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AN ACT

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2020, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Labor, Health and
5 Human Services, Education, Defense, State, Foreign Op-
6 erations, and Energy and Water Development Appropria-
7 tions Act, 2020”.

1 **DIVISION A—DEPARTMENTS OF LABOR,**
2 **HEALTH AND HUMAN SERVICES, AND**
3 **EDUCATION, AND RELATED AGENCIES**
4 **APPROPRIATIONS ACT, 2020**

5 The following sums are appropriated, out of any
6 money in the Treasury not otherwise appropriated, for the
7 Departments of Labor, Health and Human Services, and
8 Education, and related agencies for the fiscal year ending
9 September 30, 2020, and for other purposes, namely:

10 TITLE I

11 DEPARTMENT OF LABOR

12 EMPLOYMENT AND TRAINING ADMINISTRATION

13 TRAINING AND EMPLOYMENT SERVICES

14 For necessary expenses of the Workforce Innovation
15 and Opportunity Act (referred to in this Act as “WIOA”)
16 and the National Apprenticeship Act, \$3,977,615,000,
17 plus reimbursements, shall be available. Of the amounts
18 provided:

19 (1) for grants to States for adult employment
20 and training activities, youth activities, and dis-
21 located worker employment and training activities,
22 \$2,967,360,000 as follows:

23 (A) \$900,000,000 for adult employment
24 and training activities, of which \$188,000,000
25 shall be available for the period July 1, 2020

1 through June 30, 2021, and of which
2 \$712,000,000 shall be available for the period
3 October 1, 2020 through June 30, 2021;

4 (B) \$964,000,000 for youth activities,
5 which shall be available for the period April 1,
6 2020 through June 30, 2021; and

7 (C) \$1,103,360,000 for dislocated worker
8 employment and training activities, of which
9 \$243,360,000 shall be available for the period
10 July 1, 2020 through June 30, 2021, and of
11 which \$860,000,000 shall be available for the
12 period October 1, 2020 through June 30, 2021:

13 *Provided*, That the funds available for allotment to
14 outlying areas to carry out subtitle B of title I of the
15 WIOA shall not be subject to the requirements of
16 section 127(b)(1)(B)(ii) of such Act; and

17 (2) for national programs, \$1,010,255,000 as
18 follows:

19 (A) \$370,859,000 for the dislocated work-
20 ers assistance national reserve, of which
21 \$170,859,000 shall be available for the period
22 July 1, 2020 through September 30, 2021, and
23 of which \$200,000,000 shall be available for the
24 period October 1, 2020 through September 30,
25 2021: *Provided*, That funds provided to carry

1 out section 132(a)(2)(A) of the WIOA may be
2 used to provide assistance to a State for state-
3 wide or local use in order to address cases
4 where there have been worker dislocations
5 across multiple sectors or across multiple local
6 areas and such workers remain dislocated; co-
7 ordinate the State workforce development plan
8 with emerging economic development needs; and
9 train such eligible dislocated workers: *Provided*
10 *further*, That funds provided to carry out sec-
11 tions 168(b) and 169(c) of the WIOA may be
12 used for technical assistance and demonstration
13 projects, respectively, that provide assistance to
14 new entrants in the workforce and incumbent
15 workers: *Provided further*, That notwithstanding
16 section 168(b) of the WIOA, of the funds pro-
17 vided under this subparagraph, the Secretary of
18 Labor (referred to in this title as “Secretary”)
19 may reserve not more than 7 percent of such
20 funds to provide technical assistance and carry
21 out additional activities related to the transition
22 to the WIOA: *Provided further*, That of the
23 funds provided under this subparagraph,
24 \$150,000,000 shall be for training and employ-
25 ment assistance under sections 168(b), 169(c)

1 (notwithstanding the 10 percent limitation in
2 such section) and 170 of the WIOA for the pur-
3 pose of developing, offering, or improving edu-
4 cational or career training programs at commu-
5 nity colleges, defined as public institutions of
6 higher education, as described in section 101(a)
7 of the Higher Education Act and at which the
8 associate's degree is primarily the highest de-
9 gree awarded, with other eligible institutions of
10 higher education, as defined in section 101(a)
11 of the Higher Education Act, eligible to partici-
12 pate through consortia, with community colleges
13 as the lead grantee: *Provided further*, That the
14 Secretary shall follow the requirements for the
15 program in the committee report accompanying
16 this Act: *Provided further*, That any grant
17 funds used for apprenticeships shall be used to
18 support only apprenticeship programs reg-
19 istered under the National Apprenticeship Act
20 and as referred to in Section 3(7)(B) of the
21 Workforce Innovation and Opportunity Act;

22 (B) \$55,000,000 for Native American pro-
23 grams under section 166 of the WIOA, which
24 shall be available for the period July 1, 2020
25 through June 30, 2021;

1 (C) \$98,896,000 for migrant and seasonal
2 farmworker programs under section 167 of the
3 WIOA, including \$91,722,000 for formula
4 grants (of which not less than 70 percent shall
5 be for employment and training services),
6 \$6,588,000 for migrant and seasonal housing
7 (of which not less than 70 percent shall be for
8 permanent housing), and \$586,000 for other
9 discretionary purposes, which shall be available
10 for the period April 1, 2020 through June 30,
11 2021: *Provided*, That notwithstanding any
12 other provision of law or related regulation, the
13 Department of Labor shall take no action lim-
14 iting the number or proportion of eligible par-
15 ticipants receiving related assistance services or
16 discouraging grantees from providing such serv-
17 ices;

18 (D) \$127,500,000 for YouthBuild activi-
19 ties as described in section 171 of the WIOA,
20 which shall be available for the period April 1,
21 2020 through June 30, 2021;

22 (E) \$100,000,000 for ex-offender activi-
23 ties, under the authority of section 169 of the
24 WIOA, which shall be available for the period
25 April 1, 2020 through June 30, 2021: *Provided*,

1 That of this amount, \$25,000,000 shall be for
2 competitive grants to national and regional
3 intermediaries for activities that prepare young,
4 formerly incarcerated individuals, including
5 those who have dropped out of school or other
6 educational programs, with a priority for
7 projects serving high-crime, high-poverty areas;

8 (F) \$8,000,000 for the Workforce Data
9 Quality Initiative, under the authority of section
10 169 of the WIOA, which shall be available for
11 the period July 1, 2020 through June 30,
12 2021; and

13 (G) \$250,000,000, to expand opportunities
14 through apprenticeships only registered under
15 the National Apprenticeship Act and as referred
16 to in section 3(7)(B) of the WIOA, to be avail-
17 able to the Secretary to carry out activities
18 through grants, cooperative agreements, con-
19 tracts and other arrangements, with States and
20 other appropriate entities, which shall be avail-
21 able for the period July 1, 2020 through June
22 30, 2021: *Provided further*, That of the funds
23 provided to carry out this subparagraph, not
24 less than 20 percent shall be for making com-
25 petitive contracts, grants, and cooperative

1 agreements to national apprenticeship inter-
2 mediaries, not less than 20 percent shall be for
3 competitive contracts, grants, and cooperative
4 agreements to local apprenticeship inter-
5 mediaries, and not less than 50 percent shall be
6 used to fund grants to States.

