding the first proviso, by striking “Office” and inserting “Director”.

(e) In paragraph (11), in the matter preceding the first proviso, by striking “Office” and inserting “Director”.

(b) Head of Center.—The Director of the National Counterintelligence and Security Center shall be the head of the National Counterintelligence and Security Center.

(c) Location of Center.—The National Counterintelligence and Security Center is located in the Office of the Director of National Intelligence.

(d) Functions.—Section 904(d) of the Counterintelligence and Security Act of 2002 (50 U.S.C. 3383(d)) is amended—

(A) in paragraph (1), by striking “Office of the National Counterintelligence Executive, the functions of the Office of the National Counterintelligence Executive” and inserting “Director of the National Counterintelligence and Security Center, the functions of the National Counterintelligence and Security Center”;

(B) in paragraph (2), by striking “Office” and inserting “Director”.

(c) Personnel.—Section 904(f) of the Counterintelligence and Security Act of 2002 (50 U.S.C. 3383(f)) is amended—

(A) in paragraph (1), by striking “Office of the National Counterintelligence Executive, the functions of the Office of the National Counterintelligence Executive” and inserting “Director of the National Counterintelligence and Security Center”;

(B) in paragraph (2)(A), by striking “Office” and inserting “Director”.

(d) Treatment of Activities Under Certain Administrative Laws.—Section 904(g) of the Counterintelligence and Security Act of 2002 (50 U.S.C. 3383(g)) is amended by striking “Office” and inserting “Director”.

(e) Table of Contents.—The table of contents in section 1 of the Intelligence Authorization Act for Fiscal Year 2013 (50 U.S.C. 3383) is amended by striking “Office” and inserting “Director”.

(f) In paragraphs (1) and (2), by striking “Office” and inserting “Center” both places that term appears.
(6) Table of Contents Amendment.—The table of contents in section 1(b) of the Intelligence Authorization Act for Fiscal Year 2003 (Public Law 107–156; 116 Stat. 2383), as amended by amending by striking the item relating to section 904 and inserting the following: “Sec. 904. National Counterintelligence and Security Center.”

(c) Oversight of National Intelligence Centers.—Section 102A(f)(2) of the National Security Act of 1947 (50 U.S.C. 3024(f)(2)) is amended by inserting “the National Counterintelligence and Security Center, and the National Counterintelligence and Security Center” after “National Counterterrorism Center.”

(d) Director of the National Counterintelligence and Security Center Within the Office of the Director of National Intelligence.—Section 102A(f)(8) of the National Security Act of 1947 (50 U.S.C. 3024(f)(8)) is amended by inserting “Director of the National Counterintelligence and Security Center.”

(e) Duties of the Director of the National Counterintelligence and Security Center.—The National Security Act of 1947 is amended—

(1) in general.—Section 103F of the National Security Act of 1947 (50 U.S.C. 3381) is amended—

(A) by striking the section heading and inserting “Director of the National Counterintelligence and Security Center”; and

(B) by adding the following new subsection:

“(8) The Director of the National Counterintelligence and Security Center—

(a) shall ensure that any authority under section 217 of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3517(e)(7)) is amended by adding at the end of the following new subsection:

“(z) Analyses and Impact Statements Regarding Proposed Investment Into the United States.—(1) Not later than 20 days after the completion of a review or an investigation of any proposed investment into the United States, the Director of the National Counterintelligence and Security Center has prepared analytic materials, the Director shall submit to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representives copies of such analytic materials, including any supplements or amendments to such analysis made by the Director.

(2) Not later than 60 days after the completion of consideration by the United States Government of any investment described in paragraph (1), the Director shall determine whether such investment will have an operational impact on the intelligence community, and, if so, shall submit a report on such analysis and recommendations to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives. Each such report shall—

(A) describe the operational impact of the investment on the intelligence community; and

(B) describe any actions that have been or will be taken to mitigate such impact.”

(f) Assistance to Recognize Online Violent Extremist Content.—Not later than 90 days after the date of the enactment of this Act, and consistent with the protection of intelligence sources and methods, the Director of National Intelligence shall publish on a publicly accessible website a list of all logos, symbols, insignia, and other markings commonly associated with, or adopted by, an organization designated by the Secretary of State as a foreign terrorist organization under section 219(a) of the Immigration and Nationality Act (8 U.S.C. 1189(a)).

SEC. 403. Assistance for Governmental Entities and Private Entities in Recognizing Online Violent Extremist Content.

(a) Assistance to Recognize Online Violent Extremist Content.—Not later than 180 days after the date of the enactment of this Act, and consistent with the protection of intelligence sources and methods, the Director of National Intelligence shall publish on a publicly accessible website a list of all logos, symbols, insignia, and other markings commonly associated with, or adopted by, an organization designated by the Secretary of State as a foreign terrorist organization under section 219(a) of the Immigration and Nationality Act (8 U.S.C. 1189(a)).

(b) Updates.—The Director shall update the list published under subsection (a) every 180 days or more frequently as needed.

Subtitle C—Central Intelligence Agency

SEC. 411. ENHANCED DEATH BENEFITS FOR PERSONNEL OF THE CENTRAL INTELLIGENCE AGENCY.

(a) Authority.—The Director may pay death benefits substantially similar to those authorized for members of the Foreign Service pursuant to the Foreign Service Act of 1980 (22 U.S.C. 3901 et seq.) or any other provision of law. The Director may adjust the eligibility for death benefits as necessary to meet the unique requirements of the mission of the Agency.

(b) Regulations.—Regulations published pursuant to this section are submitted to the Senate Committee on Intelligence and the Permanent Select Committee on Intelligence of the House of Representatives before such regulations take effect.”

SEC. 412. PAY AND RETIREMENT AUTHORITIES FOR THE DIRECTOR OF NATIONAL INTELLIGENCE AND THE CENTRAL INTELLIGENCE AGENCY.

(a) General.—Section 17(e)(7) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3517(e)(7)) is amended by adding at the end the following new subparagraph:

“(ii) Notwithstanding subparagraph (A) and subsections (B), (C), and (D), the position of Director of National Intelligence shall be filled by an officer or employee appointed in accordance with subsection (A) as a law enforcement officer solely for purposes of section 3307 of title 5, United States Code, if such officer or employee is appointed to a position with the Intelligence Community with authority to make or authorize critical decisions that impact to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives within section 11 of the Central Intelligence Agency Act of 1949 (50 U.S.C. 3381) is amended by adding at the end the following new subparagraph:

“(ii) The Director shall submit to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives copies of such analytic materials, including any supplements to such analysis made by the Director.

(2) Not later than 60 days after the completion of consideration by the United States Government of any investment described in paragraph (1), the Director shall determine whether such investment will have an operational impact on the intelligence community, and, if so, shall submit a report on such analysis and recommendations to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives. Each such report shall—

(A) describe the operational impact of the investment on the intelligence community; and

(B) describe any actions that have been or will be taken to mitigate such impact.”

(b) Pay and Retirement.—Not later than 90 days after the date of the enactment of this Act, and consistent with the protection of intelligence sources and methods, the Director shall submit to the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives copies of such analytic materials, including any supplements or amendments to such analysis made by the Director.

SEC. 421. ENHANCING THE TECHNICAL WORKFORCE FOR THE FEDERAL BUREAU OF INVESTIGATION.

(a) Report Required.—Building on the basic cyber human capital strategic plan provided to the congressional intelligence committees in 2018, and consistent with section 3309 of title 5, United States Code, the Director may submit to the congressional intelligence committees a comprehensive strategic workforce report regarding initiatives to effectively integrate information technology expertise in the investigation process.

(b) Elements.—The report required by subsection (a) shall include the following:

(1) An assessment, including measurable benchmarks, of progress on initiatives to recruit, train, and retain personnel with the necessary skills and experiences in vital areas, including encryption, cryptography, and big data analytics.

(2) An assessment of whether officers of the Federal Bureau of Investigation who possess such skills are fully integrated into the Bureau’s work, including Agent-led investigations.

(3) A description of the quality and quantity of the collaboration between the Bureau and private and public sectors on cyber issues, including the status of efforts to benefit from employees with experience transitioning between the public and private sectors.

(4) An assessment of the utility of retraining, if applicable, and leveraging the Director's Advisory Board, which was originally put in place to provide outside advice on how to better integrate technical expertise with the investigative process and...
on emerging concerns in cyber-related issues.

SEC. 422. PLAN ON ASSUMPTION OF CERTAIN WEATHER MISSIONS BY THE NATIONAL RECONNAISSANCE OFFICE.

(a) PLAN.—

(1) IN GENERAL.—Except as provided in subsection (c), the Director of the National Reconnaissance Office shall develop a plan for the National Reconnaissance Office to address how to carry out covered space-based environmental monitoring missions. Such plan shall include:

(A) a description of the related national security requirements for such missions;

(B) a description of the appropriate manner to meet such requirements; and

(C) a description of the amounts of funds that would be necessary to be transferred from the Air Force to the National Reconnaissance Office during fiscal years 2018 through 2022 to carry out such plan.

(2) ACTIVITIES.—In developing the plan under paragraph (1), the Director may conduct pre-acquisition activities, including with respect to requests for information, analyses of alternatives, study contracts, modeling and simulation, and other activities the Director determines necessary to develop such plan.

(3) SUBMISSION.—Not later than July 1, 2017, and except as provided in subsection (c), the Director shall submit to the appropriate congressional committees the plan under paragraph (1).

(b) INDEPENDENT COST ESTIMATE.—The Director of the Cost Assessment Improvement Group of the Office of the Director of National Intelligence, in coordination with the Director of Cost Assessment and Program Evaluation, shall certify to the appropriate congressional committees that the amounts of funds identified under subsection (c) as being necessary to transfer are appropriate and include funding for positions and personnel to support program office costs.

(c) WAIVER BASED ON REPORT AND CERTIFICATION OF AIR FORCE ACQUISITION PROGRAM.—The Director of the National Reconnaissance Office may waive the requirement to develop a plan under subsection (a) if the Under Secretary of Defense for Acquisition, Technology, and Logistics and the Chairman of the Joint Chiefs of Staff jointly submit to the appropriate congressional committees a report not later than July 1, 2017 that contains:

(1) a certification that the Secretary of the Air Force is carrying out a formal acquisition process to carry a covered space-based environmental monitoring mission.

(2) a description of any known or suspected noncompliance with any national security or department of the Department of Defense; and

(3) an identification of the cost, schedule, requirements, and acquisition strategy of such acquisition program.

(d) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term ‘appropriate congressional committees’ means—

(A) the congressional intelligence committees;

(B) the congressional defense committees (as defined in section 101(a)(16) of title 10, United States Code);

(2) COVERED SPACE-BASED ENVIRONMENTAL MONITORING MISSIONS.—The term ‘covered space-based environmental monitoring missions’ means the acquisition programs necessary to meet the national security requirements for cloud characterization and theater weather imagery.

(3) MILESTONE A APPROVAL.—The term ‘Milestone A approval’ has the meaning given that term in section 2366a(d)(10) of title 10, United States Code.

SEC. 501. COMMITTEE TO COUNTER ACTIVE MEASURES BY THE RUSSIAN FEDERATION TO EXERT COVERT INFLUENCE OVER PEOPLES AND GOVERNMENTS.

(a) DEFINITIONS.—In this section:

(1) ACTIVE MEASURES BY RUSSIA TO EXERT COVERT INFLUENCE.—The term ‘active measures by Russia to exert covert influence’ means activities intended to influence, directly or indirectly, a person or government that are carried out in coordination with, or at the behest of, political leaders of the Russian Federation and the role of the Russian Federation has been hidden or not acknowledged publicly, including the following:

(A) Establishment or funding of a front group.

(B) Covert broadcasting.

(C) Media manipulation.

(D) Funding agents of influence.

(E) Incitement and offensive counterintelligence.

(F) Assassinations.

(G) Terrorist acts.

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

(A) the congressional intelligence committees;

(B) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(C) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives.

(b) ESTABLISHMENT.—There is established within the executive branch an interagency committee to counter active measures by the Russian Federation to exert covert influence during the previous year, including significant incidents and notable trends.

(c) MEMBERSHIP.—

(1) IN GENERAL.—

(A) APPOINTMENT.—Each member of the committee established by subsection (b) from among officials of such agency or department who occupy a position that is required to be appointed by the President, with the advice and consent of the Senate.

(B) HEAD OF AN AGENCY OR DEPARTMENT.—The head of an agency or department of the Government set out under this subparagraph are the following:

(i) The Director of National Intelligence.

(ii) The Secretary of State.

(iii) The Secretary of Defense.

(iv) The Secretary of Energy.

(v) The Attorney General.

(vi) The Secretary of the Treasury.

(vii) The Director of the Federal Bureau of Investigation.

(2) REQUIREMENT.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, and consistent with the protection of intelligence sources and methods, the committee established by subsection (b) shall submit to the appropriate committees of Congress a report describing steps being taken by the committee to counter active measures by Russia to exert covert influence.

(d) CONTENT.—Each report required by paragraph (1) shall include the following:

(1) A summary of the active measures by the Russian Federation to exert covert influence.

(2) A description of the key initiatives of the committee.

(3) A description of the implementation of the committee’s initiatives by the head of an agency or department of the Government set out under subsection (b).

(4) An analysis of the impact of the committee’s initiatives.

(e) Recommendations for changes to the committee’s initiatives from the previous year.

(f) STAFF.—The committee established by subsection (b) may employ such staff as the committee deems appropriate to carry out the functions of the committee.

(g) BUDGET REQUEST.—A request for funds required for the functioning of the committee established by subsection (b) may be included in each budget for a fiscal year submitted by the President for the Department of State, under section 1105(a) of title 31, United States Code.

(h) ANNUAL REPORT.—

(1) REQUIREMENT.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, and consistent with the protection of intelligence sources and methods, the committee established by subsection (b) shall submit to the appropriate committees of Congress a report describing steps being taken by the committee to counter active measures by Russia to exert covert influence.

(2) CONTENT.—Each report required by paragraph (1) shall include the following:

(A) A summary of the active measures by the Russian Federation to exert covert influence during the previous year, including significant incidents and notable trends.

(B) A description of the key initiatives of the committee.

(C) A description of the implementation of the committee’s initiatives by the head of an agency or department of the Government set out under subsection (b).

(D) An analysis of the impact of the committee’s initiatives.

(E) Recommendations for changes to the committee’s initiatives from the previous year.

(3) SEPARATE REPORTING REQUIREMENT.—The requirement to submit an annual report under paragraph (1) does not apply to any other reporting requirements with respect to Russia.

SEC. 502. STRICT ENFORCEMENT OF TRAVEL PROTOCOLS AND PROCEDURES OF ACCREDITED DIPLOMATIC AND CONSULAR PERSONNEL OF THE RUSSIAN FEDERATION IN THE UNITED STATES.

(a) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term ‘appropriate committees of Congress’ means—

(1) the congressional intelligence committees;

(2) the Committee on Foreign Relations and the Committee on the Judiciary of the Senate; and

(3) the Committee on Foreign Affairs and the Committee on the Judiciary of the House of Representatives.

(b) ADVANCE NOTIFICATION REQUIREMENT.—The Secretary of State, in coordination with the Director of the National Intelligence, establish a mandatory advance notification regime governing all travel by accredited diplomatic and consular personnel of the Russian Federation in the United States and take necessary action to secure full compliance by Russian personnel and address any noncompliance.

(c) INTERAGENCY COOPERATION.—The Secretary of State, the Director of the Bureau of Investigation, and the Director of National Intelligence shall develop written mechanisms to share information—

(1) on travel by accredited diplomatic and consular personnel of the Russian Federation who are in the United States; and

(2) on any known or suspected noncompliance by such personnel with the regime required by subsection (b).

(d) QUARTERLY REPORTS.—Not later than 90 days after the date of the enactment of this Act, and quarterly thereafter, and consistent with the protection of intelligence sources and methods—

(1) the Secretary of State shall submit to the appropriate committees of Congress a report detailing the number of notifications submitted under the regime required by subsection (b) and
(a) DEFINITIONS.—In this section:
(1) APPROPRIATE COMMITTEES OF CONGRESS.—The term ‘appropriate committees of Congress’ means—
(A) congressional intelligence committees;
(B) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and
(C) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives.

(b) COVERED STATE PARTY.—The term ‘covered state party’ means a foreign country, that—
(A) was a state party to the Open Skies Treaty on February 22, 2016; and
(B) is not the Russian Federation or the Republic of Belarus.

(c) OPEN SKIES TREATY.—The term ‘Open Skies Treaty’ means the Treaty on Open Skies, done at Helsinki March 24, 1992, and entered into force January 1, 2002.

(1) REQUIREMENT FOR STUDY.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall conduct and submit to the appropriate committees of Congress a study to determine the feasibility of creating an intelligence sharing arrangement and database to provide covered state parties with imagery that is comparable, delivered more frequently, and in equal or higher resolution than through the database established under the Open Skies Treaty.

(2) ELEMENTS.—The study required by paragraph (1) shall include the following:

(A) The methods by which the United States could collect and provide imagery, including commercial satellite imagery, national sensors, and through the intelligence, surveillance, and reconnaissance platform of the United States, department of defense to provide covered state parties with imagery that is comparable, delivered more frequently, and in equal or higher resolution than through the database established under the Open Skies Treaty.

(B) The ability of other covered state parties to contribute imagery to the arrangement and database.

(C) Whether impediments to the United States and other covered state parties providing such imagery, including any statutory barriers, insufficiencies in the ability to collect the imagery or funding, under such an arrangement.

(D) Whether imagery of Moscow, Chechnya, the international border between Russia and Kaliningrad, or the Republic of Belarus could be provided under such an arrangement.

(E) The annual and projected costs associated with the implementation of such an arrangement and database, as compared with costs to the United States and other covered state parties of being parties to the Open Skies Treaty, including Open Skies Treaty plane maintenance, aircraft fuel, crew expenses, mitigation measures necessary associated with Russian Federation overflights of the United States or covered state parties, and new sensor development and acquisition.

(F) SUPPORT FROM OTHER FEDERAL AGENCIES.—Each head of a Federal agency shall provide appropriate reports to the Director to the extent that any of such requirements by any accredited diplomatic and consular personnel of the Russian Federation.

SEC. 601. DEClassIFICATION REVIEW WITH RESPECT TO DETAINEES TRANSFERRED FROM UNITED STATES NAVAL STATION, GUANTANAMO BAY, CUBA.

(a) IN GENERAL.—For each individual detained at United States Naval Station, Guantanamo Bay, Cuba, who was transferred or released from United States Naval Station, Guantanamo Bay, Cuba, the Director of National Intelligence shall—

(1) complete a declassification review of intelligence reports regarding past terrorist activities of that individual prepared by the National Counterterrorism Center for the individual’s Periodic Review Board sessions, transfer, or release; or

(2) if the transfer or release occurred prior to the date on which the National Counterterrorism Center first began to prepare such reports regarding detainees, such other intelligence report or reports that contain information similar to the information regarding the individual’s past terrorist activities;

(b) make available to the public—

(1) any intelligence reports declassified as a result of the declassification review; and

(2) with respect to each individual transferred or released, for whom intelligence reports are declassified as a result of the declassification review, an unclassified summary which shall be prepared by the President or his designee by the country to which the individual was transferred or released to monitor the individual and to prevent the individual from carrying out future terrorist activities;

(c) submit to the congressional intelligence committees a report setting out the results of the declassification review, including a description of intelligence reports covered by the review that were not declassified.

(b) SCHEDULE.—

(1) TRANSFER OR RELEASE PRIOR TO ENACTMENT.—Not later than 210 days after the date of the enactment of this Act, the Director of National Intelligence shall submit the report required by subsection (a)(3), which shall include an unclassified summary of the declassification review completed for each individual detained at United States Naval Station, Guantanamo Bay, Cuba, who was transferred or released from United States Naval Station, Guantanamo Bay, prior to the date of the enactment of this Act.
"(d) FEES AND USER CHARGES.—(1) The Secretary may assess fees and user charges to cover the cost of the use of Center facilities and property, including rental, user, confinement, and property, including rental, user, confinement, and property, including rental, user, confinement.

(2) Amounts received under paragraph (1) shall be deposited into the fund established under subsection (e).

(e) FUND.—Upon the Secretary’s acceptance of the Center under subsection (c)(1), there is established in the Treasury a fund to be known as the ‘Cyber Center for Education and Innovation Home of the National Cryptologic Museum Fund’ (in this subsection referred to as the ‘Fund’).

(2) The Fund shall consist of the following amounts:

(A) Fees and user charges deposited by the Secretary under subsection (d).

(B) Any other amounts received by the Secretary which are attributable to the operation of the Center.

(3) Amounts in the Fund shall be available to the Secretary for the benefit and operation of the Center, including the costs of operation and the acquisition of books, manuscripts, works of art, historical artifacts, evidence, models, and condemned or obsolete combat material.

(4) Amounts in the Fund shall be available without fiscal year limitation.

(f) DEFINED.—In this section, the term ‘appropriations’ means—

(1) the congressional intelligence committees;

(2) the Committee on Appropriations and the Committee on Armed Services of the Senate; and

(3) the Committee on Appropriations and the Committee on Armed Services of the House of Representatives.

(2) JOINT FACILITIES CERTIFICATION.

(1) The Director of National Intelligence set a strategic goal to use joint facilities as a means to save costs by consolidating administrative and support functions across multiple elements of the intelligence community.

(2) The use of joint facilities provides more opportunities for operational collaboration and information among elements of the intelligence community.

(b) CERTIFICATION.—Before an element of the intelligence community purchases, leases, rents, or constructs a new facility that is 20,000 square feet or larger, the head of that element of the intelligence community shall submit to the Director of National Intelligence—

(1) a written certification that, to the best of the knowledge of the head of such element, all prospective joint facilities in the vicinity have been considered and the element is unable to identify a joint facility that meets the operational requirements of such element; and

(2) a written statement listing the reasons for not participating in the prospective joint facilities considered by the element.

SEC. 605. LEADERSHIP AND MANAGEMENT OF SPACE OPERATIONS.

(a) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term ‘appropriate committees of Congress’ means—

(1) the congressional intelligence committees;

(2) the Committee on Appropriations; and

(3) the Committee on Armed Services of the Senate, and the Committee on Armed Services of the House of Representatives.

(b) UPDATE TO STRATEGY FOR COMPREHENSIVE INTERAGENCY REVIEW OF THE UNITED STATES NATIONAL SECURITY OVERHEAD SATELLITE ARCHITECTURE.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence, in consultation with the Secretary of Defense and the Chairman of the Joint Chiefs of Staff, shall develop a strategy that meets the operational requirements of the Joint Intelligence Community in the event of a biological attack on the United States, and biotechnology expertise, within and outside the intelligence community on a routine and contingency basis;

(c) ANNUAL REPORTS TO CONGRESS.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall brief the congressional intelligence committees on a proposed plan to monitor advances in life sciences and biotechnology to be carried out by the Director. The contents of the plan required by subsection (a) shall include—

(1) a description of the approach the elements of the intelligence community will take to use advances in genetic editing technologies, and biotechnology expertise, within and outside the intelligence community on a routine and contingency basis;

(3) an analysis of organizational requirements and responsibilities, including potential new positions.

SEC. 606. ADVANCES IN LIFE SCIENCES AND BIO-TECHNOLOGY.

(a) REQUIREMENT FOR PLAN.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the appropriate congressional intelligence committees a plan to functionally integrate the governance, operations, analysis, collection, policy, and acquisition activities related to space and counterspace carried out by the intelligence community. The plan shall include analysis of no fewer than 2 alternative constructs to implement this plan, and an assessment of statutory, policy, organizational, programmatic, and resources changes that may be required to implement each alternative construct.

(b) APPROPRIATE DIRECTOR OF NATIONAL INTELLIGENCE.—Not later than 30 days after the date of the enactment of this Act, the Director of National Intelligence, in consultation with the Secretary of Defense, shall appoint a single official to oversee development of the plan required by paragraph (1).

(c) SCOPE OF PLAN.—The plan required by paragraph (1) shall include methods to functionally integrate activities carried out by—

(A) the National Reconnaissance Office;

(B) the functional managers for signals intelligence and geospatial intelligence; and

(C) the Director of National Intelligence;

(d) OTHER INTELLIGENCE COMMUNITY ELEMENTS WITH SPACE-RELATED PROGRAMS;

(E) joint interagency efforts; and

(F) other entities as identified by the Director of National Intelligence in coordination with the Secretary of Defense.

(d) INTELLIGENCE COMMUNITY SPACE WORKFORCE.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the appropriate congressional intelligence committees a workforce plan to recruit, develop, and retain personnel in the intelligence community with skills and experience in space and biotechnology portfolio as it relates to United States competitiveness and the global economy, the implications of such advances on future biodefense requirements; and

(e) JOINT INTERAGENCY COMBINED SPACE OPERATIONS CENTER.—

(1) COMMISSION TO CONGRESS.—The Director of the National Reconnaissance Office and the Commander of the United States Strategic Command, in consultation with the Director of National Intelligence, the Under Secretary of Defense for Intelligence, and the Chairman of the Joint Chiefs of Staff, shall submit to the appropriate committees of Congress concept of operations and requirements documents for the Joint Interagency Combined Space Operations Center to begin 30 days after the date of the enactment of this Act. Such briefings shall be quarterly for the first year following enactment, and annually thereafter.

SEC. 607. ADVANCES IN LIFE SCIENCES AND BIO-TECHNOLOGY.

(a) REQUIREMENT FOR PLAN.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the appropriate congressional intelligence committees a plan to functionally integrate the governance, operations, analysis, collection, policy, and acquisition activities related to space and counterspace carried out by the intelligence community.

The plan shall include analysis of no fewer than 2 alternative constructs to implement this plan, and an assessment of statutory, policy, organizational, programmatic, and resources changes that may be required to implement each alternative construct.
SEC. 607. REPORTS ON DECLASSIFICATION PROGRAMS.

(a) COVERED STUDIES DEFINED.—In this section, the term "covered studies" means the studies that the Director of National Intelligence requested that the elements of the intelligence community produce in the course of declassified in accordance with the fundamental classification guidance review for fiscal year 2017 required by Executive Order No. 13526 (50 U.S.C. 1601 et seq.), as follows:

(1) the study of the feasibility of reducing the number of original classification authorities in each element of the intelligence community to the minimum number required to address negative impacts that reduction could have on mission capabilities.

(2) A study of the actions required to implement a proactive discretionary declassification program distinct from the systematic, automatic, and mandatory declassification review programs outlined in part 2001 of title 32, Code of Federal Regulations, including section 2001.35 of such part.

(b) REPORTS AND BRIEFINGS TO CONGRESS.—

(1) PROGRESS REPORT.—Not later than 30 days after the date of the enactment of this Act, the Director of National Intelligence shall submit a report to the congressional intelligence committees and the appropriate committees of the Congress describing and assessing the implementation of such programs, including with respect to each terrorist safe haven, the following:

(2) The total number of foreign fighters who have traveled or are suspected of having traveled to the terrorist safe haven since 2011, including the countries of origin of such foreign fighters.

(3) The total number of United States citizens present in the terrorist safe haven.

(c) CONTENTS.—Each report submitted under subsection (a) may be submitted in classified form, such report shall include an unclassified summary.

SEC. 608. IMPROVEMENTS IN GOVERNMENT CLASSIFICATION AND DECLASSIFICATION.

(a) REVIEW OF GOVERNMENT CLASSIFICATION AND DECLASSIFICATION.—Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a report that includes the following:

(1) The rationale for the revalidation, validation, or substantial modification, including termination, of each controlled access program, compartment, and subcompartment.

(2) The identification of a control officer for each controlled access program.

(b) REPORTS TO ACADEMIC PROGRAMS, SCHOLARSHIPS, AND FELLOWSHIPS.—Not later than 120 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a report that includes the following:

(1) The final versions of the covered studies that have been provided to the Director by the elements of the intelligence community.

(2) A plan for implementation of each initiative included in such covered study.

SEC. 609. REPORT ON IMPLEMENTATION OF RESEARCH AND DEVELOPMENT RECOMMENDATIONS.

Not later than 120 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a report that includes the following:


(2) An analysis of the balance between short-, medium-, and long-term research efforts carried out by each element of the intelligence community.

SEC. 610. REPORT ON INTELLIGENCE COMMUNITY RESEARCH AND DEVELOPMENT CORPS.

Not later than 120 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a report and provide briefing on the progress of the elements of the intelligence community in producing the covered studies.

SEC. 611. REPORT ON INFORMATION RELATING TO ACADEMIC PROGRAMS, SCHOLARSHIPS, AND FELLOWSHIPS SPONSORED, ADMINISTERED, OR USED BY THE INTELLIGENCE COMMUNITY.

(a) REPORT.—Not later than 120 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a report on the implementation of such programs and funds shall include:

(1) The number of applicants for such programs;

(2) The number of individuals who have participated in such programs and were hired by an element of the intelligence community after completing such program;

(b) COVERED ACADEMIC PROGRAMS DEFINED.—In this section, the term "covered academic programs" means:


(3) The Science, Mathematics, and Research for Transformation Defense Education Program under section 2192a of title 10, United States Code;

(4) The National Centers of Academic Excellence in Information Assurance and Cyber Defense of the National Security Agency and the Department of Homeland Security; and

(5) any other academic program, scholarship program, fellowship program, or intern program sponsored, administered, or used by an element of the intelligence community.

SEC. 612. REPORT ON INTELLIGENCE COMMUNITY EMPLOYEE DETAILS TO NATIONAL SECURITY COUNCIL.

Not later than 60 days after the date of the enactment of this Act, and every 180 days thereafter, the Director of National Intelligence shall submit to the National Security Council a report comprehensive of an element of the intelligence community who have been detailed to and from classified programs, including with respect to each terrorist safe haven the following:

(a) REPORTS REQUIRED.—Not later than 60 days after the date of the enactment of this Act, and every 180 days thereafter, the Director of National Intelligence shall submit to the National Security Council a report on foreign fighter flows to and from terrorist safe havens abroad.

(b) CONTENTS.—Each report submitted under subsection (a) may be classified and shall include:

(1) The total number of foreign fighters who have traveled or are suspected of having traveled to the terrorist safe haven since 2011, including the countries of origin of such foreign fighters.

(2) The total number of United States citizens present in the terrorist safe haven.

(3) The total number of foreign fighters who have left the terrorist safe haven.

(c) FORM.—Each report submitted under subsection (a) may be submitted in classified form, such report shall include an unclassified summary.
SEC. 615. REPORT ON REPRISALS AGAINST CONTRACTORS OF THE INTELLIGENCE COMMUNITY.

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Inspector General of the Intelligence Community, consistent with the protection of sources and methods, shall submit to the congressional intelligence committees a report on reprisals made against covered contractor employees.

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

(1) Identification of the number of known or claimed reprisals made against covered contractor employees during the 3-year period preceding the date of the report and any evaluation of such reprisals.

(2) An evaluation of the usefulness of establishing a prohibition on reprisals against covered contractor employees as a means of encouraging such contractors to make protected disclosures.

(3) A description of any challenges associated with establishing such a prohibition, including with respect to the nature of the relationship between the Federal Government, the contractor, and the covered contractor employee.

(4) A description of any approaches taken by the Federal Government to accede to claims of reprisals against non-intelligence community contractors who make protected disclosures, including pursuant to section 2609 of title 10, United States Code, and sections 4705 and 4712 of title 41, United States Code.

(5) Any recommendations the Inspector General determines appropriate.