7 JOB CORPS

8 (INCLUDING TRANSFER OF FUNDS)

9 To carry out subtitle C of title I of the WIOA, includ-
10 ing Federal administrative expenses, the purchase and
11 hire of passenger motor vehicles, the construction, alter-
12 ation, and repairs of buildings and other facilities, and the
13 purchase of real property for training centers as author-
14 ized by the WIOA, \$1,868,655,000, plus reimbursements,
15 as follows:

16 (1) \$1,603,325,000 for Job Corps Operations,
17 which shall be available for the period July 1, 2020
18 through June 30, 2021;

19 (2) \$233,000,000 for construction, rehabilita-
20 tion and acquisition of Job Corps Centers, which
21 shall be available for the period July 1, 2020
22 through June 30, 2023, and which may include the
23 acquisition, maintenance, and repair of major items
24 of equipment: *Provided*, That the Secretary may
25 transfer up to 15 percent of such funds to meet the

1 operational needs of such centers or to achieve ad-
2 ministrative efficiencies: *Provided further*, That any
3 funds transferred pursuant to the preceding provi-
4 sion shall not be available for obligation after June
5 30, 2021: *Provided further*, That the Committees on
6 Appropriations of the House of Representatives and
7 the Senate are notified at least 15 days in advance
8 of any transfer; and

9 (3) \$32,330,000 for necessary expenses of Job
10 Corps, which shall be available for obligation for the
11 period October 1, 2019 through September 30,
12 2020:

13 *Provided*, That no funds from any other appropriation
14 shall be used to provide meal services at or for Job Corps
15 centers.

16 COMMUNITY SERVICE EMPLOYMENT FOR OLDER
17 AMERICANS

18 To carry out title V of the Older Americans Act of
19 1965 (referred to in this Act as “OAA”), \$463,800,000,
20 which shall be available for the period April 1, 2020
21 through June 30, 2021, and may be recaptured and reobli-
22 gated in accordance with section 517(c) of the OAA.

23 FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

24 For payments during fiscal year 2020 of trade ad-
25 justment benefit payments and allowances under part I

1 of subchapter B of chapter 2 of title II of the Trade Act
2 of 1974, and section 246 of that Act; and for training,
3 employment and case management services, allowances for
4 job search and relocation, and related State administrative
5 expenses under part II of subchapter B of chapter 2 of
6 title II of the Trade Act of 1974, and including benefit
7 payments, allowances, training, employment and case
8 management services, and related State administration
9 provided pursuant to section 231(a) of the Trade Adjust-
10 ment Assistance Extension Act of 2011 and section 405(a)
11 of the Trade Preferences Extension Act of 2015,
12 \$680,000,000 together with such amounts as may be nec-
13 essary to be charged to the subsequent appropriation for
14 payments for any period subsequent to September 15,
15 2020: *Provided*, That notwithstanding section 502 of this
16 Act, any part of the appropriation provided under this
17 heading may remain available for obligation beyond the
18 current fiscal year pursuant to the authorities of section
19 245(c) of the Trade Act of 1974 (19 U.S.C. 2317(c)).

20 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT
21 SERVICE OPERATIONS

22 For authorized administrative expenses,
23 \$84,066,000, together with not to exceed \$3,381,695,000
24 which may be expended from the Employment Security

1 Administration Account in the Unemployment Trust Fund
2 (“the Trust Fund”), of which:

3 (1) \$2,618,230,000 from the Trust Fund is for
4 grants to States for the administration of State un-
5 employment insurance laws as authorized under title
6 III of the Social Security Act (including not less
7 than \$175,000,000 to carry out reemployment serv-
8 ices and eligibility assessments under section 306 of
9 such Act, any claimants of regular compensation, as
10 defined in such section, including those who are
11 profiled as most likely to exhaust their benefits, may
12 be eligible for such services and assessments: *Pro-*
13 *vided*, That of such amount, \$117,000,000 is speci-
14 fied for grants under section 306 of the Social Secu-
15 rity Act and is provided to meet the terms of section
16 251(b)(2)(E)(ii) of the Balanced Budget and Emer-
17 gency Deficit Control Act of 1985, as amended, and
18 \$58,000,000 is additional new budget authority
19 specified for purposes of section 251(b)(2)(E)(i)(II)
20 of such Act; and \$9,000,000 for continued support
21 of the Unemployment Insurance Integrity Center of
22 Excellence), the administration of unemployment in-
23 surance for Federal employees and for ex-service
24 members as authorized under 5 U.S.C. 8501–8523,
25 and the administration of trade readjustment allow-

1 ances, reemployment trade adjustment assistance,
2 and alternative trade adjustment assistance under
3 the Trade Act of 1974 and under section 231(a) of
4 the Trade Adjustment Assistance Extension Act of
5 2011 and section 405(a) of the Trade Preferences
6 Extension Act of 2015, and shall be available for ob-
7 ligation by the States through December 31, 2020,
8 except that funds used for automation shall be avail-
9 able for Federal obligation through December 31,
10 2020, and for State obligation through September
11 30, 2022, or, if the automation is being carried out
12 through consortia of States, for State obligation
13 through September 30, 2026, and for expenditure
14 through September 30, 2027, and funds for competi-
15 tive grants awarded to States for improved oper-
16 ations and to conduct in-person reemployment and
17 eligibility assessments and unemployment insurance
18 improper payment reviews and provide reemploy-
19 ment services and referrals to training, as appro-
20 priate, shall be available for Federal obligation
21 through December 31, 2020, and for obligation by
22 the States through September 30, 2022, and funds
23 for the Unemployment Insurance Integrity Center of
24 Excellence shall be available for obligation by the
25 State through September 30, 2021, and funds used

1 for unemployment insurance workloads experienced
2 through September 30, 2020 shall be available for
3 Federal obligation through December 31, 2020: *Pro-*
4 *vided further,* That of the funds available under this
5 paragraph for grants to States for administering
6 claims under State unemployment compensation
7 laws that remain unallocated at the end of the fiscal
8 year as a result of state workloads in administering
9 such claims not supporting the allocation, the Sec-
10 retary shall use such funds (other than funds speci-
11 fied for other activities in this paragraph) for sup-
12 plemental grant funding opportunities to States in
13 order to improve operations and modernize State
14 Unemployment Insurance systems and such funds
15 shall remain available for Federal obligation through
16 December 31, 2020;

17 (2) \$12,000,000 from the Trust Fund is for na-
18 tional activities necessary to support the administra-
19 tion of the Federal-State unemployment insurance
20 system;

21 (3) \$658,587,000 from the Trust Fund, to-
22 gether with \$21,413,000 from the General Fund of
23 the Treasury, is for grants to States in accordance
24 with section 6 of the Wagner-Peyser Act, and shall

1 be available for Federal obligation for the period
2 July 1, 2020 through June 30, 2021;