SEC. 614. REPORT ON CYBERSECURITY THREATS TO SEAPORTS OF THE UNITED STATES AND MARITIME SHIPPING.

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Under Secretary of Homeland Security for Intelligence and Analysis, in consultation with the Director of National Intelligence, and consistent with the protection of sources and methods, shall submit to the appropriate congressional committees a report on the cybersecurity threats to, and the cyber vulnerabilities within, the software, communications networks, computer networks, or other systems employed by—

(1) entities conducting significant operations at seaports in the United States;

(2) the maritime shipping concerns of the United States; and

(3) entities conducting significant operations at transshipment points in the United States.

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

(1) any recent and significant cyberattacks or cybersecurity threats directed against software, communications networks, computer networks, or other systems employed by entities described in paragraph (1) through (3) of subsection (a);

(2) An assessment of—

(A) any planned cyberattacks directed against such software, networks, and systems;

(B) any significant vulnerabilities to such software, networks, and systems; and

(C) how such entities and concerns are mitigating such vulnerabilities.

(3) An update on the status of the efforts of the Cooperative Group to include cybersecurity concerns in the National Response Framework, Emergency Support Functions, or both, relating to the shipping or ports of the United States.

(c) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term "appropriate congressional committees" means—

(1) the congressional intelligence committees;

(2) the Committee on Homeland Security and Governmental Affairs and the Committee on Commerce, Science, and Transportation of the Senate; and

(3) the Committee on Homeland Security and Transportation and Infrastructure of the House of Representatives.

This funding will help ensure our military has proper training, the best weapons and equipment needed to defeat ISIS, battle radical extremism around the world, and support our allies in the critical regions around the world against threats from Russia, China, Iran, North Korea, and other sources. To rebuild our end strength, this bill includes $1.6 billion for an additional 36,000 troops above the previous administration’s request.

Most importantly, this bill supports our men and women in uniform—all volunteers—and provides them with a 2.1 percent pay raise, the largest in 6 years, and it takes care of their families.

To help secure our borders and protect our homeland, the bill provides Customs and Border Protection with a total of $12.2 billion, nearly a billion increase over fiscal year 2016. In fact, this is the largest increase to border security technologies and infrastructure in a decade, a downpayment on stronger, more effective systems and barriers.

Funding is also prioritized to tackle gang and drug crime, combat terrorism, and support law enforcement. Vital agencies like the FBI, the U.S. Marshals, the DEA, and Immigration and Customs Enforcement all receive funding boosts.

Other domestic funding is directed to improve effective programs that improve the health and well-being of all Americans. This includes increases for the National Institutes of Health and the CDC.
Significantly, we have increased funding to battle the opioid abuse epidemic by $761 million from last year. This funding will provide treatment, education, and enforcement, and help the unacceptably high numbers of communities that have been devastated by this crisis.

Lastly, this legislation funds important national priorities like critical infrastructure and essential disaster relief, and supports our local communities, including renewing the D.C. Opportunity Scholarship Program and giving choice in the District to parents.

This bill should also be noted for what it doesn’t do. Our legislation cuts, freezes, and eliminates funding for dozens of programs that have been wasteful, ineffective, or just plain unnecessary. For example, we cut funding at the EPA by $81 million and rein in its regulatory program to prevent overreach.

We froze IRS’s funding at current levels and directed funds to improve services to taxpayers. And to ensure that each and every tax dollar is well spent, the bill implements strong oversight and accountability at every level of government.

Mr. Speaker, I am proud to support this bill, as it reflects the needs of the American people and our common values. We are investing in the security and success of our Nation, and, for that, this bill deserves solid bipartisan support.

Mr. Speaker, there are many people to thank for their help in bringing this bill to the floor today. First and foremost, I want to thank my colleagues in the House, each and every Member contributed to this effort, and, as a result, it is a better bill. I especially want to thank my committee chairmen. They are stewards of these bills, and I appreciate all the hard work they’ve done to get us here today with their committee members.

I would also like to thank my counterpart, ranking member of the Appropriations Committee, Mrs. Lowey, for her dedication to bringing this bill to the floor today, as well as our colleagues in the Senate for their partnership.

Lastly, I must thank the hardworking staff of the House Appropriations Committee. They have put in months of nonstop work to bring this bill before the House today. We wouldn’t be here without the leadership of the full committee staff, led by Nancy Fox and Jim Kulikowski on the majority side, and Shalanda Young and Chris Bigelow on the minority side.

In the front office, we have, also working hard, Stephen Sepp, Shannon O’Keefe, Carol Murphy, Jennifer Hing, Marta Hernandez, Tammy Hughes, Rachel Kahler, David Roth, and Brad Allen. I thank all of you.

I also want to thank our hardworking clerks and their Democratic counterparts. All deserve our gratitude. The clerks: Tom O’Brien, John Martens, Jennifer Miller, Donna Shahbaz, Dana Baron, Valerie Baldwin, Dave LestRang, Susan Ross, Liz Dawson, Maureen Holohan, Craig Higgins, and Doug Disrud.

Lastly, I want to thank Katie Hazlett, my chief of staff, and my personal staff.

The SPEAKER pro tempore. The time of the gentleman has expired.

Mrs. LOWEY. Mr. Speaker, I yield myself an additional 1 minute.

Our subcommittees, as well as the minority staff, have worked night and day to get these fiscal year 2017 bills behind us and to get ahead and move ahead to the 2018 process. I appreciate all of them and their hard work.

Before I close, I would like to take a moment to acknowledge one special member of the committee staff, Dale Oak, who retires this week. Dale has dedicated himself to the committee and even more to the government. He tackled one extra week on to that total, sticking around to help us complete this bill. This commitment is true to form for him, and we are immensely grateful for it.

Dale, thank you for your years of service, and we wish you the best of luck in the future.

Mr. Speaker, it is now 7 months into the 2017 fiscal year. We must complete our work today. It is time to look ahead and begin work on the 2018 priorities. I urge my colleagues to support the bill.

Mr. Speaker, I reserve the balance of my time.

Mrs. LOWEY. Mr. Speaker, I yield myself such time as I may consume.

I am pleased to be here with Chairman Frelighuysen to complete the fiscal year 2017 appropriations process. Bipartisan negotiations resulted in a bill. The product of compromise makes important investments such as: increasing biomedical research at the NIH by $2 billion; increasing investments in early childhood and education programs such as Head Start, Title I, IDEA, and afterschool programs; making college more affordable by increasing Pell grants and making them available year round; providing robust funding for public broadcasting and community service; and investing in transportation, housing, first responders, and providing our military with the tools to deter and defeat threats abroad.

It would also: ensure American citizens in Puerto Rico continue to have access to health care; permanently extend health insurance benefits for retired mine workers; increase funding to combat the opioid epidemic; preserve Planned Parenthood’s eligibility for Federal funds; provide $1.1 billion in disaster assistance for regions affected by storms and flooding, including North Carolina, California, Louisiana, West Virginia, and more.

It is imperative to note what this bill does not contain: not one cent for President Trump’s border wall or additional fencing; no poison-pill riders that would have prevented so-called sanctuary cities from receiving Federal grants, undermined the Affordable Care Act, or harmed the FDA’s ability to regulate tobacco products.

While we have reached this agreement, we should not celebrate coming to a full-year agreement in May for a fiscal year that began 7 months ago.

Last year, our committee was negotiating in good faith until the Trump transition team interfered, insisting on a CR until late April. This unnecessary and costly delay, combined with the President’s proposed cuts for the FY17 and FY18 spending bills, do not bode well for our work in the coming months.

So, while I support this bill, I am under no illusions and expect this President will again insist on draconian cuts that will harm hardworking families and interfere with our ability to negotiate.

Just yesterday, the President irresponsibly tweeted: “Our country needs a good ‘shutdown’ in September. . . .” Perhaps the President needs a history lesson. The Constitution grants Congress the power of the purse. I hope the President is watching and that he will learn that good things happen when we work together for the American people.

Of course, our good bipartisan work on this bill would not have been possible without our excellent staff, and I want to personally thank all the minority and majority Appropriations Committee staffers, especially our Democratic Staff Director Shalanda Young; and Deputy Staff Director Chris Bigelow; and their majority counterparts, Nancy Fox and Jim Kulikowski.

Again, I appreciate the opportunity to work with Chairman Frelighuysen, and I appreciate the work of all our committee members, all our ranking members, and their personal staffs as well.

Mr. Speaker, I reserve the balance of my time.

Mr. FRELINGHUYSEN. Mr. Speaker, I am pleased to yield 4 minutes to the gentleman from Kentucky (Mr. Rogers), my predecessor.

Mr. ROGERS of Kentucky. Mr. Speaker, I am pleased to support this legislation. I want to commend Chairman Frelighuysen and Mrs. Lowey for a job well done.

Mr. Speaker, the most important point that I think I could make for many in this Chamber is that if you reject this omnibus bill, that you all put together during the year, the alternative is a continuing resolution for the balance of the year which will put into effect the spending priorities of the previous administration. An Omnibus package has no effect if you reject this omnibus bill. For many of us, that is the most important point that we could make.
Now, Mr. Speaker, this comprehensive bill responsibly funds key government programs through the rest of the fiscal year. As the battle against ISIS continues, funding for both defense and diplomacy must be a part of our national security priority, and the bill provides $6.1 billion to carry out that mission. The legislation also upholds our commitments to key international allies like Israel and Jordan and establishes a new $100 million fund to support nations facing Russian aggression.

We continue funding for global health, and humanitarian aid, and famine relief, including a new rapid response fund for emerging infectious diseases. And the bill dedicates significant funding to combat drug trafficking along our southern border with robust counternarcotic and law enforcement efforts in Mexico, Central America, and Colombia.

No funds are provided for either the Green Climate Fund or the U.N. panel on climate change, and funding for the U.N. is reduced by $540 million.

While national security is a key tenet of this legislation, the omnibus also promotes economic growth at home, particularly in my Kentucky district. Coal country came under siege under President Obama, with an onslaught of job-killing regulations. Our communities are working hard to recover, after losing nearly 12,000 mining jobs.

In addition to rolling back several antioclcular regulations, the bill permanently provides healthcare benefits to retired coal miners and their families. This gives the people who powered our Nation for generations the peace of mind that they deserve.

The bill also provides Kentucky with $25 million to continue the Abandoned Mine Land Pilot Program, which creates jobs by reclaiming abandoned mine land for economic development. The Appalachian Regional Commission receives historic funding. With the $152 million appropriated, $10 million is dedicated to high-speed broadband cable in our region. EDA is also provided with $30 million to revitalize the coalfields.

In addition to creating jobs, this bill builds on our progress to combat drug abuse. Like Operation UNITE in my district, we take a holistic approach to fund a comprehensive Federal response. An increase of $781 million is provided for fighting the opioid epidemic and to preempting and law enforcement. This bill, Mr. Speaker, will save lives.

Mr. Speaker, I urge a "yes" vote. I commend the chairman and the ranking member for the great work they have put together in passing what is important to this Nation.

Mrs. LOWEY. Mr. Speaker, I yield 2½ minutes to the gentlewoman from Ohio (Ms. KAPTUR), ranking member of the Subcommittee on Energy and Water Development, and Related Agencies.

Ms. KAPTUR. Mr. Speaker, I want to thank my dear colleague, Mrs. LOWEY, the ranking member of the committee, for your yeoman service, and thank Chairman FRELINGHUYSEN, ROGERS, and Ranking Member LOWEY again for the hard work they did to push this bill across the finish line.

Yet today, I rise with frustration that it has taken us so long to finish this bill. That's why I am so looking forward to our reason to adopt this bill. We will do good over 7 months into the 2017 fiscal year, we are only now taking a vote to fund this year's government operations. The American people deserve so much better.

There are many things in this bill with which I disagree, but I am pleased to see that the bill before us represents a bipartisan compromise. It also includes a lot of positive aspects.

For Ohio, the agreement brings welcome news to the job done for our area: the Ohio coal industry pensioners. It also provides an important $600 million to fight the national opioid epidemic which has devastated our communities.

It also provides $300 million for the Great Lakes Restoration Initiative, assuring our critical work to improve water quality in the Great Lakes continues.

As ranking member of the Energy and Water Development, and Related Agencies Subcommittee, I am well aware we have more work to do. But this bill continues our commitment to nuclear nonproliferation and provides a modest increase for innovative science as well as energy efficiency and renewable energy for America's future and for our global leadership.

Once again, I believe it is Democrats who are getting the job done for America and leading the charge of bipartisan negotiations and compromise to avoid a government shutdown. Our side of the aisle continues to focus on making progress, moving the ball forward inch by inch and making progress, advancing progress for our country a step at a time.

A recent poll reported that this is what 77 percent of the American people want: compromising, working together, and moving forward. I hope that this agreement will be a beacon to us in our efforts to fulfill their wishes. This bill demonstrates Congress can work together collegially for the 2018 fiscal year appropriations to follow to benefit our Nation's future.

I thank, again, Chairman ROYDEN FRELINGHUYSEN, Ranking Member NITA LOWEY, and all of our dedicated staff on appropriations on both sides of the aisle for the hard, bipartisan work they put in putting this bill forward together for America's sake. I thank the gentlewoman from Texas (Ms. GRANGER), who is the distinguished chairman of the Defense Appropriations Subcommittee.

Ms. GRANGER. Mr. Speaker, I rise in strong support of this bill.

This bill is where we take the first big step to rebuild our military and the world is more dangerous and unstable than at any time in recent history. Iran, Russia, and China are increasingly challenging our vital interests and those of our allies. The threats coming from North Korea are more ominous than anything else we’ve faced in decades. At the same time, terrorists from ISIS, al-Qa'ida, and their affiliates endanger our very way of life.

Our number one responsibility as Members of Congress is to provide for the defense of this Nation. Since becoming Defense Appropriations Subcommittee chairwoman, I have spent time talking to senior defense leadership to find out what they need to combat these threats. They have unanimously stated that the only thing our adversaries respect is strength and they need this bill passed to ensure our military is as strong and effective as possible.

The bill today brings total FY17 defense funding to $25 billion more than last year and $22 billion more than the Obama administration’s original request. The bill includes $21 billion for critical military requirements, as requested by the new administration. The bill provides the resources for Secretary Mattis to implement his plan to restore our military so that we can fight the adversaries we face today and those we will face in the future.

Today we take the first critical step in Secretary Mattis’ plan to fix the potholes in our military readiness. We do that by reversing the cuts to manpower proposed by the Obama administration and increase military pay. We provide $7.3 billion over the Obama budget to support operations, training, equipment maintenance, and military family repairs.

We reverse steep cuts to equipment and modernization. The bill provides $12 billion more than the previous administration’s request for additional aircraft, ships, vehicles, munitions, and all the other needs of our troops. The bill also adds $2 billion above the Obama budget for research programs to ensure that we preserve our technological edge against increasingly capable adversaries.

The SPEAKER pro tempore. The time of the gentlewoman has expired.

Mr. FRELINGHUYSEN. Mr. Speaker, I yield an additional 1 minute to the gentlewoman from Texas.

Ms. GRANGER. Mr. Speaker, we provide additional funding to support the healthcare needs of our military personnel and their families, including medical research programs. We provide additional funds requested by the President for a reinvigorated strategy to defeat ISIS and other terrorist groups.

I urge the House to support Secretary Mattis by giving him this long
Mr. RYAN of Wisconsin. Mr. Speaker, first of all, I want to thank the chairman, I want to thank the ranking member, the ranking members, the chairmen of the subcommittees, and all the staff for their very hard work in putting this big body of work together. And I urge my colleagues to support this package. I want to explain why. Many of our priorities—not all, but many of our priorities are advanced in this, and that is because this is a bipartisan piece of legislation. So each side does not get everything, but I think we are able to come together and find a package that advances many of our important goals.

For me, I think it is important because it turns the page on the last administration, on the Obama years. It completes the unfinished business of the previous administration. Remember, we came to December, we had a continuing resolution. We are halfway through the fiscal year now, we have got to essentially getting the government specifically funded, meeting more of our priorities. This does that. This marks the beginning of a new era.

No longer will the needs of our military be held hostage by the demands for more domestic spending. In my mind, that is what is most important here. Having negotiated a couple of the budget agreements in the prior administration, this, to me, is paramount and first among all things.

The rule we lived under under the previous administration basically says: You want more money for the men and women in the field who are in our military who need more resources to do their jobs? Okay, but we are going to need more money for Washington programs; and not just more money for Washington programs, but the same exact amount of money.

So no matter whether we need more money for the men and women in the field, we might need more ships, more bullets, more gas, and more planes—we had to have the exact same dollar amount, whether it was needed or not, for domestic spending.

That is the old formula we had under the prior administration, and that is not in here. That is really important. I think that is one of the most important game-changing accomplishments that is in here because we really believe our military needs help. We believe our country has been hollowed out in so many areas, and this bill helps fix this. So that dollar-for-dollar parity rule is a rule no more.

With this bill, we do not have that arbitrary standard—the standard that has contributed, in my opinion, to hollowing out our military and declining our readiness. While we have a lot more work to do to fully rebuild our military, this is a critical first step. With this bill, we will spend $25 billion more this year than last year on defense to rebuild our military readiness and our preparedness. We will do this without a corresponding increase in domestic spending. That, to me, is a new day under this new administration that we have with President Trump.

Of course, this legislation also addresses many other priorities for Republicans and for this administration. For starters, there is a big and solid commitment to the border. In fact, it is the biggest increase in border security in a decade. Funding for the D.C. Scholarship Opportunity Program, which reverses the Obama-era crusade against school choice, that, again, I want to support in this package.

I urge all of my colleagues to support this bill. We all must agree that funding the government at all like this—and this is the last point I want to make—is not a reason we want to continue. Yes, we are finishing unfinished business from last year, but let’s all work together and endeavor to do these appropriation bills one at a time. That is the system that we are supposed to have, and that is the system that I think we all agree—Republicans and Democrats—that we need to have.

So let’s work together to make sure that we don’t just do one big bill, that we do this individually so that individual debate can occur, so that individual priorities can be met, and so that we can get back to regular order and we can better guarantee and maintain our Article I powers as the legislative branch of government exercising the power of the purse. I challenge every one of us to commit to that process.

In the meantime, let’s bank these wins. Let’s get this done. Let’s turn this page on this last year, and let’s make sure that we give the troops the support that they so desperately need. With that, I ask everyone to support this bill.

Mrs. LOWEY. Mr. Speaker, I just want to clarify that Democrats support a strong military and defense of our country, but we are very proud of the work that we are doing together in a bipartisan way to support the National Institutes of Health, afterschool programs, Head Start, and a full year of Pell grant that will help our young people get a college education. So I am proud of that work.

Mr. Speaker, I yield 2 1⁄2 minutes to the gentleman from Georgia (Mr. BISHOP), who is the ranking member of the Committee on Agriculture.

Mr. BISHOP of Georgia. Mr. Speaker, I thank the gentlewoman for yielding. I yield 1 minute to the gentleman from Wisconsin (Mr. RYAN), the Speaker of the House.

Mr. RYAN of Wisconsin and was given permission to revise and extend his remarks.

For my hometown of New York, there is money to reimburse the police department that was made. To make sure it was a unified decision that was made, I want to thank my colleague from New York for yielding to me.

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like to take a few moments to highlight a few areas in the bill’s agriculture
section.

This has been a long time coming, beginning with a markup over 1 year ago in April 2016. Since then, many things have changed, but what has remained
constant is the support of the House Agriculture, Rural Development, Food
and Drug Administration, and Related Agencies Subcommittee to address the
needs of rural America by adequately funding programs that serve them and the
country.

While the total funding level is below 2016 and the House-reported bill, I be-
lieve we used what we had wisely. For example, we secured increased funding
for agriculture research, food and plant health programs, the Farm Service
Agency, and for rural development.

The bill also expands telemedicine, broadband access, and STEM distance
learning, as well as provides $400 million in Community Development Block
Grant grants to assist disaster recovery.

In rural development, which is central to rural communities and the
economies vital for producing America’s food and fiber products, the bill
provides $37 billion in direct and guaranteed support for clean water,
decent housing, telecommunications, electric services, and rural businesses,
which is more than we provided last year.

On the grant side, water and waste
grants are more than 10 percent higher
than the 2017 budget request. Broadband grants are more than three
times higher than 2016, and community
city facility grants are 25 percent higher
than the 2016 request and what was ap-
propriated.

All the domestic nutrition programs,
Mr. Speaker, are funded at levels that
will fully meet estimated needs for the
rest of the fiscal year. FDA is funded
above both FY16 and FY17 requests.

However, for the third consecutive
year, I am disappointed that Congress
continued to keep the Commodity Fu-
tures Trading Commission at $250 mil-
lin, making it increasingly difficult for
the CFTC to carry out its core mission
as well as its responsibilities
under Dodd-Frank.

I am very disappointed the omnibus
does not include carefully crafted cot-
toned legislation to assist American

or, frankly, Republican support. It does
with us to advance this omnibus to the
House.

This omnibus also adds additional
funding for the National Institutes of
Health, something that all of us ought to support, including former Vice President Biden's Cancer Moonshot, as well as Pell grants, disaster relief, international famine aid, and funding to fight opioid addiction.

It is this product of frank and thorough negotiations conducted by Ranking Member NITA LOWEY and Chairman RODNEY FRELINGHUYSEN, both of whom are positive leaders of the Appropriations Committee and of this House. I congratulate them and their staffs for their work to reach this funding agreement.

The Congress should not have waited this long to act. Mr. Speaker. It is now 7 months into the fiscal year. We should not allow this to happen again. It has happened too often, and it has happened under both parties, but it is not the way to run the greatest enterprise on Earth: the Federal Government of the United States of America.

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We ought to do better. We must do better. I hope the bipartisan process that brought us to this omnibus bill will show us that we can do better.

In 2016, I wanted to once again thank Mr. FRELINGHUYSEN, with whom I have served for a long period of time both on the committee and as a colleague in the House of Representatives. I want to thank Mrs. LOWEY, with whom I served for 23 years on the Appropriations Committee and with whom I have served in my capacity as leader and herself as a leader on the Appropriations Committee.

This represents, today, what the Congress and how it ought to do work, and what the American people expect. As we vote today on this bill, let us say to ourselves: let us continue this kind of cooperative, positive, constructive work.

Mr. FRELINGHUYSEN. Mr. Speaker. I yield 2 minutes to the gentleman from Alabama (Mr. ADERHOLT), chairman of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Subcommittee.

Mr. ADERHOLT. Mr. Speaker. I want to thank the chairman and the ranking member and all of my colleagues who have worked so hard on this bill over the last several months. These appropriations bills are taking a long time to get through the process. A lot of times, we don't realize all the hard work. So I want to thank all of my colleagues for their work and all the staff that have had great input into it.

I want to echo a lot of my other colleagues have said about this bill. As chairman of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Subcommittee, I understand that, while the bill is not perfect—and, as has just been mentioned, no bill that we vote on is perfect—there are significant wins for agriculture, the food sector, and for rural America.

I wish that we had been able to include relief for the cotton growers. Also, regulatory relief for harm reduction products related to tobacco.

Members from rural districts with agriculture constituents like I have in Alabama can be very proud of the bill's accomplishments for rural America. It makes significant investments in American farmers and ranchers who are experiencing a 50 percent reduction in income from 4 years ago.

We have been able to provide targeted increases for a few high-priority programs. The bill directs funding for rural communities, bolsters U.S. agriculture, maintains food and drug safety, ensures sound markets, and provides nutrition for children, families, and seniors at home and abroad.

There is increased oversight of nutrition programs, and there are provisions to prevent waste, fraud, and abuse, including closing a loophole to prevent fraudulent SNAP participation in multiple States.

The bill also includes a prohibition on gene editing of human embryos. This is a tremendous victory for those who are concerned about life.

In this bill, we stop additional Obama administration school meal regulations that would have taken away the freedom of the school meal sodium standards at the current target level, we continue to have the whole grain waiver for schools that are having difficulty meeting that standard, and we allow flexibility in schools in serving low-fat flavored milk to students.

Furthermore, this is exactly what the new Secretary of Agriculture, Sonny Perdue, announced USDA will be implementing for the 2017–2018 school year.

The agriculture portion of this bill also contains important provisions that further the President's Buy American, Hire American initiatives. If we are to build infrastructure in America, then we must spend dollars that support jobs right here in America instead of utilizing iron and steel made in Russia and China.

I am happy to support this bill, understanding that we have an opportunity in FY 2018 to craft bills that will be more money and socially conservative. I look forward to working with the chairman and my colleagues as we go forward.

Mrs. LOWEY. Mr. Speaker, I yield 2½ minutes to the gentlewoman from Minnesota (Ms. MCCOLLUM), the distinguished ranking member of the Interior, Environment, and Related Agencies Subcommittee.

Ms. MCCOLLUM. Mr. Speaker, I rise today in support of this bipartisan compromise to fund our Federal Government for the remainder of the year.

It is frustrating that the Trump administration inserted itself into our congressional funding negotiations last year, which unnecessarily delayed this bill for 7 months. The delay created uncertainty and instability for local governments, schools, businesses, and the people we represent.

Nevertheless, this final funding package we have under consideration today is a win for Minnesotans and Americans.

Democrats stood strong and united. That is why this bill does not include any funding for President Trump's wasteful border wall, which he wanted to pay for with cuts to our priorities here at home.

As the ranking member of the Interior, Environment, and Related Agencies Appropriations Subcommittee, I am proud that we removed more than 75 poison pill riders from our part of the bill. These destructive policies would have delisted endangered species, rolled back environmental protections, and chipped away at our public lands.

In addition to removing these harmful Republican riders, Democrats also succeeded in holding off many devastating cuts proposed by the Trump administration. We protected the EPA from steep cuts to its work to protect the air we breathe and the water we drink. We fully funded the Great Lakes Restoration Initiative to keep our lakes and communities that rely on them healthy. We increased funding for the National Endowments for the Arts and the Humanities, which enrich the cultural heritage of America, and the Humanities, which enrich the quality of life across this Nation.

This final, bipartisan agreement will protect our environment, meet our trust and treaty obligations to Native Americans, and safeguard our national parks and cultural heritage. The President's 2018 budget would undo all this work, so we must stay vigilant.

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This final, bipartisan agreement will protect our environment, meet our trust and treaty obligations to Native Americans, and safeguard our national parks and cultural heritage. The President's 2018 budget would undo all this work, so we must stay vigilant.

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I would like to take the opportunity to thank the chairman of the full committee as well as the ranking member, Mrs. LOWEY. I would also like to give a special thank-you to the chairman of the Subcommittee, KEN CALVENTI, and to all of our staff, both Republican and Democrat, on both sides who worked so hard to make this bill possible, along with my personal staff.

Mr. Speaker, I encourage an "aye" vote on this bill.

Mr. FRELINGHUYSEN. Mr. Speaker, I yield 2 minutes to the gentleman from Texas (Mr. CULBERSON), the chair of the Subcommittee on Commerce, Justice, Science, and Related Agencies.

Mr. CULBERSON. Mr. Speaker, the reason you can't buy a house or a business with a 1- or 2-page contract is all
the detail in that big, thick stack of documents ensures that both parties are going to perform and do exactly as promised in the contract. The same is true of this appropriations bill. The Founders understood the power of the purse was the most important and powerful check and balance in the Constitution.

I am proud to support this legislation because the detail in this bill will help ensure that the agencies that are responsible for spending our taxpayers’ hard-earned dollars and precious tax dollars have to perform according to the detail in this bill.

My portion of the bill—the Commerce, Justice, Science portion—is responsible for funding our Nation’s law enforcement officers. Now that we have a President who will enforce the law, we ensure that our men and women in uniform who protect us have the resources they need in this bill. We funded the FBI with an additional $277 million to fight violent crime, terrorism, espionage, and cybercrime. The DEA, the Marshals Service, and the U.S. Attorneys all get increases to ensure our communities are made safer.

We also in the Commerce, Justice, Science portion are responsible for funding the National Science Foundation, which we protected and made sure that the scientific community has the money they need to continue to do their great work.

I also, as a Houstonian and a Texan, take special pride in the funding that we have given to NASA to make sure that NASA will be restored to the glory days of Apollo with a funding total of $19.7 billion, and put on them a 50-year goal to discover life in another world, the oceans of Europa, to look for that nearest Earthlike planet around the nearest star, develop an interstellar rocket propulsion system to go to at least 10 percent of the speed of light and to launch no later than 2069, the 100th anniversary of Neil Armstrong setting foot on the Moon. We have directed NASA to launch the first interstellar mission to that nearest Earthlike planet.

To pay for these increases, we are freeing up 20 programs and cutting about 15 others to make sure that these are paid for.

The SPEAKER pro tempore. The time of the gentleman has expired.

Mr. FRELINGHUYSEN. Mr. Speaker, I yield 2 minutes to the gentleman from Texas.

Mr. CULBERSON. This bill protects our Second Amendment rights and contains pro-life protections that we have had in previous legislation. This is a good bill, Mr. Speaker. I urge all Members to support it.

Mrs. LOWEY. Mr. Speaker, I yield 2½ minutes to the gentlewoman from Connecticut (Ms. DeLAURO), my friend with whom I have served on the Committee on Appropriations forever, the ranking member of the Subcommittee on Labor, Health and Human Services, Education, and Related Agencies.

Ms. DeLAURO. Mr. Speaker, the omnibus bill for 2017 makes important investments in health, education, and jobs programs, and rejects many of the damaging ideological riders that marked an earlier version of the Committee on Appropriations this year.

At a time when the administration is seeking massive cuts to programs that affect people’s lives, this bill is more than respectable. It is a success. In fact, in some cases, we were able to increase funding. The bill provides an additional $2 billion for the National Institutes of Health. It ensures that critical lifesaving research can continue at our Nation’s top research institution.

Given that President Trump wants to cut $1.5 trillion out of the budget and he has wanted an additional $1.2 billion from 2017, this is a victory.

The bill finally restores year-round Pell eligibility, which helps to make college more affordable for hard-working students, that nontraditional students are more in need of this flexibility offered by year-round Pell. It helps them to graduate on time and with less debt.

There is an additional $3 million for specific nutrition programs and Meals on Wheels, extending our commitment to the health and the safety of our seniors. It invests in programs that help people get the skills they need to earn higher wages and better jobs, including an increase of $15 million for Job Corps, $5 million for apprenticeships. I believe we ought to have more funding for apprenticeships.

There are no more investments as important as the ones we make for our children. This bill provides an additional $25 million for afterschool programs; $100 million for title I; $90 million for special education State grants; $95 million increase for the Child Care Development Block Grant; desperately needed aid to working parents for safe and reliable child care; $85 million for Head Start and makes an early investment in the long-term health of our Nation’s children.

This is the direction we should be moving: increasing funding for the priorities that save lives. This omnibus ignores shortsighted cuts that have been proposed by the Trump administration and, instead, makes important investments in health, in education, and in jobs programs. I urge my colleagues to vote for it.

Mr. FRELINGHUYSEN. Mr. Chairman, I yield 2 minutes to the gentleman from Texas (Mr. CARTER), the chairman of the Subcommittee on Homeland Security of the Committee on Appropriations.

Mr. CARTER of Texas. Mr. Speaker, I rise in support of this legislation. The Homeland Security division of this bill contains $42.4 billion to fund the Department of Homeland Security. This amount includes $1.5 billion in additional funding as proposed by the President in his budget amendment. That is the largest boost to border security funding in nearly a decade. This additional capacity will allow our immigration officials to end catch and release once and for all. Forty miles of upgraded fencing are in this bill. This upgraded barrier will stem the flow of drugs, smugglers, and illegal immigrants across our border, and give our Border Patrol agents the time they need to make an arrest.