3 (4) \$22,318,000 from the Trust Fund is for na-
4 tional activities of the Employment Service, includ-
5 ing administration of the work opportunity tax cred-
6 it under section 51 of the Internal Revenue Code of
7 1986, and the provision of technical assistance and
8 staff training under the Wagner-Peyser Act;

9 (5) \$70,560,000 from the Trust Fund is for the
10 administration of foreign labor certifications and re-
11 lated activities under the Immigration and Nation-
12 ality Act and related laws, of which \$56,278,000
13 shall be available for the Federal administration of
14 such activities, and \$14,282,000 shall be available
15 for grants to States for the administration of such
16 activities; and

17 (6) \$62,653,000 from the General Fund is to
18 provide workforce information, national electronic
19 tools, and one-stop system building under the Wag-
20 ner-Peyser Act and shall be available for Federal ob-
21 ligation for the period July 1, 2020 through June
22 30, 2021:

23 *Provided*, That to the extent that the Average Weekly In-
24 sured Unemployment (“AWIU”) for fiscal year 2020 is
25 projected by the Department of Labor to exceed

1 1,758,000, an additional \$28,600,000 from the Trust
2 Fund shall be available for obligation for every 100,000
3 increase in the AWIU level (including a pro rata amount
4 for any increment less than 100,000) to carry out title
5 III of the Social Security Act: *Provided further*, That
6 funds appropriated in this Act that are allotted to a State
7 to carry out activities under title III of the Social Security
8 Act may be used by such State to assist other States in
9 carrying out activities under such title III if the other
10 States include areas that have suffered a major disaster
11 declared by the President under the Robert T. Stafford
12 Disaster Relief and Emergency Assistance Act: *Provided*
13 *further*, That the Secretary may use funds appropriated
14 for grants to States under title III of the Social Security
15 Act to make payments on behalf of States for the use of
16 the National Directory of New Hires under section
17 453(j)(8) of such Act: *Provided further*, That the Sec-
18 retary may use funds appropriated for grants to States
19 under title III of the Social Security Act to make pay-
20 ments on behalf of States to the entity operating the State
21 Information Data Exchange System: *Provided further*,
22 That funds appropriated in this Act which are used to es-
23 tablish a national one-stop career center system, or which
24 are used to support the national activities of the Federal-
25 State unemployment insurance, employment service, or

1 immigration programs, may be obligated in contracts,
2 grants, or agreements with States and non-State entities:
3 *Provided further*, That States awarded competitive grants
4 for improved operations under title III of the Social Secu-
5 rity Act, or awarded grants to support the national activi-
6 ties of the Federal-State unemployment insurance system,
7 may award subgrants to other States and non-State enti-
8 ties under such grants, subject to the conditions applicable
9 to the grants: *Provided further*, That funds appropriated
10 under this Act for activities authorized under title III of
11 the Social Security Act and the Wagner-Peyser Act may
12 be used by States to fund integrated Unemployment In-
13 surance and Employment Service automation efforts, not-
14 withstanding cost allocation principles prescribed under
15 the final rule entitled “Uniform Administrative Require-
16 ments, Cost Principles, and Audit Requirements for Fed-
17 eral Awards” at part 200 of title 2, Code of Federal Regu-
18 lations: *Provided further*, That the Secretary, at the re-
19 quest of a State participating in a consortium with other
20 States, may reallocate funds allotted to such State under title
21 III of the Social Security Act to other States participating
22 in the consortium or to the entity operating the Unemploy-
23 ment Insurance Information Technology Support Center
24 in order to carry out activities that benefit the administra-
25 tion of the unemployment compensation law of the State

1 making the request: *Provided further*, That the Secretary
2 may collect fees for the costs associated with additional
3 data collection, analyses, and reporting services relating
4 to the National Agricultural Workers Survey requested by
5 State and local governments, public and private institu-
6 tions of higher education, and nonprofit organizations and
7 may utilize such sums, in accordance with the provisions
8 of 29 U.S.C. 9a, for the National Agricultural Workers
9 Survey infrastructure, methodology, and data to meet the
10 information collection and reporting needs of such entities,
11 which shall be credited to this appropriation and shall re-
12 main available until September 30, 2021, for such pur-
13 poses.

14 ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND
15 OTHER FUNDS

16 For repayable advances to the Unemployment Trust
17 Fund as authorized by sections 905(d) and 1203 of the
18 Social Security Act, and to the Black Lung Disability
19 Trust Fund as authorized by section 9501(c)(1) of the In-
20 ternal Revenue Code of 1986; and for nonrepayable ad-
21 vances to the revolving fund established by section 901(e)
22 of the Social Security Act, to the Unemployment Trust
23 Fund as authorized by 5 U.S.C. 8509, and to the “Federal
24 Unemployment Benefits and Allowances” account, such

1 sums as may be necessary, which shall be available for
2 obligation through September 30, 2021.

3 PROGRAM ADMINISTRATION

4 For expenses of administering employment and train-
5 ing programs, \$108,674,000, together with not to exceed
6 \$49,982,000 which may be expended from the Employ-
7 ment Security Administration Account in the Unemploy-
8 ment Trust Fund.

9 EMPLOYEE BENEFITS SECURITY ADMINISTRATION

10 SALARIES AND EXPENSES

11 For necessary expenses for the Employee Benefits
12 Security Administration, \$183,155,000, of which up to
13 \$3,000,000 shall be made available through September 30,
14 2021, for the procurement of expert witnesses for enforce-
15 ment litigation.

16 PENSION BENEFIT GUARANTY CORPORATION

17 PENSION BENEFIT GUARANTY CORPORATION FUND

18 The Pension Benefit Guaranty Corporation (“Cor-
19 poration”) is authorized to make such expenditures, in-
20 cluding financial assistance authorized by subtitle E of
21 title IV of the Employee Retirement Income Security Act
22 of 1974, within limits of funds and borrowing authority
23 available to the Corporation, and in accord with law, and
24 to make such contracts and commitments without regard
25 to fiscal year limitations, as provided by 31 U.S.C. 9104,

1 as may be necessary in carrying out the program, includ-
2 ing associated administrative expenses, through Sep-
3 tember 30, 2020, for the Corporation: *Provided*, That
4 none of the funds available to the Corporation for fiscal
5 year 2020 shall be available for obligations for administra-
6 tive expenses in excess of \$452,858,000: *Provided further*,
7 That to the extent that the number of new plan partici-
8 pants in plans terminated by the Corporation exceeds
9 100,000 in fiscal year 2020, an amount not to exceed an
10 additional \$9,200,000 shall remain available until ex-
11 pended for obligations for administrative expenses for
12 every 20,000 additional terminated participants: *Provided*
13 *further*, That obligations in excess of the amounts provided
14 for administrative expenses in this paragraph may be in-
15 curred and shall remain available until expended for obli-
16 gation for unforeseen and extraordinary pre-termination
17 or termination expenses or extraordinary multiemployer
18 program related expenses after approval by the Office of
19 Management and Budget and notification of the Commit-
20 tees on Appropriations of the House of Representatives
21 and the Senate: *Provided further*, That to the extent the
22 Corporation's expenses exceed \$250,000 for the provision
23 of credit or identity monitoring to affected individuals
24 upon suffering a security incident or privacy breach, an
25 additional amount shall remain available until expended

1 for obligations for such expenses, not to exceed an addi-
2 tional \$100 per affected individual.