Also included is $87 million of enhanced surveillance and radars so Border Patrol agents can more effectively detect illegal crossings, 26 miles of new road construction, and 758 miles of road improvements. I hear time and again from our agents on the border that they not only need to detect illegal crossings, they must reach them to arrest them. These roads will literally pave the way toward that effort.

Here in Washington, people talk about border security and immigration. In Texas, we live it every day. We must get this problem under control. I am confident that with the support of President Trump and my colleagues in the House and Senate, we will bring sanity and the rule of law back to our borders. This bill is a vital step. I urge its passage.

I thank Lucille Roybal-Allard, my ranking member, and both the majority and minority staffs for their hard work on this bill.

Mrs. LOWEY. Mr. Speaker, I yield 1 minute to the gentlewoman from Texas (Ms. CUELLAR), a distinguished member of the Committee on Appropriations.

Mr. CUELLAR. Mr. Speaker, I rise to thank Chairman FRELINGHUYSEN and Ranking Member LOWEY for their hard work on this good bill.

This bill today is a compromise bill. It is a good bill because this is the way Congress is supposed to be working. I say it is a good bill because it provides an increase to the Pell grants, authorizes them in the budget year long. That will be good to get kids into education. It provides $2 billion to the National Institutes of Health. It provides a solution to the citrus greening crisis that is impacting our citrus growers in south Texas and other parts. It provides funding for 10 additional immigration judges and their support staff to help cut down the backlog of over half a million cases that we have on top of the 55 immigration judges we had last year. As Chairman CARTER noted in his previous number, the $3 billion to improve the Nation’s border security without funding the medieval wall that we have.
Again, I thank all of my colleagues for working in a bipartisan way.

Mr. FRELINGHUYSEN. Mr. Chairman, I yield 2 minutes to the gentleman from California (Mr. CALVERT), chairman of the Subcommittee on Interior, Environment, and Related Agencies.

Mr. CALVERT. Mr. Speaker, I rise today in strong support of the 2017 Consolidated Appropriations Act. The Interior division of this omnibus bill attempts to fairly balance the needs of our subcommittee's many diverse agencies and programs. It continues the subcommittee's critical work on addressing wildland fire, domestic energy production, the needs of our national parks, and meeting the obligations to Native Americans and Alaskan Natives. I look forward to working with the new leadership at the Interior Department in the FY 2018 appropriations process.

This bill provides funding for fire suppression at the 10-year average level. It includes $407 million in the FLAME wildfire suppression reserve account to help avoid borrowing resources from other forest programs to put out wildland fires.

This bill provides additional funding for the National Park Service, including efforts to address the maintenance backlog, the Service's Centennial, and the Centennial Challenge matching grant program.

This bill makes significant investments in health care, law enforcement, education programs in Indian Country, honoring the longstanding commitments to the American Indians and Alaska Natives.

This bill builds on the Trump administration's efforts to promote domestic energy and mineral development both onshore and offshore.

Before I close, I want to thank our ranking member, Ms. McCollum of Minnesota, who has been a partner and friend as we worked through our hearings, wrote the bill, and moved it through the legislative process to completion.

I also want to thank Chairman FRELINGHUYSEN for his support of the Interior Subcommittee and his leadership of the full committee. Kudos to you, Mr. Chairman, for bringing this appropriations process to a successful conclusion.

Finally, I want to thank the staff who have worked so hard on this bill. They include Dave LessStrang, Jason Gray, Darren Benjamin, Betsy Bina, Jackie Kilroy, and Kristin Richmond; also Ian Foley and Rebecca Keightley in my office.

Mr. Speaker, the package before us today is the product of many months of bipartisan negotiations. I urge Members on both sides of the aisle to support this important legislation.

Mrs. LOWEY. Mr. Speaker, I yield 1 minute to the gentlewoman from New York (Ms. MENG), an outstanding new member of our Committee on Appropriations.

Ms. MENG. Mr. Speaker, I rise today in support of the legislation before us. Of course, this bill might not look like what it might if we had written it by our individual selves, but I think it is a good example of what genuine and sincere compromise looks like. I thank Ranking Member LOWEY, Chairman FRELINGHUYSEN, and their respective staffs for their months of hard work in producing this omnibus.

Because of their joint efforts, the NIH will receive $29 billion in increased funding. America's coal miners will continue to receive the health benefits they have earned, an additional $600 million is provided to combat the opioid epidemic, needy students will be able to receive year-round Pell grants, $3.4 billion in LIHEAP funding will be distributed to our seniors, and $838 million will be made available for seniors' nutrition programs.

This is what responsible governing looks like. As a member of the House Committee on Appropriations, I look forward to working together in this manner in the future.

Thank you again, Ranking Member LOWEY and Chairman FRELINGHUYSEN, and their respective staffs for their months of hard work in crafting this bill. I support it, and I urge my colleagues to do the same.

Mr. FRELINGHUYSEN. Mr. Chairman, I yield 2 minutes to the gentleman from Florida (Mr. DIAZ-BALART), chair of the Subcommittee on Transportation, Housing and Urban Development, and Related Agencies.

Mr. DIAZ-BALART. Mr. Speaker, before I speak about the specifics of this portion of the bill, I thank Chairman FRELINGHUYSEN. He has put countless hours to put this remarkable legislation together. I think he must be commended. I also thank Ranking Member LOWEY as well as the ranking member of the subcommittee, Mr. PRICE.

The American people expect us to get our job done, to fulfill our constitutional responsibility. That is precisely what we are doing today. The THUD legislation provides for $70.7 billion in budget authority, which, by the way, is $5.5 billion below the budget request.

The transportation and housing programs in this bill support critical infrastructure, technologies, and housing opportunities that make a positive difference in the day-to-day lives of so many of our constituents.

This bill makes critical investments in our air traffic control system to ensure that continues to be the world leader in safety in the entire world.

We fund surface transportation investments authorized by the FAST Act to ensure that we improve and expand highways and bridges that are so vital to our national economy. And this bill also provides permanent regulatory relief from two overly burdensome additions to the hours-of-service restart rule made by the previous administration.

Mr. Speaker, this bill also provides $928 million in disaster assistance for communities devastated by storms and floods. This includes recovery assistance to Florida following the impact caused by Hurricane Matthew last October.

Mr. Speaker, we listened to the members of the committee and to the Members of Congress, and we did our best to address their highest priorities, while keeping in mind that our job is to protect the American taxpayer and cut ineffective, redundant programs. We are proud of this bill.

I thank the chairman for his hard work.

Ms. LOWEY. Mr. Speaker, I am delighted to yield 15/2 minutes to the distinguished gentleman from New York (Ms. Velázquez).

Ms. VELAZQUEZ. Mr. Speaker, let me take this opportunity to thank the gentleman from New York for yielding.

Mr. Speaker, I am pleased this legislation contains $295.9 million for Puerto Rico's Medicaid program, which is running out of resources. Absent action, hundreds of thousands of our fellow citizens could lose health care.

Make no mistake, we are in this situation because of years of neglect from Washington. So, here we are again, fixing a hole created by Puerto Rico's second class treatment under Medicaid.

The funding in this bill is a first step toward rectifying the longstanding unequal treatment of Puerto Rico. By the way, Mr. Speaker, and Mr. President, last time I checked the history books, it was the U.S. Armed Forces who landed in Puerto Rico in 1898, and invaded Puerto Rico. So we have a moral obligation toward the people of Puerto Rico, American citizens.

Now, to the creditors, let me say this, and let me be clear: this money was not appropriated to line hedge funds' pockets. This money, and funds that would otherwise go to Puerto Rico's healthcare system, is for Puerto Rico.

So I support this funding and look forward to seeking solutions for the island's long-term growth.

Finally, let me thank Leader PELOSI, Mr. HOYER, Ranking Member LOWEY, and Minority Leader SCHUMER for their efforts in securing these funds.

I thank my colleagues.

Mr. FREILINGHUYSEN. Mr. Speaker, I am pleased to yield 1 minute to the gentlewoman from Kansas (Ms. ROYER), chairman of the Subcommittee on Legislative Branch of the Appropriations Committee.

Mr. YODER. Mr. Speaker, I rise today to highlight some of the important provisions in this bipartisan omnibus legislation.

I want to specifically touch on the needed investments in medical research, education, and for our soldiers. It matches last year's $2 billion increase in research funding at the National Institutes of Health, the largest increase since 2003, renewing our commitment to science with a 13 percent
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increase in research funding over these last 2 years.

It improves access to education by increasing funding for Head Start pro-
grams and restores year-round Pell grants.

It invests $25 billion to rebuild our military for the 21st century and gives
our troops the largest paying raise in 6 years.

Mr. Speaker, as chairman of the Leg-
slative Branch Subcommittee, I am pro-
ducing this bill continues 13 percent
reductions in spending on Congress
since Republicans took control of the
House of Representatives in 2011 and
denies a pay Increase for Members of
Congress, showing the American people
we are leading by example when it
comes to fiscal responsibility.

I urge my colleagues to support this
legislation.

Mrs. LOWEY. Mr. Speaker, I am de-
lighted to yield 1 minute to the distin-
guished gentleman from California
(Ms. PELOSI), the minority leader.

Ms. PELOSI. Mr. Speaker, I thank
our distinguished ranking member for
her recognition and her leadership on
this legislation that we have the oppor-
tunity to vote on. So I thank Ranking
Member Nita LOWEY.

I thank the distinguished gentleman
from New Jersey, Chairman FRELING-
HUYSSEN, for his leadership as well.
And I commend his staff, Nancy Fox,
and others for their hard work on this;
and to Ranking Member LOWEY. Shalanda
Young, Chris Bigelow, my own staff
Richard Meltzer, and House and Senate
staff members for getting us to this
very important place.

The omnibus reflects significant
progress defeating some dangerous rid-
ers, which I think are dangerous, and
securing key victories.

Here is the thing: I spent many years
in the Appropriations Committee. And
I know, left to your own devices, the
Appropriations Committee can find
your common ground. You appreciate
each other, you grant each other your
positions on issues, and you understand
the art of negotiating in a successful
way.

There were some items that were
suggested other than from the com-
mittee. From the White House, for ex-
ample, a border wall, deportation force,
things like that, 160 poison pills, which
were ranging from undermining a wom-
man’s right to choose to dismantling
the art of negotiating in a successful
way.

Cos, mine health. We were so
proud to secure more than $1 billion
to deliver permanent health benefits to
thousands of coal miners and their
families who stood to lose their health
beneﬁts this month. God bless them for
their advocacy. It was so important to
our discussion.

Opioid epidemic. An additional $600
million for fighting the opioid epide-
mi.

Protecting EPA. There was going to
be a huge cut, and now just a 1 percent
cut in the EPA. We see that as a suc-
cess.

Science funding. The omnibus in-
creases funding for energy efficiency
and renewable energy, the Department
of Energy Office of Science, and ARPA-
E, all initiatives that some wanted to
cut but were happy had survived that
interest in cutting.

Our colleague, Congresswoman
VELAZQUEZ, has led us on the Puerto
Rico issue. The omnibus includes vital
funds to stabilize Puerto Rico’s under-
fund Medicaid program, which
threatened so many of our fellow
Americans in Puerto Rico.

Democrats are very happy and give
credit to, in a bipartisan way, led by
Congresswoman BARBARA LEE, securing
nearly $1 billion humanitarian as-
sistance to alleviate famine resulting
from more drought and displacement
in Africa and the Middle East, saving
countless lives around the world. And
then it takes us to biomedical research.
I served with Mrs. LOWEY and
others on the Labor-HHS Appropriations
Committee for many years.

And then it takes us to biomedical
research. I served with Mrs. LOWEY
and others on the Labor-HHS Appropriations
Committee for many years.

And the National Institutes of Health
is that place that has the Biblical
power to cure. It has scientific oppor-
tunity. And where there is scientific
opportunity, we want to place addi-
tional resources. Lives depend on it.

In stark contrast to the skinny
budget that came out earlier, this leg-
sislation increases funding for the Na-
tional Institutes of Health by $2 bil-
ion. And I want to say on that, as we
relish that $2 billion and what it could
mean to the good health of the Amer-
ican people, we have to protect our in-
vestments.

As we invest in new treatments and
cures, we must also ensure that all
Americans have access to them. That
is why it is curious to me that on the
same day that we vote on this omnibus
bill and increase funding for the Na-
tional Institutes of Health, increase
funding for our veterans, and all the
rest of that. Republicans are working
furiously to advance TrumpCare’s dev-
astating impact on America’s health care.
No matter what anybody says to you
about activities they are having today
to tweak one piece of the bill, it
will still be a bill that has higher costs,
forcing families to pay higher pre-
miums and deductibles and out-of-
pocket costs. This will block some peo-
ple from access to the lifesaving cures
that we are investing in the National
Institutes of Health to create.

So, again, let us protect the invest-
ment that we are making. Let us ele-
vate it with pride and say $2 billion for
the National Institutes of Health.

But what does that mean to you, the
average American, if you can’t have ac-
cess to that in a way that is affordable?
Again, 51 years ago, Dr. King said,
and I say again, because I say this all
the time: “Of all the forms of in-
justice, injustice in health is the
most shocking and the most inhuman
because it often results in physical
death.”

So, again, this appropriations bill is
a way for us to help meet the needs
of the American people. This Appropria-
tions Committee did an excellent job
in resolving differences and putting forth
a balance of equities as we go forward.
May 3, 2017

Chairman FRELINGHUYSEN, Chairman LOWEY.

product to be proud of. I thank Mr. Chairman FRELINGHUYSEN for his efforts to bring an omnibus to the floor. He came into the chairmanship having to finish FY17 and must quickly pivot to FY18. This is a package that Members of both parties can support. It came through bipartisan and bicameral negotiations and offers compromises for both parties.

This kind of cooperation best serves the American people. I thank the chairs and ranking members of the subcommittees who did most of the heavy lifting and drafting. And I again thank the committee and personal staff on both sides of the aisle for their hard work. It shows we can do our basic job keeping the government open without the threat of a shutdown.

Mr. Speaker, I yield the balance of my time to the gentleman from New Jersey (Mr. FRELINGHUYSEN), the distinguished chairman.

Mr. FRELINGHUYSEN. Mr. Speaker, I yield back the balance of my time. I thank the gentlewoman and my ranking counterpart, Mrs. LOWEY, for that kindness, and may I associate with her our remarks, pay tribute to her leadership, the wonderful work of the staff that she has at her disposal and the work that she has behind me. I think the debate and the comments have been positive today.

The men and women of the greatest military in the world, the United States Armed Forces, are waiting for our support today with the passage of this package, this appropriations bill. Please don’t let them down. Please support this bill, which provides for our national and economic security and takes us out of damaging and restrictive continuing resolution.

Today is a vote to keep the government open and get back to our appropriations process, which is our responsibility under the Constitution, the power of the purse. Let’s take it and use it wisely.

Mr. Speaker, I yield back the balance of my time.

Mrs. LOWEY. Mr. Speaker, I yield back the balance of my time. Mr. NUNES. Mr. Speaker, pursuant to Section 3 of House Resolution 305, I am submitting the following explanatory material to accompany Division N—Intelligence Authorization Act for Fiscal Year 2017 of H.R. 244, Consolidated Appropriations Act, 2017. DIVISION N—INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2017 The following is the explanation of the Intelligence Authorization Act for Fiscal Year 2017. This explanation reflects the status of negotiations and disposition of issues reached between the House Permanent Select Committee on Intelligence and the Senate Select Committee on Intelligence (hereinafter, “the Agreement”). The explanation shall have the same effect with respect to the implementation of this Agreement as a joint explanatory statement of a conference committee. The explanation comprises three parts: an overview of the terms of the annex to accompany this statement; unclassified congressional direction; and a section-by-section analysis of the legislative text.

PART I: APPLICATION OF THE CLASSIFIED ANNEX

The classified nature of U.S. intelligence activities prevents the congressional intelligence committees from publicly disclosing many details concerning the conclusions and recommendations of the Agreement. Therefore, a classified Schedule of Authorizations and a classified annex have been prepared to describe in detail the scope and intent of the congressional intelligence committees’ actions. The Agreement authorizes the Intelligence Community to expend funds not altered or modified by the classified Schedule of Authorizations as requested in the President’s budget, subject to modifications under applicable reprogramming procedures.

The classified annex is the result of negotiations between the House Permanent Select Committee on Intelligence and the Senate Select Committee on Intelligence. It reconciles the differences between the committees’ respective versions of the bill for the National Intelligence Program (NIP) and the Homeland Security Intelligence Program (HSIP) for Fiscal Year 2017. The Agreement also makes recommendations for the Military Intelligence Program (MIP), and the Information Systems Security Program (ISSP), consistent with the National Defense Authorization Act for Fiscal Year 2017, and provides certain direction for these two programs.

The Agreement supersedes the classified annexes to the reports accompanying: H.R. 6393, as passed by the House on May 24, 2016; H.R. 5077, as passed by the House on May 24, 2016; and S. 133, as reported by the Senate Select Committee on Intelligence on June 6, 2016, and S. 133, as reported by the Senate Select Committee on Intelligence on January 29, 2017. All previously-passed and Senate-reported annexes are solely to identify the heritage of specific provisos. The classified Schedule of Authorizations is incorporated into the bill pursuant to Section 102. It has the status of law. The classified annex supplements and adds detail to clarify the authorization levels found in the bill and the classified Schedule of Authorizations. The classified annex shall have the same legal force as the report to accompany the bill.

PART II: SELECT UNCLASSIFIED CONGRESSIONAL DIRECTION Managing intelligence community personnel

This Agreement by the congressional intelligence committees is based on recommendations that IC elements should build, develop, and maintain a workforce appropriately balanced among its civilian, military, and contractor workforce to meet the missions assigned to it in law and by the President. The Agreement recognizes that the size and shape of the IC’s multi-sector workforce should be based on mission needs, and encourages the IC to adjust its reliance on contractors when appropriate, both as a matter of general policy and as a way to conserve resources. The proviso in this provision should support this position. In addition, section 103 provides an increase in the number of civilian personnel and contractors workforce that could be used for the purposes of such contractor conversions in the interim for the remainder of fiscal year 2017. Nothing precludes the Congress from addressing the end strength for any element or office of the IC in the annual authorization bills.

Therefore, the committees direct that the OGC provide the congressional intelligence committees briefings on the workforce initiative as directed in section 306, beginning July 1, 2017, and each 120 days thereafter until July 1, 2018, with milestones, for IC elements to manage a multi-sector workforce without personnel ceilings.
starting in fiscal year 2019. The ODNI, in cooperation with the IC elements, shall establish a common methodology for collecting and reporting data, and include new exhibits in the annual budget and justifications. The committees, therefore, encourage the Director of the NGA to ensure sufficient funding is available to acquire new, unclassified products, including commercial satellite imagery providing seamless user access to the best mix of classified and unclassified sources, including commercial satellite imagery providing seamless user access to the best mix of classified and unclassified data sources that can be easily and rapidly shared with a variety of military, United States and allied government, and commercial customers, and supports the project’s continuation and expansion.

The committees further commend the NGA for pursuing new methods of intelligence collection and analysis to inform, complement, and add to its support of warfighter requirements by looking to emerging commercial technology providers, including small satellite companies, which hold the promise of rapid technological innovation and potentially significant future cost savings to the U.S. Intelligence Community. The committees further encourage the Director of the NGA to ensure sufficient funding is available to acquire new, unclassified products, including commercial satellite imagery providing seamless user access to the best mix of classified and unclassified data sources that can be easily and rapidly shared with a variety of military, United States and allied government, and commercial customers, and supports the project’s continuation and expansion.

The committees explicitly authorize disclosure.

The congressional intelligence committees applaud the National Geospatial-Intelligence Agency (NGA) for issuing its October 2015 Commercial Geospatial Intelligence (NGA) Strategy, which states a goal of fostering a “more diverse, resilient, agile, and robust launch business who could not afford to get into the large launch business who could not afford to get into the nation’s launch infrastructure, especially as the nation considers concepts such as the reconstitution of satellites to address the growing firepower threat. The committees note recent testimony by the Chief of Staff of the U.S. Air Force, General Mark Welsh, who stated, “As we look at this space enterprise and how we do it differently in the future, as we look more at disaggregation, microsats, cubesats, small sats, things that don’t have to go from a large launch complex all the time, I think proliferating launch complexes is probably going to be a natural outgrowth of this. I think it’s commercially viable, it may be a way for companies to get into the launch business who could not afford to get into or don’t see a future in it and for large national launch companies, but I think this has got to be part of the strategy that this whole national team puts together as we look to the future.

Therefore, the Congress directs the Director of the NGA in its transition from a defense intelligence agency to the National Geospatial-Intelligence Agency (NGA) in 2011, the institution must continue to adapt to functioning as a university with a robust research agenda, and to serving the entire IC, not just elements of DoD.

Fiscal years 2017 and 2018 are of great significance to NII, as it was established as a principal facility to the IC Campus at Bethesda, complete activities associated with its 2018 decennial regional accreditation reaffirmation, and enters a new presidential term, the congressional intelligence committees believe that these developments position NII to make further progress in its vision to become the center of academic life for the national intelligence community.

To guide these next steps, the Agreement directs DIA, in coordination with ODNI and the Office of the Under Secretary of Defense for Intelligence, to, no later than 30 days after enactment of this Act, select a five-member, external, and independent panel to conduct a review of NII. The panel shall submit a report detailing the results of such review to the congressional intelligence and defense committees within 180 days of enactment of this Act. The panel should be composed of recognized academics, personnel from other DoD joint professional military education institutions, national security experts, and at least one member of NII’s Board of Visitors.

This review and the resulting report shall, among other things, assess:

(1) Methods for ensuring a student body that is more representative of all IC elements;

(2) Incentives for IC elements to send personnel to NII to earn a degree or certificate, to include designating attendance at NII as positions reimbursable by ODNI and requiring IC elements to employ the workforce concept of “float” for personnel enrolled in higher-education programs;

(3) How certificate programs align with NII’s unique value as an institution of advanced intelligence education;

(4) Methods to enhance NII’s research program, to include publication of a journal, hosting of conferences and other collaborative and learning opportunities, and strengthened relationships with intelligence studies scholars;

(5) Whether and how educational components of other IC elements could provide educational offerings as part of the NII curriculum;

(6) Potential advantages and risks associated with alternative governance models for NII and moving it under the auspices of ODNI; and

(7) The feasibility and resource constraints of NII tailoring degree offerings to meet the IC workforce needs, particularly for those in their careers, similar to DoD’s joint professional military education model.
Cost of living consideration

The congressional intelligence committees are concerned with the high cost of living for military, civilian, and contractor personnel at overseas Combatant Command intelligence centers. The committees recognize the benefits of co-locating intelligence analysts with the operational command headquarters. Combatant Commanders based in the United States regularly communicate with forward deployed units, and the USEUCOM and USAFRICOM intelligence analysts have developed mechanisms that effectively employ wartime conferencing and virtual communication tools to ensure collaboration across large distances.

The congressional intelligence committees are concerned that despite the utility of these virtual collaboration tools, DoD has not taken action to reduce the number of intelligence personnel stationed in high cost of living areas. These costs can exceed $65,000 per person, per year in annual cost of living allowances to the continental United States (CONUS) expenses. The additional costs associated with stationing intelligence personnel in high-cost overseas locations are further exacerbated by the relative critical intelligence priorities. The committees are further concerned that DoD does not adequately account for the long-run expense of high costs of living when selecting locations for intelligence facilities.

Therefore, the Agreement directs the DIA to evaluate alternate mechanisms for staffing Combatant Command intelligence centers, particularly those that are not co-located with Combatant Command headquarters, and to identify cost-savings opportunities by shifting personnel to lower cost locations, including in the continental United States.

Defense Intelligence Agency education opportunities

DIA presently allows DIA employees to receive pay for a single year only while attending certain graduate degree programs on a full-time basis. Employees may pursue such opportunities in accredited civilian universities or similar institutions; and, in certain circumstances, also at public and private civilian universities. However, the one-year limit discourages DIA personnel from pursuing multi-year graduate degree programs. Expanding DIA’s program to allow highly qualified DIA employees to pursue multi-year graduate degree programs from accredited civilian universities would further improve retention, recruitment, and foster diversity of thought at DIA.

Therefore, the Agreement directs DIA, no later than 180 days after the enactment of this Act, to:

1. Establish a program and find a program that allows for DIA employees to attend civilian graduate degree programs for up to two years each, based on the standard length of the relevant program provided that:
   a. Where DIA deems appropriate, employees may pursue academic programs extending beyond two years.

2. Each DIA participant shall be subject to any program approvals, service obligations, repayment obligations, and other requirements of academic programs, as prescribed by applicable laws and policies.

3. Brief the congressional intelligence committees on the status of the program’s implementation.

Mental health prevalence

The congressional intelligence committees are concerned about the mental health of men and women of the IC, who bravely risk their lives serving their country as civilians in conflict zones and other dangerous locations around the world. They then serve next to their military counterparts in areas of active hostilities. As such, they are often exposed to the emotional stresses generally associated with a tour of duty abroad.

The committees believe there are deficiencies and inconsistencies in the pre- and post-deployment mental health and wellness programs and services available to military personnel and civilians.

Therefore, the Agreement directs the National Security Agency (NSA), NGA, the Central Intelligence Agency (CIA), and DIA, no later than 180 days after the enactment of this Act, to provide a joint briefing to the congressional intelligence committees on the mental health screenings and related services available to other employees, both before and after they deploy to combat zones. Such briefing shall include a description of:

1. Existing services available.
2. Agency resources and analysis of these services, including the frequency of use by personnel, the total number returning from deployment; and
3. How agencies with deployed civilian employees are sharing best practices and leveraging services or resources outside their agencies.

Review of the Office of the Director of National Intelligence

It has been more than ten years since the Congress established the Director of National Intelligence (DNI) in the Intelligence Reform and Terrorism Prevention Act of 2004, building on its predecessor, the Director of Central Intelligence. Given this experience and the evolving security environment, the committees believe it appropriate to review the DNI’s roles, missions and functions and adapt its authorities, organization and resources as needed.

Therefore, the Agreement directs the President to form an independent, external panel to review the IC’s intelligence managers based in the United States, including in the continental United States.

With regard to the National Intelligence Director, the committees believe that a comprehensive review should include an assessment of:

1. Evaluate the organizational structure of ODNI.
2. Review the size, role, purpose and function of ODNI’s mission centers.
3. Assess the value of the national intelligence program on a human capital basis.
4. Review the size and mix of the ODNI workforce—to include the ratio between cadre and detailees, the balance between government and contractor employees, and the requirements of critical intelligence centers.
5. Review the organizational structure of ODNI to perform each of its assigned responsibilities.
6. Review the size and mix of the ODNI workforce—to include the ratio between cadre and detailees, the balance between government and contractor employees, and the requirements of critical intelligence centers.
7. Make recommendations regarding the above.

The Agreement directs the President, no later than 30 days after the enactment of this Act, to select the individuals who will serve on the external panel and notify the intelligence committees of such selection.

In addition, the Agreement directs the panel no later than 180 days after the enactment of this Act, to provide a report on this review to the congressional intelligence committees. This report shall be classified, but may contain a classified annex. The Agreement further directs ODNI to reimburse the Executive Office of the President for any costs associated with the review.

Improving pre-publication review

The congressional intelligence committees are concerned that current and former IC personnel have published written material without completing pre-publication review procedures or have rejected changes required by the review process, resulting in the publication of classified information. The committees are particularly troubled by press reports suggesting that officials are unaware of the existence or scope of pre-publication review requirements.

The committees are also aware of the perception that the pre-publication review process can be unfair, untimely, and unduly onerous—and that these burdens may be at least partially responsible for individuals “opting out” of the mandatory review process. The committees further understand that IC agencies’ pre-publication review mechanisms vary, and that there is no binding, IC-wide guidance on the subject.

The committees believe that all IC personnel must be made aware of pre-publication review requirements so that the review process must yield timely, reasoned, and impartial decisions that are subject to appeal. The committees also believe that effective pre-publication review can only be accomplished by involving the information subject to pre-publication review, to the fullest extent possible, to only those materials that might reasonably contain or be derived from classified information obtained during the course of an individual’s association with the IC. In short, the pre-publication review process should be improved to better incentivize compliance and to ensure that personnel fulfill their commitments.

Therefore, the Agreement directs that, no later than 180 days after the enactment of this Act, the DNI shall issue an IC-wide policy regarding pre-publication review. The DNI shall transmit this policy to the congressional intelligence committees concerning the format, the definition of information subject to pre-publication review, the minimum extent possible, to only those materials that might reasonably contain or be derived from classified information obtained during the course of an individual’s association with the IC. In short, the pre-publication review process should be improved to better incentivize compliance and to ensure that personnel fulfill their commitments.

1. Identification of the individuals subject to pre-publication review requirements (“covered individuals”);
2. Guidance on the types of information that must be submitted for pre-publication review, including works (a) unrelated to an individual’s IC employment; or (b) published in cooperation with a third party, e.g.—
   a. Authored jointly by covered individuals and third parties;
   b. Authored by covered individuals but published under the name of a third party; or
   c. Authored by a third party but with substantial input from covered individuals.
3. Requirements for timely responses, as well as reasoned edits and decisions by reviewers;
4. Requirements for prompt and transparent appeal process;
5. Guidelines for the assertion of interagency equities in pre-publication review;
(7) A summary of the lawful measures each agency may take to enforce its policy, to include civil and criminal referrals; and

(8) A description of procedures for post-publication review, including measures designed to improve and expedite pre-publication review.

Additionally, the Agreement directs ODNI, no later than 180 days after the enactment of this Act, to provide to the congressional intelligence committees a report on the adequacy of IC information technology efforts to improve and expedite pre-publication review processes, and the resources needed to ensure that IC elements can meet this direction.

The Agreement further directs the DNI, no later than 270 days after the enactment of this Act, to provide a report to the congressional intelligence committees that IC elements' pre-publication review policies, non-disclosure agreements, and any other agreements impact or reprogram, realign, or delay国防 intelligence programs or contracts that seek to help IC personnel manage student loan debt. The report shall include details about each IC element's program, including loan forgiveness, loan repayment, and financial counseling programs; efforts to inform prospective and current employees about such programs; and the number of employees who participate in such programs. The report shall also include an analysis of the benefits and drawbacks of creating new programs and expanding existing programs, and shall identify any barriers to the establishment of IC-wide programs.

Workforce development partnership

The congressional intelligence committees have long promoted novel recruiting, hiring, and retention partnerships, especially with regard to highly expert, highly sought-after intelligence professionals. However, the committees were intrigued by the potential performance and operational benefits of a common controller. The congressional intelligence committees believe that the Army's efforts to develop a ground controller for the Marine Corps family of tactical unmanned aerial systems (UAS), and to field DCGS-A Increment 1 and any ongoing corrective actions to improve the rollout of Increment 1, should be reviewed.

Therefore, the Agreement directs ODNI, no later than 90 days after the enactment of this Act, to submit a plan to the congressional intelligence committees on how the Army will fully incorporate Distributed Common Ground/Surface System-Army (DCGS-A) training into the readiness cycle for Army personnel. The plan should specifically address any lessons learned from the fielding of DCGS-A Increment 1 and any ongoing corrective actions to improve the rollout of Increment 1, Release 2.