3 WAGE AND HOUR DIVISION

4 SALARIES AND EXPENSES

5 For necessary expenses for the Wage and Hour Divi-
6 sion, including reimbursement to State, Federal, and local
7 agencies and their employees for inspection services ren-
8 dered, \$298,131,000.

9 OFFICE OF LABOR-MANAGEMENT STANDARDS

10 SALARIES AND EXPENSES

11 For necessary expenses for the Office of Labor-Man-
12 agement Standards, \$40,187,000 (reduced by
13 \$4,000,000).

14 OFFICE OF FEDERAL CONTRACT COMPLIANCE

15 PROGRAMS

16 SALARIES AND EXPENSES

17 For necessary expenses for the Office of Federal Con-
18 tract Compliance Programs, \$120,000,000.

19 OFFICE OF WORKERS' COMPENSATION PROGRAMS

20 SALARIES AND EXPENSES

21 For necessary expenses for the Office of Workers'
22 Compensation Programs, \$118,609,000, together with
23 \$2,173,000 which may be expended from the Special Fund
24 in accordance with sections 39(c), 44(d), and 44(j) of the
25 Longshore and Harbor Workers' Compensation Act.

SPECIAL BENEFITS

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(INCLUDING TRANSFER OF FUNDS)

For the payment of compensation, benefits, and expenses (except administrative expenses) accruing during the current or any prior fiscal year authorized by 5 U.S.C. 81; continuation of benefits as provided for under the heading “Civilian War Benefits” in the Federal Security Agency Appropriation Act, 1947; the Employees’ Compensation Commission Appropriation Act, 1944; section 5(f) of the War Claims Act (50 U.S.C. App. 2012); obligations incurred under the War Hazards Compensation Act (42 U.S.C. 1701 et seq.); and 50 percent of the additional compensation and benefits required by section 10(h) of the Longshore and Harbor Workers’ Compensation Act, \$234,600,000, together with such amounts as may be necessary to be charged to the subsequent year appropriation for the payment of compensation and other benefits for any period subsequent to August 15 of the current year, for deposit into and to assume the attributes of the Employees’ Compensation Fund established under 5 U.S.C. 8147(a): *Provided*, That amounts appropriated may be used under 5 U.S.C. 8104 by the Secretary to reimburse an employer, who is not the employer at the time of injury, for portions of the salary of a re-employed, disabled beneficiary: *Provided further*, That balances of reimbursements

1 unobligated on September 30, 2019, shall remain available
2 until expended for the payment of compensation, benefits,
3 and expenses: *Provided further*, That in addition there
4 shall be transferred to this appropriation from the Postal
5 Service and from any other corporation or instrumentality
6 required under 5 U.S.C. 8147(c) to pay an amount for
7 its fair share of the cost of administration, such sums as
8 the Secretary determines to be the cost of administration
9 for employees of such fair share entities through Sep-
10 tember 30, 2020: *Provided further*, That of those funds
11 transferred to this account from the fair share entities to
12 pay the cost of administration of the Federal Employees'
13 Compensation Act, \$74,777,000 shall be made available
14 to the Secretary as follows:

15 (1) For enhancement and maintenance of auto-
16 mated data processing systems operations and tele-
17 communications systems, \$24,540,000;

18 (2) For automated workload processing oper-
19 ations, including document imaging, centralized mail
20 intake, and medical bill processing, \$22,968,000;

21 (3) For periodic roll disability management and
22 medical review, \$25,535,000;

23 (4) For program integrity, \$1,734,000; and

24 (5) The remaining funds shall be paid into the
25 Treasury as miscellaneous receipts:

1 *Provided further*, That the Secretary may require that any
2 person filing a notice of injury or a claim for benefits
3 under 5 U.S.C. 81, or the Longshore and Harbor Work-
4 ers' Compensation Act, provide as part of such notice and
5 claim, such identifying information (including Social Secu-
6 rity account number) as such regulations may prescribe.

7 SPECIAL BENEFITS FOR DISABLED COAL MINERS

8 For carrying out title IV of the Federal Mine Safety
9 and Health Act of 1977, as amended by Public Law 107-
10 275, \$20,970,000, to remain available until expended.

11 For making after July 31 of the current fiscal year,
12 benefit payments to individuals under title IV of such Act,
13 for costs incurred in the current fiscal year, such amounts
14 as may be necessary.

15 For making benefit payments under title IV for the
16 first quarter of fiscal year 2021, \$14,000,000, to remain
17 available until expended.

18 ADMINISTRATIVE EXPENSES, ENERGY EMPLOYEES

19 OCCUPATIONAL ILLNESS COMPENSATION FUND

20 For necessary expenses to administer the Energy
21 Employees Occupational Illness Compensation Program
22 Act, \$59,846,000, to remain available until expended: *Pro-*
23 *vided*, That the Secretary may require that any person fil-
24 ing a claim for benefits under the Act provide as part of

1 such claim such identifying information (including Social
2 Security account number) as may be prescribed.

3 BLACK LUNG DISABILITY TRUST FUND
4 (INCLUDING TRANSFER OF FUNDS)

5 Such sums as may be necessary from the Black Lung
6 Disability Trust Fund (the “Fund”), to remain available
7 until expended, for payment of all benefits authorized by
8 section 9501(d)(1), (2), (6), and (7) of the Internal Rev-
9 enue Code of 1986; and repayment of, and payment of
10 interest on advances, as authorized by section 9501(d)(4)
11 of that Act. In addition, the following amounts may be
12 expended from the Fund for fiscal year 2020 for expenses
13 of operation and administration of the Black Lung Bene-
14 fits program, as authorized by section 9501(d)(5): not to
15 exceed \$38,246,000 for transfer to the Office of Workers’
16 Compensation Programs, “Salaries and Expenses”; not to
17 exceed \$32,844,000 for transfer to Departmental Manage-
18 ment, “Salaries and Expenses”; not to exceed \$330,000
19 for transfer to Departmental Management, “Office of In-
20 spector General”; and not to exceed \$356,000 for pay-
21 ments into miscellaneous receipts for the expenses of the
22 Department of the Treasury.

1 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
2 SALARIES AND EXPENSES

3 For necessary expenses for the Occupational Safety
4 and Health Administration, \$660,908,000, including not
5 to exceed \$123,233,000 which shall be the maximum
6 amount available for grants to States under section 23(g)
7 of the Occupational Safety and Health Act (the “Act”),
8 which grants shall be no less than 50 percent of the costs
9 of State occupational safety and health programs required
10 to be incurred under plans approved by the Secretary
11 under section 18 of the Act; and, in addition, notwith-
12 standing 31 U.S.C. 3302, the Occupational Safety and
13 Health Administration may retain up to \$499,000 per fis-
14 cal year of training institute course tuition and fees, other-
15 wise authorized by law to be collected, and may utilize
16 such sums for occupational safety and health training and
17 education: *Provided*, That notwithstanding 31 U.S.C.
18 3302, the Secretary is authorized, during the fiscal year
19 ending September 30, 2020, to collect and retain fees for
20 services provided to Nationally Recognized Testing Lab-
21 oratories, and may utilize such sums, in accordance with
22 the provisions of 29 U.S.C. 9a, to administer national and
23 international laboratory recognition programs that ensure
24 the safety of equipment and products used by workers in
25 the workplace: *Provided further*, That \$12,690,000 shall

1 be available for Susan Harwood training grants, of which
2 not less than \$4,500,000 is for Susan Harwood Training
3 Capacity Building Developmental grants, as described in
4 Funding Opportunity Number SHTG–FY–16–02 (ref-
5 erenced in the notice of availability of funds published in
6 the Federal Register on May 3, 2016 (81 Fed. Reg.
7 30568)) for program activities starting not later than Sep-
8 tember 30, 2020 and lasting for a period of 12 months:
9 *Provided further*, That not more than \$3,500,000 shall be
10 for Voluntary Protection Programs.

11 MINE SAFETY AND HEALTH ADMINISTRATION

12 SALARIES AND EXPENSES

13 For necessary expenses for the Mine Safety and
14 Health Administration, \$417,290,000, including purchase
15 and bestowal of certificates and trophies in connection
16 with mine rescue and first-aid work, and the hire of pas-
17 senger motor vehicles, including up to \$2,000,000 for
18 mine rescue and recovery activities and not less than
19 \$10,537,000 for State assistance grants: *Provided*, That
20 notwithstanding 31 U.S.C. 3302, not to exceed \$750,000
21 may be collected by the National Mine Health and Safety
22 Academy for room, board, tuition, and the sale of training
23 materials, otherwise authorized by law to be collected, to
24 be available for mine safety and health education and
25 training activities: *Provided further*, That notwithstanding

1 31 U.S.C. 3302, the Mine Safety and Health Administra-
2 tion is authorized to collect and retain up to \$2,499,000
3 from fees collected for the approval and certification of
4 equipment, materials, and explosives for use in mines, and
5 may utilize such sums for such activities: *Provided further*,
6 That the Secretary is authorized to accept lands, build-
7 ings, equipment, and other contributions from public and
8 private sources and to prosecute projects in cooperation
9 with other agencies, Federal, State, or private: *Provided*
10 *further*, That the Mine Safety and Health Administration
11 is authorized to promote health and safety education and
12 training in the mining community through cooperative
13 programs with States, industry, and safety associations:
14 *Provided further*, That the Secretary is authorized to rec-
15 ognize the Joseph A. Holmes Safety Association as a prin-
16 cipal safety association and, notwithstanding any other
17 provision of law, may provide funds and, with or without
18 reimbursement, personnel, including service of Mine Safe-
19 ty and Health Administration officials as officers in local
20 chapters or in the national organization: *Provided further*,
21 That any funds available to the Department of Labor may
22 be used, with the approval of the Secretary, to provide
23 for the costs of mine rescue and survival operations in the
24 event of a major disaster.

1 BUREAU OF LABOR STATISTICS
2 SALARIES AND EXPENSES

3 For necessary expenses for the Bureau of Labor Sta-
4 tistics, including advances or reimbursements to State,
5 Federal, and local agencies and their employees for serv-
6 ices rendered, \$600,800,000 (reduced by \$1,000,000) (in-
7 creased by \$1,000,000) (increased by \$1) (reduced by \$1),
8 together with not to exceed \$65,000,000 which may be
9 expended from the Employment Security Administration
10 account in the Unemployment Trust Fund.

11 In addition, \$10,000,000 to remain available until
12 September 30, 2024, for costs associated with the physical
13 move of the Bureau of Labor Statistics' headquarters, in-
14 cluding replication of space, furniture, fixtures, equip-
15 ment, and related costs, as well as relocation of the data
16 center to a shared facility.

17 OFFICE OF DISABILITY EMPLOYMENT POLICY
18 SALARIES AND EXPENSES

19 For necessary expenses for the Office of Disability
20 Employment Policy to provide leadership, develop policy
21 and initiatives, and award grants furthering the objective
22 of eliminating barriers to the training and employment of
23 people with disabilities, \$38,500,000.

1 DEPARTMENTAL MANAGEMENT

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses for Departmental Manage-
5 ment, including the hire of three passenger motor vehicles,
6 \$382,631,000, together with not to exceed \$308,000,
7 which may be expended from the Employment Security
8 Administration account in the Unemployment Trust
9 Fund: *Provided*, That \$89,825,000 for the Bureau of
10 International Labor Affairs shall be available for obliga-
11 tion through December 31, 2020: *Provided further*, That
12 funds available to the Bureau of International Labor Af-
13 fairs may be used to administer or operate international
14 labor activities, bilateral and multilateral technical assist-
15 ance, and microfinance programs, by or through contracts,
16 grants, subgrants and other arrangements: *Provided fur-*
17 *ther*, That not more than \$53,825,000 shall be for pro-
18 grams to combat exploitative child labor internationally
19 and not less than \$36,000,000 shall be used to implement
20 model programs that address worker rights issues through
21 technical assistance in countries with which the United
22 States has free trade agreements or trade preference pro-
23 grams: *Provided further*, That \$8,040,000 shall be used
24 for program evaluation and shall be available for obliga-
25 tion through September 30, 2021: *Provided further*, That

1 funds available for program evaluation may be used to ad-
2 minister grants for the purpose of evaluation: *Provided*
3 *further*, That grants made for the purpose of evaluation
4 shall be awarded through fair and open competition: *Pro-*
5 *vided further*, That funds available for program evaluation
6 may be transferred to any other appropriate account in
7 the Department for such purpose: *Provided further*, That
8 the Committees on Appropriations of the House of Rep-
9 resentatives and the Senate are notified at least 15 days
10 in advance of any transfer: *Provided further*, That the
11 funds available to the Women's Bureau may be used for
12 grants to serve and promote the interests of women in the
13 workforce: *Provided further*, That of the amounts made
14 available to the Women's Bureau, not less than
15 \$4,994,000 shall be used for grants authorized by the
16 Women in Apprenticeship and Nontraditional Occupations
17 Act.