Common controller for unmanned aircraft systems

The congressional intelligence committees support the Army's efforts to develop a common controller for the RQ-7A/B Shadow aircraft and the RQ-11B Raven tactical unmanned aerial vehicles. However, the committees are concerned that the Army is not collaborating with the Marine Corps on similar efforts to develop a ground controller for the Marine Corps family of tactical unmanned aerial systems (UAS), including the RQ-11B Raven, the RQ-12A Taipan, and the RQ-20A Puma.

Therefore, the Agreement requests that the Army and the Marine Corps Intelligence Activity (MCIA), no later than 90 days after the enactment of this Act, jointly submit a report to the congressional intelligence committees on the feasibility of developing a common controller for all Brigade and Below unmanned aircraft systems (UAS) and decreasing the fleet size, as well as U.S. Marine Corps small unit UAS. The report should address the potential performance and operational benefits of a common controller, anticipated development costs, and anticipated life-cycle cost savings of a common controller.

Review of dual-hatting relationship

The congressional intelligence committees support the Agreements on the dual-hatting of a single individual as both Commander of U.S. Cyber Command (USCYBERCOM) and Director of the National Security Agency (NSA).

Therefore, the Agreement directs the Secretary of Defense, no later than 90 days after the enactment of this Act, to provide to the congressional intelligence and defense committees a briefing that reviews and provides an assessment of the dual-hatting of DIRNSA and Commander, USCYBERCOM. This briefing should address:

(1) Roles and responsibilities, including intelligence authorities, of USCYBERCOM and NSA;

(2) Assessment of the current impact of the dual-hatting relationship, including advantages and disadvantages;

(3) Any challenges, such as those requiring changes in law, associated with such a separation.

Acquisition security improvement

The congressional intelligence committees remain concerned about supply chain and cybersecurity vulnerabilities in the IC. The committees believe the IC should implement a more comprehensive approach to address cybersecurity vulnerabilities and provide a briefing that reviews and provides an assessment of the dual-hatting relationship. This briefing should include:

(1) An assessment of the feasibility of transitioning NSA to civilian leadership appointed by the DNI in lieu of military leadership appointed by the Secretary of Defense;

(2) An assessment of the dual-hatting of NSA; and

(3) An assessment of the dual-hatting of NSA and Commander, USCYBERCOM.

Therefore, the Agreement directs ODNI, no later than 180 days after the enactment of this Act, to submit a report to the congressional intelligence committees on options to better align the structure, budgetary procedures, and oversight of NSA with its national intelligence mission in the event of the termination of the dual-hatting relationship. This report should include:

(1) An assessment of the feasibility of transitioning NSA to civilian leadership appointed by the DNI in lieu of military leadership appointed by the Secretary of Defense;

(2) An assessment of the dual-hatting of NSA; and

(3) An assessment of the dual-hatting of NSA and Commander, USCYBERCOM.

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(1) An assessment of the feasibility of transitioning NSA to civilian leadership appointed by the DNI in lieu of military leadership appointed by the Secretary of Defense;

(2) An assessment of the dual-hatting of NSA; and

(3) An assessment of the dual-hatting of NSA and Commander, USCYBERCOM.

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(1) An assessment of the feasibility of transitioning NSA to civilian leadership appointed by the DNI in lieu of military leadership appointed by the Secretary of Defense;

(2) An assessment of the dual-hatting of NSA; and

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(1) An assessment of the feasibility of transitioning NSA to civilian leadership appointed by the DNI in lieu of military leadership appointed by the Secretary of Defense;

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(1) An assessment of the feasibility of transitioning NSA to civilian leadership appointed by the DNI in lieu of military leadership appointed by the Secretary of Defense;

(2) An assessment of the dual-hatting of NSA; and

(3) An assessment of the dual-hatting of NSA and Commander, USCYBERCOM.

Therefore, the Agreement directs ODNI, no later than 180 days after the enactment of this Act, to submit a report to the congressional intelligence committees on options to better align the structure, budgetary procedures, and oversight of NSA with its national intelligence mission in the event of the termination of the dual-hatting relationship. This report should include:

(1) An assessment of the feasibility of transitioning NSA to civilian leadership appointed by the DNI in lieu of military leadership appointed by the Secretary of Defense;

(2) An assessment of the dual-hatting of NSA; and

(3) An assessment of the dual-hatting of NSA and Commander, USCYBERCOM.
(1) Expand risk management criteria in the acquisition process to include cyber and supply chain threats;

(2) Require counterintelligence and security controls as part of the acquisition and procurement process;

(3) Propose and adopt new education requirements for acquisition professionals on cyber threat indicators and defensive measures with the Department of Homeland Security (DHS) at the unclassified level;

(4) Factor in the cost of cyber and supply chain security.

The Agreement further directs ODNI, no later than 210 days after the enactment of this Act, to provide to the congressional intelligence committees a report describing the results of ODNI’s process for considering amendments to ICD 801, and specifically addressing ODNI’s analysis and conclusions with respect to paragraphs (1) through (4) above.

Cyber information sharing and customer feedback

The congressional intelligence committees commend NSA’s new policies and procedures to facilitate greater information sharing of cyber threat indicators and defensive measures with the Department of Homeland Security (DHS) at the unclassified level.

With the enactment of the Cybersecurity Act of 2015, which encourages greater information sharing between private sector stakeholders, as well as with government entities, the Committee believes the next step is to ensure the entire IC is working to disseminate timely, actionable information to private sector stakeholders so they can better protect their information technology networks. The vast majority of U.S. networks reside in the private sector, and it is good governance to ensure that those networks are safe and secure for the general public.

The committees appreciate that the IC has begun efforts to increase unclassified cyber threat indicators, and the Committee expects an increase in the quantity of reporting does not necessarily indicate effectiveness or usefulness, this Committee continues to monitor the quality of the information distributed.

Therefore, the Agreement directs ODNI, no later than 120 days after the enactment of this Act, to brief the congressional intelligence committees on IC-wide efforts to share more information with the Department of Homeland Security (DHS) for further potential incorporation.

This briefing shall specifically address types of information shared, metrics on output, tabulation of low output producing agencies, recommendations on how low output agencies can increase sharing, timeliness of information shared, and average total time it takes for information to transit the system.

The Agreement also directs ODNI, in coordination with the DHS Office of Intelligence and Analysis (I&A), to conduct a survey of government and private sector participants in the National Cybersecurity and Communications Integration Center (NCCIC). The survey shall be anonymous, provide an accurate assessment of the usefulness and timeliness of the data received, and determine if customers are satisfied with intelligence briefings on threat actors impacting their specific industry. The Agreement further directs ODNI no later than one year after the enactment of this Act, to provide to the congressional intelligence and homeland security committees an unclassified report on the outcomes of this survey.

Department of Homeland Security utilization of National Labs expertise

The congressional intelligence committees believe that the Department of Energy (DOE) is a critical partner and irreplaceable resource for the government and the IC in particular.

Therefore, the Agreement directs, no later than 180 days after the enactment of this Act, DHS I&A, in coordination with DOE Office of Intelligence and Counterintelligence (DOE-OD), to provide to the congressional intelligence committees a report on the current utilization of Department of Energy (DOE) National Labs expertise by DHS I&A. This report is intended to increase DHS I&A’s utilization of cybersecurity expertise of the National Labs as well as the budgetary implications of taking advantage of these capabilities.

Cybersecurity courses for Centers of Academic Excellence

The congressional intelligence committees are concerned by a recent analysis from a cybersecurity firm, which found that not one of the nation’s leading undergraduate computer science programs requires students to take a cybersecurity course before graduating. Cybersecurity depends on IC professionals having a strong understanding of the cyber threat and how to mitigate it—which in turn requires a strong academic background. NSA and DHS cosponsor the Centers of Academic Excellence (CAE) in Cyber Defense program, which includes an emphasis on basic cybersecurity. Nevertheless, some Cyber-education partners lack cybersecurity course prerequisites in their computer science curriculum.

Therefore, the Agreement directs ODNI, no later than 180 days after the enactment of this Act, to submit to the congressional intelligence committees a report on improving cybersecurity training within NIP-funded undergraduate and graduate computer science programs. The report should specifically address:

(1) The potential advantages and disadvantages of implementing a CAE’s certification’s receipt of such funds on its computer science program’s requiring cybersecurity as a pre-condition to graduation;

(2) How Centers of Academic Excellence programs might bolster cybersecurity educational requirements; and

(3) Recommendations to support the goal of ensuring that federally-funded computer science programs properly equip students to confront future cybersecurity challenges.

PART III: SECTION-BY-SECTION ANALYSIS AND EXPLANATION OF THE INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2017

Section 101. Authorization of appropriations

Section 101 lists the United States Government departments, agencies, and other elements for which the Act authorizes appropriations for intelligence and intelligence-related activities for Fiscal Year 2017.

Section 102. Classified Schedule of Authorizations

Section 102 provides that the details of the amounts authorized to be appropriated for intelligence and intelligence-related activities, and each personnel levels by program for Fiscal Year 2017 are contained in the classified Schedule of Authorizations and that the classified Schedule of Authorizations shall be made available to the Committees on Appropriations of the Senate and House of Representatives and to the President.

Section 103. Personal ceiling adjustments

Section 103 provides that the DNI may authorize employment of civilian personnel in Fiscal Year 2017 in excess of the number of authorized positions by an amount not exceeding 1 percent of the personnel levels authorized by the Act, provided that the DNI submits a report to the Senate Committee on Intelligence and the House Committee on Intelligence reporting on the new rates of pay and number of positions authorized under this payscale.
Section 306. Management of intelligence community personnel

Section 306 prohibits the Congress’s use of government personnel ceilings in the management of the IC workforce starting in Fiscal Year 2019. Section 306 requires the DNI to provide briefings on the IC’s initiative to maintain both employees and contractors within the IC, as well as both a briefing and a reported statement before the appropriate congressional committees and the Office of Management and Budget on the development and implementation of the plan.

Section 307. Notifications of memoranda of unclassified information

Section 311 further requires the Director to submit to the IC, within the specified timeframes. This section will align the IC’s management of personnel consistent with the practices of the Department of Defense and other federal agencies.

Section 308. Modifications to certain requirements for construction of facilities

Section 307 clarifies that the requirement to notify the congressional intelligence committees of improvement projects with an estimated cost greater than $1,000,000 for utilities used primarily by IC personnel includes repairs and modifications.

Section 309. Protections for independent inspectors general of elements of the intelligence community

Section 309 requires the ODNI to develop and implement a uniform policy for each identified federal intelligence community within the IC and the entertainment industry. The guidance will include ODNI providing an annual report to the congressional intelligence committees on the interactions between the IC and the entertainment industry. Section 308 also requires the report to include a description of the nature, duration, costs, benefits, and results of each engagement, and as a determination that each engagement did not result in a disclosure of classified information or whether any information was declassified in response to that engagement.

Section 310. Congressional oversight of policy directives and guidance

Section 310 requires the DNI to submit to the congressional intelligence committees any notifications and copies of any classified or unclassified Presidential Policy Directive, Presidential Policy Guidance, or other similar policy document issued by the President that assigns tasks, roles, or responsibilities to the IC, within the specified timeframes.

Section 311. Notification of memoranda of understanding

Section 311 requires the head of each element of the IC to submit to the congressional intelligence committees copies of each memorandum of understanding or other agreement regarding significant operational activities or policy entered into between or among such element and any other entity or entities of the United States government within specified timeframes.

Section 312. Technical correction to Executive Schedule

Section 312 contains a technical correction regarding the annual rate of basic pay for the Director of the National Counter Intelligence Executive.

Section 313. Maximum amount charged for declassification reviews

Section 313 prohibits the head of an element of the IC from charging for reproduction fees for a mandatory declassification review in excess of reproduction fees that the head would have charged for a request for information under the Freedom of Information Act (5 U.S.C. 552). If the IC chooses to waive processing fees for declassification reviews in the same manner as for FOIA.

Section 401. Designation of the Director of the National Counterintelligence and Security Center

Section 401 renames the National Counterintelligence and Security Center as the “National Counterintelligence and Security Center,” with conforming amendments.

Section 404. Analyses and impact statements by the Director of National Intelligence regarding proposed investment into the United States

Section 404 requires the Director of National Intelligence to prepare analyses and impact statements regarding proposed investment into the United States, any analytic materials prepared by the DNI. This requirement includes, but is not limited to, national security threats, economic competitiveness, and the impact of investment into the United States on the economy. This requirement also requires that before an IC element may engage with the entertainment industry, the head of that element must approve the proposed engagement and implement a uniform policy for each entity of the federal government within such an element and any other entity or entities of the United States. Section 308 may not be construed to confer on the IG of the CIA, or any other officer or employee of the CIA, any police or law enforcement or internal security functions or authorities.

Section 421. Plan on assumption of certain responsibilities and authorities

Section 421 requires the Director of the NRO to develop a plan to carry out certain government monitoring missions currently performed by the Air Force. It also authorizes certain pre-acquisition activities and directs that an independent cost estimate be submitted to the congressional intelligence and defense committees. The DNI may not waive the requirement of Section 422 if the Under Secretary of Defense for Acquisition, Technology, and Logistics, or the Director of National Intelligence, certifies to the Chairman of the Joint Chiefs of Staff; jointly submit a certification to the congressional intelligence and defense committees.

Section 501. Committee to counter active measures by the Russian Federation to exert covert influence over peoples and governments

Nothing in this section shall authorize the Committee to take action with regard to activities protected by the First Amendment. Section 501 requires the President to establish an interagency committee to counter active measures by the Russian Federation that constitute Russian actions to exert covert influence over peoples and governments.

Section 502. Limitation on travel of accredited diplomats of the Russian Federation in the United States from their diplomatic post

Section 502 requires the Secretary of State, in coordination with the Director of the FBI and the DNI, to establish an advance notification procedure so that the United States government accredited diplomatic and consular personnel in the United States, as well as to take action to secure compliance and add additional diplomatic notification requirement. Section 502 also requires the Secretary of State, the Director of the FBI,
and the DNI to develop written mechanisms to share such travel information and address noncompliance. Section 502 further requires written reporting to the specified committees and details the number of notations and the number of known or suspected violations of such personnel requirements.

Section 503. Study and report on enhanced intelligence and information sharing with Open Skies Treaty partners

Section 503 requires the DNI, with support of other federal agencies, to conduct a study to determine the feasibility of creating an intelligence sharing arrangement and database among parties to the Open Skies Treaty (OST) with higher frequency, quality, and efficiency than that currently provided by the parameters of the current agreement. Section 503 also requires the Director to issue a report that includes an intelligence assessment on Russian Federation warfighting doctrine, the extent to which Russian Federation Flights under the Open Skies Treaty contribute to the warfighting doctrine, a counterintelligence assessment as to the Russian Federation’s capabilities, and a list of the covered parties that have been updated with this information.

TTLVE—REPORTS AND OTHER MATTERS

Section 601. Declassification review of information on Guantanamo detainees and mitigation measures taken to monitor the individual and prevent future terrorist activities

Section 601 requires the DNI to complete a declassification review of intelligence reports prepared by the National Counterterrorism Center (NCTC) on the past terrorist activities of each Guantanamo detainee, for a detainee’s Periodic Review Board (PRB) sessions, transfers, or releases from Guantanamo. To the extent a transfer or release preceded the PRB’s establishment, or the NCTC’s preparation of intelligence reports, Section 601 requires the DNI to conduct a declassification review of intelligence reports containing the same or similar information as the intelligence reports prepared by the NCTC for PRB sessions, transfers, or releases.

Section 601 further requires the President to make any declassified intelligence reports publicly available, including unclassified summaries being taken to the transferee countries to monitor the individual and prevent future terrorist activities. Section 601 requires the DNI to submit to the congressional intelligence committees a report setting forth the results of the declassification review, including a description of covered reports that were not declassified. Section 601 schedules for future reviews and further defines past terrorist activities to include terrorist organization affiliation, terrorist training, role in terrorist attacks, and responsibilities for the death of United States citizens or members of the Armed Forces, any admission thereof, and a description of the intelligence supporting the particular activities, including rehabilitation, condition level, and any dissent or reassessment by the IC.