18 VETERANS EMPLOYMENT AND TRAINING

19 Not to exceed \$256,341,000 may be derived from the
20 Employment Security Administration account in the Un-
21 employment Trust Fund to carry out the provisions of
22 chapters 41, 42, and 43 of title 38, United States Code,
23 of which:

24 (1) \$180,000,000 is for Jobs for Veterans State
25 grants under 38 U.S.C. 4102A(b)(5) to support dis-

1 abled veterans’ outreach program specialists under
2 section 4103A of such title and local veterans’ em-
3 ployment representatives under section 4104(b) of
4 such title, and for the expenses described in section
5 4102A(b)(5)(C), which shall be available for obliga-
6 tion by the States through December 31, 2020, and
7 not to exceed 3 percent for the necessary Federal ex-
8 penditures for data systems and contract support to
9 allow for the tracking of participant and perform-
10 ance information: *Provided*, That, in addition, such
11 funds may be used to support such specialists and
12 representatives in the provision of services to
13 transitioning members of the Armed Forces who
14 have participated in the Transition Assistance Pro-
15 gram and have been identified as in need of inten-
16 sive services, to members of the Armed Forces who
17 are wounded, ill, or injured and receiving treatment
18 in military treatment facilities or warrior transition
19 units, and to the spouses or other family caregivers
20 of such wounded, ill, or injured members;

21 (2) \$29,379,000 is for carrying out the Transi-
22 tion Assistance Program under 38 U.S.C. 4113 and
23 10 U.S.C. 1144;

24 (3) \$43,548,000 is for Federal administration
25 of chapters 41, 42, and 43 of title 38, and sections

1 2021, 2021A and 2023 of title 38, United States
2 Code: *Provided*, That, up to \$500,000 may be used
3 to carry out the Hire VETS Act (division O of Pub-
4 lic Law 115–31); and

5 (4) \$3,414,000 is for the National Veterans’
6 Employment and Training Services Institute under
7 38 U.S.C. 4109:

8 *Provided*, That the Secretary may reallocate among the
9 appropriations provided under paragraphs (1) through (4)
10 above an amount not to exceed 3 percent of the appropria-
11 tion from which such reallocation is made.

12 In addition, from the General Fund of the Treasury,
13 \$60,000,000 is for carrying out programs to assist home-
14 less veterans and veterans at risk of homelessness who are
15 transitioning from certain institutions under sections
16 2021, 2021A, and 2023 of title 38, United States Code:
17 *Provided*, That notwithstanding subsections (c)(3) and (d)
18 of section 2023, the Secretary may award grants through
19 September 30, 2020, to provide services under such sec-
20 tion: *Provided further*, That services provided under sec-
21 tions 2021 or under 2021A may include, in addition to
22 services to homeless veterans described in section
23 2002(a)(1), services to veterans who were homeless at
24 some point within the 60 days prior to program entry or
25 veterans who are at risk of homelessness within the next

1 60 days, and that services provided under section 2023
2 may include, in addition to services to the individuals de-
3 scribed in subsection (e) of such section, services to vet-
4 erans recently released from incarceration who are at risk
5 of homelessness: *Provided further*, That notwithstanding
6 paragraph (3) under this heading, funds appropriated in
7 this paragraph may be used for data systems and contract
8 support to allow for the tracking of participant and per-
9 formance information: *Provided further*, That notwith-
10 standing sections 2021(e)(2) and 2021A(f)(2) of title 38,
11 United States Code, such funds shall be available for ex-
12 penditure pursuant to 31 U.S.C. 1553.

13 In addition, fees may be assessed and deposited in
14 the HIRE Vets Medallion Award Fund pursuant to sec-
15 tion 5(b) of the HIRE Vets Act, and such amounts shall
16 be available to the Secretary to carry out the HIRE Vets
17 Medallion Award Program, as authorized by such Act, and
18 shall remain available until expended: *Provided*, That such
19 sums shall be in addition to any other funds available for
20 such purposes, including funds available under paragraph
21 (3) of this heading: *Provided further*, That section 2(d)
22 of division O of the Consolidated Appropriations Act, 2017
23 (Public Law 115–31; 38 U.S.C. 4100 note) shall not
24 apply.

1 INFORMATION TECHNOLOGY MODERNIZATION

2 For necessary expenses for Department of Labor cen-
3 tralized infrastructure technology investment activities re-
4 lated to support systems and modernization, \$37,000,000,
5 which shall be available through September 30, 2021.

6 OFFICE OF INSPECTOR GENERAL

7 For salaries and expenses of the Office of Inspector
8 General in carrying out the provisions of the Inspector
9 General Act of 1978, \$90,461,000, together with not to
10 exceed \$5,660,000 which may be expended from the Em-
11 ployment Security Administration account in the Unem-
12 ployment Trust Fund.

13 GENERAL PROVISIONS

14 SEC. 101. None of the funds appropriated by this Act
15 for the Job Corps shall be used to pay the salary and bo-
16 nuses of an individual, either as direct costs or any prora-
17 tion as an indirect cost, at a rate in excess of Executive
18 Level II.

19 (TRANSFER OF FUNDS)

20 SEC. 102. Not to exceed 1 percent of any discre-
21 tionary funds (pursuant to the Balanced Budget and
22 Emergency Deficit Control Act of 1985) which are appro-
23 priated for the current fiscal year for the Department of
24 Labor in this Act may be transferred between a program,
25 project, or activity, but no such program, project, or activ-

1 ity shall be increased by more than 3 percent by any such
2 transfer: *Provided*, That the transfer authority granted by
3 this section shall be available only to meet emergency
4 needs and shall not be used to create any new program
5 or to fund any project or activity for which no funds are
6 provided in this Act: *Provided further*, That the Commit-
7 tees on Appropriations of the House of Representatives
8 and the Senate are notified at least 15 days in advance
9 of any transfer.

10 SEC. 103. In accordance with Executive Order No.
11 13126, none of the funds appropriated or otherwise made
12 available pursuant to this Act shall be obligated or ex-
13 pended for the procurement of goods mined, produced,
14 manufactured, or harvested or services rendered, in whole
15 or in part, by forced or indentured child labor in industries
16 and host countries already identified by the United States
17 Department of Labor prior to enactment of this Act.

18 SEC. 104. Except as otherwise provided in this sec-
19 tion, none of the funds made available to the Department
20 of Labor for grants under section 414(c) of the American
21 Competitiveness and Workforce Improvement Act of 1998
22 (29 U.S.C. 2916a) may be used for any purpose other
23 than competitive grants for training individuals who are
24 older than 16 years of age and are not currently enrolled
25 in school within a local educational agency in the occupa-

1 tions and industries for which employers are using H-1B
2 visas to hire foreign workers, and the related activities
3 necessary to support such training.

4 SEC. 105. None of the funds made available by this
5 Act under the heading “Employment and Training Ad-
6 ministration” shall be used by a recipient or subrecipient
7 of such funds to pay the salary and bonuses of an indi-
8 vidual, either as direct costs or indirect costs, at a rate
9 in excess of Executive Level II. This limitation shall not
10 apply to vendors providing goods and services as defined
11 in Office of Management and Budget Circular A-133.
12 Where States are recipients of such funds, States may es-
13 tablish a lower limit for salaries and bonuses of those re-
14 ceiving salaries and bonuses from subrecipients of such
15 funds, taking into account factors including the relative
16 cost-of-living in the State, the compensation levels for
17 comparable State or local government employees, and the
18 size of the organizations that administer Federal pro-
19 grams involved including Employment and Training Ad-
20 ministration programs.

21 (TRANSFER OF FUNDS)

22 SEC. 106. (a) Notwithstanding section 102, the Sec-
23 retary may transfer funds made available to the Employ-
24 ment and Training Administration by this Act, either di-
25 rectly or through a set-aside, for technical assistance serv-

1 ices to grantees to “Program Administration” when it is
2 determined that those services will be more efficiently per-
3 formed by Federal employees: *Provided*, That this section
4 shall not apply to section 171 of the WIOA.

5 (b) Notwithstanding section 102, the Secretary may
6 transfer not more than 0.5 percent of each discretionary
7 appropriation made available to the Employment and
8 Training Administration by this Act to “Program Admin-
9 istration” in order to carry out program integrity activities
10 relating to any of the programs or activities that are fund-
11 ed under any such discretionary appropriations: *Provided*,
12 That notwithstanding section 102 and the preceding pro-
13 viso, the Secretary may transfer not more than 0.5 percent
14 of funds made available in paragraphs (1) and (2) of the
15 “Office of Job Corps” account to paragraph (3) of such
16 account to carry out program integrity activities related
17 to the Job Corps program: *Provided further*, That funds
18 transferred under the authority provided by this sub-
19 section shall be available for obligation through September
20 30, 2021.

21 (TRANSFER OF FUNDS)

22 SEC. 107. (a) The Secretary may reserve not more
23 than 0.75 percent from each appropriation made available
24 in this Act identified in subsection (b) in order to carry
25 out evaluations of any of the programs or activities that

1 are funded under such accounts. Any funds reserved under
2 this section shall be transferred to “Departmental Man-
3 agement” for use by the Office of the Chief Evaluation
4 Officer within the Department of Labor, and shall be
5 available for obligation through September 30, 2021: *Pro-*
6 *vided*, That such funds shall only be available if the Chief
7 Evaluation Officer of the Department of Labor submits
8 a plan to the Committees on Appropriations of the House
9 of Representatives and the Senate describing the evalua-
10 tions to be carried out 15 days in advance of any transfer.

11 (b) The accounts referred to in subsection (a) are:
12 “Training and Employment Services”, “Job Corps”,
13 “Community Service Employment for Older Americans”,
14 “State Unemployment Insurance and Employment Service
15 Operations”, “Employee Benefits Security Administra-
16 tion”, “Office of Workers’ Compensation Programs”,
17 “Wage and Hour Division”, “Office of Federal Contract
18 Compliance Programs”, “Office of Labor Management
19 Standards”, “Occupational Safety and Health Adminis-
20 tration”, “Mine Safety and Health Administration”, “Of-
21 fice of Disability Employment Policy”, funding made
22 available to the “Bureau of International Labor Affairs”
23 and “Women’s Bureau” within the “Departmental Man-
24 agement, Salaries and Expenses” account, and “Veterans
25 Employment and Training”.

1 SEC. 108. Notwithstanding any other provision of
2 law, the Secretary may furnish through grants, coopera-
3 tive agreements, contracts, and other arrangements, up to
4 \$2,000,000 of excess personal property, at a value deter-
5 mined by the Secretary, to apprenticeship programs for
6 the purpose of training apprentices in those programs.

7 SEC. 109. Funds made available in prior Acts under
8 the heading “Department of Labor—Employment and
9 Training Administration—State Unemployment Insur-
10 ance and Employment Service Operations” for fiscal years
11 2015 through 2019 for automation acquisitions that are
12 being carried out through consortia of States shall be
13 available for expenditure for 6 fiscal years after the final
14 fiscal year that such funds are available to incur new obli-
15 gations.

16 SEC. 110. (a) The Act entitled “An Act to create a
17 Department of Labor”, approved March 4, 1913 (37 Stat.
18 736, chapter 141) shall be applied as if the following text
19 is part of such Act:

20 “(a) IN GENERAL.—The Secretary of Labor is au-
21 thorized to employ law enforcement officers or special
22 agents to—

23 “(1) provide protection for the Secretary of
24 Labor during the workday of the Secretary and dur-
25 ing any activity that is preliminary or postliminary

1 to the performance of official duties by the Sec-
2 retary;

3 “(2) provide protection, incidental to the protec-
4 tion provided to the Secretary, to a member of the
5 immediate family of the Secretary who is partici-
6 pating in an activity or event relating to the official
7 duties of the Secretary;

8 “(3) provide continuous protection to the Sec-
9 retary (including during periods not described in
10 paragraph (1)) and to the members of the imme-
11 diate family of the Secretary if there is a unique and
12 articulable threat of physical harm, in accordance
13 with guidelines established by the Secretary; and

14 “(4) provide protection to the Deputy Secretary
15 of Labor or another senior officer representing the
16 Secretary of Labor at a public event if there is a
17 unique and articulable threat of physical harm, in
18 accordance with guidelines established by the Sec-
19 retary.

20 “(b) AUTHORITIES.—The Secretary of Labor may
21 authorize a law enforcement officer or special agent em-
22 ployed under subsection (a), for the purpose of performing
23 the duties authorized under subsection (a), to—

24 “(1) carry firearms;

1 “(2) make arrests without a warrant for any of-
2 fense against the United States committed in the
3 presence of such officer or special agent;

4 “(3) perform protective intelligence work, in-
5 cluding identifying and mitigating potential threats
6 and conducting advance work to review security mat-
7 ters relating to sites and events;

8 “(4) coordinate with local law enforcement
9 agencies; and

10 “(5) initiate criminal and other investigations
11 into potential threats to the security of the Sec-
12 retary, in coordination with the Inspector General of
13 the Department of Labor.

14 “(c) COMPLIANCE WITH GUIDELINES.—A law en-
15 forcement officer or special agent employed under sub-
16 section (a) shall exercise any authority provided under this
17 section in accordance with any—

18 “(1) guidelines issued by the Attorney General;
19 and

20 “(2) guidelines prescribed by the Secretary of
21 Labor.”.

22 (b) This section shall be effective on the date of en-
23 actment of this Act.

24 SEC. 111. The Secretary is authorized to dispose of
25 or divest, by any means the Secretary determines appro-

1 p r i a t e , i n c l u d i n g a n a g r e e m e n t o r p a r t n e r s h i p t o c o n s t r u c t
2 a n e w J o b C o r p s c e n t e r , a l l o r a p o r t i o n o f t h e r e a l p r o p -
3 e r t y o n w h i c h t h e T r e a s u r e I s l a n d J o b C o r p s C e n t e r i s
4 s i t u a t e d . A n y s a l e o r o t h e r d i s p o s i t i o n w i l l n o t b e s u b j e c t
5 t o a n y r e q u i r e m e n t o f a n y F e d e r a l l a w o r r e g u l a t i o n r e l a t -
6 i n g t o t h e d i s p o s i t i o n o f F e d e r a l r e a l p r o p e r t y , i n c l u d i n g
7 b u t n o t l i m i t e d t o s u b c h a p t e r I I I o f c h a p t e r 5 o f t i t l e 4 0
8 o f t h e U n i t e d S t a t e s C o d e a n d s u b c h a p t e r V o f c h a p t e r
9 1 1 9 o f t i t l e 4 2 o f t h e U n i t e d S t a t e s C o d e . T h e n e t p r o -
1 0 c e e d s o f s u c h a s a l e s h a l l b e t r a n s f e r r e d t o t h e S e c r e t a r y ,
1 1 w h i c h s h a l l b e a v a i l a b l e u n t i l e x p e n d e d t o c a r r y o u t t h e
1 2 J o b C o r p s P r o g r a m o n T r e a s u r e I s l a n d .