Section 602. Cyber Center for Education and Innovation—Home of the National Cryptologic Museum

Section 602 amends 10 U.S.C. 499 to enable the establishment of a Cyber Center for Education and Innovation—Home of the National Cryptologic Museum (the “Center”). Section 602 establishes in the Treasury a fund for the benefit and operation of the Center.

Section 603. Report on national security systems

Section 603 requires the Director of the National Security Agency to submit a report to the Secretary of Defense and Chairman of the Joint Chiefs of Staff to submit to the appropriate congressional committees a report on national security systems.

Section 604. Joint facilities certification

Section 604 requires that before an element of the IC purchases, leases, or constructs a new facility that is three stories or larger, the head of that element must first certify that all prospective joint facilities have been considered, that it is unable to identify another location, and that joint facilities are necessary. The certification must include a description of the intelligence requirements, and it must list the reasons for not participating in joint facilities in that instance.

Section 605. Leadership and management of space activities

Section 605 requires the DNI, in consultation with the Secretary of Defense and the Chief of Staff of the Joint Chiefs of Staff, to issue an update to the strategy for a comprehensive review of the United States national security overheard satellite architecture required in the Intelligence Authorization Act for Fiscal Year 2016. Section 605 requires the DNI, in consultation with the Secretary of Defense, to submit a written report and provide a briefing to the congressional intelligence committees for the progress in integrating the Joint Staff’s space planning with the Department of Defense space operations, and to conduct quarterly updates to the plan.

Section 606. Advances in life sciences and biotechnology

The congressional intelligence committees recognize the rapid advancements in the life sciences and biotechnology and firmly believes that biology in the twenty-first century will transform the world as physics did in the twentieth century. The potential risks associated with this development are less well defined and the posture of the IC to follow and predict this rapidly changing landscape is a matter of concern recognizing the global distribution of life sciences and biotechnology along with the dispersed responsibility of the life sciences related issues across several National Intelligence Officer portfolios.

Section 606 requires the DNI to brief the congressional intelligence committees and the congressional defense committees on a proposed plan and actions to monitor advances in life sciences and biotechnology to be carried out by the DNI. The Director’s plan shall include a description of the IC’s approach to leverage the organic life sciences and biotechnology expertise both within and outside the Intelligence Community; second, an assessment of the current life sciences and biotechnology portfolio, the risks of genetic editing technologies, and the implications of these advances on future biological defense and offensive operations; third, an analysis of organizational requirements and responsibilities to include potentially creating new positions. Section 606 further requires the DNI to submit to the congressional intelligence committees and the congressional defense committees on the role of the IC in the event of a terrorist safe haven abroad. Section 606 requires the DNI to brief the congressional intelligence committees on the IC’s progress in producing four feasibility studies undertaken in the course of the IC’s fundamental classification guidance review, as required under Executive Order 13526. Section 607 further requires the Director to provide the congressional intelligence committees with a briefing, interim report, and final report on the feasibility study products by key elements of the IC and an implementation plan for each initiative.

Section 608. Improvement in government classification and declassification

Section 608 assesses government classification and declassification in a digital era by requiring the DNI to review the system by which the Government classifies and declassifies national security information to improve the protection of such information, enable information sharing with allies and partners, and support appropriate declassification. Section 608 requires the DNI to submit a report with its findings and recommendations to the congressional intelligence committees. Section 608 further requires the DNI to provide an annual written notification to the congressional intelligence committees on the creation, validation, or substantial modification (to include termination) of existing and proposed controlled access programs, and the compartments and subcompartments within each. This certification shall include the rationale for each controlled access program, compartment, or subcompartment and the controlled access program is being protected.

Section 609. Report on implementation of research and development recommendations

Section 609 requires the DNI to conduct an annual briefing to the congressional intelligence committees a current assessment of the IC’s implementation of the recommendations issued in 2013 by the National Commission for the Review of the Research and Development (R&D) Programs of the IC.

Section 610. Report on Intelligence Community Research and Development Corps

Section 610 requires the DNI to develop and brief the congressional intelligence committees on a plan, with milestones and benchmarks, to implement a R&D Reserve Corps, and to include a plan for biannual briefing to the National Commission for the Review of the R&D Programs of the IC, including any funding and potential changes to existing authorities that may be needed to allow for the Corps’ implementation.

Section 611. Report on information relating to academic programs, scholarships, fellowships, and internships sponsored, administered, or used by the intelligence community

Section 611 requires the DNI to submit to congressional intelligence committees a report on information that the IC collects on certain academic programs, scholarships, and internships sponsored, administered, or used by the IC.

Section 612. Briefing on information concerning the national Technical and Security Council

Section 612 requires the DNI to submit to the congressional intelligence committees a written report concerning, for each year, the number of employees of an element of the IC who have been detailed to the National Security Council during each of the previous ten years.

Section 613. Intelligence community reporting to Congress on foreign fighter flows

Section 613 directs DNI to submit to the congressional intelligence committees a report on foreign fighter flows to and from terrorist safe havens abroad.
The funding priorities that have been floated by the Trump Administration fail this essential
test of leadership because they are irrespon-
sible, impracticable, unrealistic, and, in many
respects, insensitive or indifferent to the dele-
terious impact they will have on the lives of
real people living the real world.
They do not command majority support in
the Congress or of the public and have been
rejected in this budget.

Instead, in a stinging defeat for the Trump,
the Omnibus Budget Agreement does not fund
the immoral and unwise border wall or create
a cruel new deportation force.
Also eliminated are more than 160 Repub-
lican poison pill riders, ranging from under-
mining a woman’s right to reproductive health
to dismantling Dodd-Frank’s vital Wall Street
consumer protections.

Mr. Speaker, I am also pleased that we suc-
sceeded in securing Democratic policy priorities
and funding increases for critical nondefense
items.

This will save lives and create jobs.

Mr. Speaker, let me identify some of the im-
portant policy and funding priorities included in
this budget agreement:

1. Fully funds community development block
grants and low income housing programs in
urban and rural communities.
2. Provides level funding for the Environmental
Protection Agency so that working and low-income persons
have funds needed to enforce laws protecting
their health.
3. Fully funds before and after school programs
for the remainder of Fiscal Year 2017.

The legislation before us is an imperfect ve-
hicle for appropriations for FY 2017, but this
Omnibus Appropriations package contains
new funding for the remainder of Fiscal Year
2017 for federal agencies under the eleven re-
maining Appropriations subcommittees.
The Budget Agreement appropriates $1.070 trillion in base discretionary
budget authority, allocating $551 billion for
defense and $519 billion for nondefense in line
with the Budget Control Act’s statutory discre-
tionary spending caps, as well as $93.5 billion in
additional funding designated for Overseas
Contingency Operations (OCO).

Mr. Speaker, this budget agreement is far
from perfect, but it is a positive step since it
ensures that funding for appropriated entitle-
ments will continue at a rate maintaining pro-
gram levels under current law and prevents
congressional Republicans from shutting down
the government again and manufacturing a crisis
that only harms our economy, destroys jobs,
and weakens our middle class.
The government shutdown of 2013, which
was manufactured by the Republican majority
lasted 16 days and cost taxpayers $24 billion.
The enormous harm and disruption of the
lives of federal employees and the people they
serve, was incomparable.

As I stated, Mr. Speaker, this Omnibus
Budget Agreement is a product of goodwill
and realism, and averts a shutdown of govern-
ment operations and the disruption a shut-
down causes to the lives of millions of Ameri-
cans who depend upon federal programs to
do their jobs, educate their kids, care for their
parents, and contribute to their communities.

Our constituents look to the Congress and
the President to make responsible choices
decisions to keep the nation safe, the economy
prosperous, and to make necessary and prudent investments in education,
healthcare and research, transportation and
infrastructure, economic development,
science, the arts and humanities, and the
environment.

This is, after all, just another way of saying
that the American people expect their leaders
in Washington be guided by the Constitution’s
Preamble and pursue policies and provide
the resources that will:

“...secure the common defense, pro-
mote the general welfare, and secure the
blessings of liberty.”
In March, President Trump released a budget proposal that, if enacted, would be devastating to Oregonians, Americans, and people worldwide. Thankfully, this omnibus bill largely bypasses the President’s misguided funding recommendations, and instead focuses on making sure our federal dollars are being spent on our nation’s most pressing national priorities. It is critical that we work together to fund the grants that enable schools to do more than teach reading and math—enabling them to provide local-tailored programming and support services for students who need them most, including school-based mental health programs, drug and violence prevention programs, and well-rounded learning opportunities such as arts, music, and civics education.

This bill includes the amount necessary to fully fund this grant program, and I will continue to advocate for full funding as we consider the FY2018 spending bills.

I am also disappointed that the bill reauthorizes the Scholarships for Opportunity and Results (SOAR) grants program, which-funded vouchers for private schools in Washington, DC, despite the program’s negative outcomes for students. In fact, a study released just last week from the Department of Education showed that students who received SOAR vouchers had lower math scores than before their enrollment in the program.

Finally, I do not support yet another increase in defense spending, especially when the President has failed to outline a clear strategy for how he intends to use our powerful military around the world. With cuts to programs that protect the environment, provide consumer protections, and provide access to women’s health services, it is shortsighted to further increase our defense spending without a plan in place from the President on how he will keep our country safe.

Mr. Speaker, I would like to thank our leaders in the House for working together on this bipartisan legislation that protects many of our most vulnerable communities and restores confidence in our economy by preventing a government shutdown. It is not a perfect bill, but one that I will support. I look forward to continuing to work with my colleagues on bipartisan agreements that will keep our communities safe, support public education, protect our natural resources, and create good jobs in our 21st century economy.

The SPEAKER pro tempore. All time for debate has expired.

Pursuant to House Resolution 305, the previous question is ordered.

The question is on the motion by the gentleman from New Jersey (Mr. FRELINGHUYSEN).

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. FRELINGHUYSEN. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, this 15-minute vote on adopting the motion will be followed by 5-minute votes on:

Suspending the rules and passing H.R. 244, if ordered, and

Agreeing to the Speaker’s approval of the Journal, if ordered.

The vote was taken by electronic device, and there were—yeas 309, nays 118, not voting 4, as follows:

[Ball Roll No. 249]

YEA—309

Adams
Baca
Beatty
Benz
Bipartisan
Burke
Bush
Burgess
Bustos
Butlerfield
Byrne
Calvert
Capito
Caraballo
Carson (IN)
Carson (MD)
Carter (TX)
Carter (FL)
Chu, Judy
Cicilline
Cisneros (CA)
Claire
Clarke
Clyburn
Collins
Collomb
Collins (GA)
Collins (NY)
Collins (WA)
Comstock
Connelly
Conyers
Cook
Cooper
Costa
Costello (PA)
Coutinho
Crane
Crawford
Crist
Crooks
Cubin
Cubero
Cubin
Cummins
Curbello (FL)
David, Danny
David, Rodney
DeGette
Delaney
DelBono
DeLauro
DelBene
Demings
Denham
Dent
DeSaulnier
DeSoto
Diaz-Balart
Dingell
Dingell
Donovan
Doyle, Michael
Dunn
Engel
Emanuel
Garcia (TX)
Garecht
Gardner
Garlock
Granger
Graves (MD)
Green, Al
Green, Gene
Guckian
Hanabusa
Harper
Harner
Hastings
Heck
Heck
Herrera Beutler
Higgins (LA)
Higgins (NY)
Himes
Hoyer
Huffman
Hunzenga
Hurt
Issa
Jackson Lee
Jayapal
Jeffries
Jenkins (K)
Jenkins (WV)
Johnson (GA)
Johnson (OH)
Johnson (RI)
Joyce (OH)
Kaptur
Katz
Keating
Kelly (IL)
Kelly (MA)
Kennedy
Khanna
Kihuen
Kildee
Kilmer
Kim
King (NY)
Kinzinger
Knight
Krupan
Krumsaar
Kuster (NH)
Larsen (WA)
Larsen (CT)
Lawrence
Lawrence (FL)
Lee
Levin
Lewin
Liptak
LoBiondo
Lofgren
Lofgren
Lowey
Lucas
Luetkemeyer
Lujan Grisham,
Lujan, Ben Ray
Lynch
MacArthur
Macleod
Maloney, Carolyn B.
Maloney, Sean
Marina
Markey
Markey
Mass
McAuliffe
McDermott
McDermott
McDermott
McDonough
McDuck
McGovern
McGurk
McKeehan
McKernan
McMaster
McGovern
McGovern
McInkley
McMorris Rodgers
McNerney
McNulty
McSally
Meadows
Meeks
Meng
Mitchell
Moore
Moores
Moores
Mooney (NV)
Mooney (WV)
Mooney (WY)
Monaco
Moulton
Murphy (FL)
Murphy (PA)
Nadler
Napolitano
Neal
Nolan
Norcross
Nunes
O’Halleran
O’Rourke
Palazuelo
Palacio
Palmer
Panetta
Van Hollen
Payne
Pelosi
Pelletier
Peters
Pingree
Pocan
Polee (NC)
Polly Quigley
Raskin
Reed
Reichert
Rice (NY)
Rice (WI)
Richmond
Roley
Rogers (KY)
Rohrabacher
Rokita
Rooney, Thomas
Ros-Lehtinen
Rosen
Rosen
Roybal-Alfaier
Royce (CA)
Ruiz
Ruppersberger
Rutherford
Ryan (OH)
Ryan (WI)
Sánchez
Sarbanes
Scales
Schakowsky
Schiff
Schneider
Schneider
Scott (VA)
Scott (WV)
Scott, David
Schock
Schumer
Schumaker
Schrader
Scherder
Scott (TX)
Scott (WV)
Scott, David
Serrano
Serrano
Shea-Porter
Sherman
Shimkus
Shuster
Simpson
Simpson
Sires
Slaughter
Smith (CA)
Smith (NJ)
Smith (WA)
Smucker
Soto
Spier
Stabenik
Stivers
Suozzi
Swalwell (CA)
Takano
Taylor
Tenney
Thompson (CA)
Thompson (MS)
Thompson (PA)
Thompson, K.
Tiberi
Tigges
Tonko
Trott
Tuong
Turner
Upton
Valadao
Velasquez
Valenzuela
Vauche
Vargas
Velasco
Valenzuela
Walorski
Walorski
Watt
Wasserman Schultz
Watt
Webster
Welch
Welch
Wilson (FL)
Wilson (SC)
Womack
Woods
Young (AZ)
Young (CA)
Young (IA)
Zeldin
The SPEAKER. The question is on the motion made by the gentleman from Pennsylvania (Mr. BARLETTA) that the House suspend the rules and pass the bill, as amended.

The question was taken. The ayes have it.

So the motion to concur was agreed to.

The bill was passed, as amended.

Mr. PETERS inserted the title of the bill, as follows:

**CONGRESSIONAL RECORD — HOUSE**

Mr. FOXX stated for:

Mr. PITTENGER. Mr. Speaker, I was un-avoidably detained. Had I been present, I would have voted "aye" on rollcall No. 249.

The SPEAKER. The Chair asks that the House now observe a moment of silence in memory of Matthew McClanahan.

Mr. SPEAKER pro tempore (Mr. COLE) declared the bells to call the attention of the House to the fact that the House was now in session, and the House resolved itself into the Committee of the Whole House on the State of the Union.

The Clerk read the title of the bill, as above recorded.

A motion to reconsider was laid on the table.

The question was taken. There was no objection.

The SPEAKER. Without objection, 5-minutes voting will continue.

Mr. FRELINGHUYSEN. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER. The unfinished business is the question on suspending the rules and passing the bill (H.R. 1679) to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act concerning the statute of limitations for actions to recover disaster or emergency assistance payments, and for other purposes, as amended.

Mr. PETERSON, a pipefitter for the Archi-