1 3 S E C . 1 1 2 . N o t w i t h s t a n d i n g t h e F e d e r a l A s s e t s S a l e
1 4 a n d T r a n s f e r A c t o f 2 0 1 6 (P u b l i c L a w 1 1 4 - 2 8 7) , t h e p r o -
1 5 c e e d s f r o m t h e s a l e o f a n y J o b C o r p s f a c i l i t y u n d e r s u c h
1 6 A c t s h a l l b e t r a n s f e r r e d t o t h e S e c r e t a r y p u r s u a n t t o s e c -
1 7 t i o n 1 5 8 (g) o f t h e W I O A .

1 8 T h i s t i t l e m a y b e c i t e d a s t h e “ D e p a r t m e n t o f L a b o r
1 9 A p p r o p r i a t i o n s A c t , 2 0 2 0 ” .

1 TITLE II
2 DEPARTMENT OF HEALTH AND HUMAN
3 SERVICES
4 HEALTH RESOURCES AND SERVICES ADMINISTRATION
5 PRIMARY HEALTH CARE

6 For carrying out titles II and III of the Public Health
7 Service Act (referred to in this Act as the “PHS Act”) *with respect to primary health care and the Native Hawaiian Health Care Act of 1988, \$1,676,522,000 (increased by \$5,000,000):* *Provided, That no more than \$1,000,000 shall be available until expended for carrying out the provisions of section 224(o) of the PHS Act: Provided further,*
13 *That no more than \$120,000,000 shall be available until expended for carrying out subsections (g) through (n) and (q) of section 224 of the PHS Act, and for expenses incurred by the Department of Health and Human Services (referred to in this Act as “HHS”) pertaining to administrative claims made under such law.*

19 HEALTH WORKFORCE
20 For carrying out titles III, VII, and VIII of the PHS
21 Act with respect to the health workforce, sections 1128E
22 and 1921 of the Social Security Act, and the Health Care
23 Quality Improvement Act of 1986, \$1,244,942,000 (reduced by \$1) (increased by \$1) (increased by \$5,000,000):
25 *Provided, That sections 751(j)(2) and 762(k) of the PHS*

1 Act and the proportional funding amounts in paragraphs
2 (1) through (4) of section 756(f) of the PHS Act shall
3 not apply to funds made available under this heading: *Pro-*
4 *vided further*, That for any program operating under sec-
5 tion 751 of the PHS Act on or before January 1, 2009,
6 the Secretary of Health and Human Services (referred to
7 in this title as the “Secretary”) may hereafter waive any
8 of the requirements contained in sections 751(d)(2)(A)
9 and 751(d)(2)(B) of such Act for the full project period
10 of a grant under such section: *Provided further*, That no
11 funds shall be available for section 340G–1 of the PHS
12 Act: *Provided further*, That fees collected for the disclosure
13 of information under section 427(b) of the Health Care
14 Quality Improvement Act of 1986 and sections
15 1128E(d)(2) and 1921 of the Social Security Act shall be
16 sufficient to recover the full costs of operating the pro-
17 grams authorized by such sections and shall remain avail-
18 able until expended for the National Practitioner Data
19 Bank: *Provided further*, That funds transferred to this ac-
20 count to carry out section 846 and subpart 3 of part D
21 of title III of the PHS Act may be used to make prior
22 year adjustments to awards made under such section and
23 subpart: *Provided further*, That \$120,000,000 shall re-
24 main available until expended for the purposes of pro-
25 viding primary health services, assigning National Health

1 Service Corps (“NHSC”) members to expand the delivery
2 of substance use disorder treatment services, notwith-
3 standing the assignment priorities and limitations under
4 sections 333(a)(1)(D), 333(b), and 333A(a)(1)(B)(ii) of
5 the PHS Act, and making payments under the NHSC
6 Loan Repayment Program under section 338B of such
7 Act: *Provided further*, That, within the amount made
8 available in the previous proviso, \$15,000,000 shall re-
9 main available until expended for the purposes of making
10 payments under the NHSC Loan Repayment Program
11 under section 338B of the PHS Act to individuals partici-
12 pating in such program who provide primary health serv-
13 ices in Indian Health Service facilities, Tribally-Operated
14 638 Health Programs, and Urban Indian Health Pro-
15 grams (as those terms are defined by the Secretary), not-
16 withstanding the assignment priorities and limitations
17 under section 333(b) of such Act: *Provided further*, That
18 for purposes of the previous two provisos, section
19 331(a)(3)(D) of the PHS Act shall be applied as if the
20 term “primary health services” includes clinical substance
21 use disorder treatment services, including those provided
22 by masters level, licensed substance use disorder treat-
23 ment counselors: *Provided further*, That of the funds made
24 available under this heading, \$20,000,000 shall be avail-
25 able to make grants to establish or expand optional com-

1 munity-based nurse practitioner fellowship programs that
2 are accredited or in the accreditation process, with a pref-
3 erence for those in Federally Qualified Health Centers, for
4 practicing postgraduate nurse practitioners in primary
5 care or behavioral health.

6 Of the funds made available under this heading,
7 \$40,000,000 shall remain available until expended for
8 grants to public institutions of higher education to expand
9 or support graduate education for physicians provided by
10 such institutions: *Provided*, That, in awarding such
11 grants, the Secretary shall give priority to public institu-
12 tions of higher education located in States with a projected
13 primary care provider shortage in 2025, as determined by
14 the Secretary: *Provided further*, That grants so awarded
15 are limited to such public institutions of higher education
16 in States in the top quintile of States with a projected
17 primary care provider shortage in 2025, as determined by
18 the Secretary: *Provided further*, That the minimum
19 amount of a grant so awarded to such an institution shall
20 be not less than \$1,000,000 per year: *Provided further*,
21 That such a grant may be awarded for a period not to
22 exceed 5 years: *Provided further*, That such a grant award-
23 ed with respect to a year to such an institution shall be
24 subject to a matching requirement of non-Federal funds
25 in an amount that is not less than 10 percent of the total

1 amount of Federal funds provided in the grant to such
2 institution with respect to such year.

3 MATERNAL AND CHILD HEALTH

4 For carrying out titles III, XI, XII, and XIX of the
5 PHS Act with respect to maternal and child health, title
6 V of the Social Security Act, \$972,751,000 (increased by
7 \$7,000,000): *Provided*, That notwithstanding sections
8 502(a)(1) and 502(b)(1) of the Social Security Act, not
9 more than \$119,593,000 (increased by \$7,000,000) shall
10 be available for carrying out special projects of regional
11 and national significance pursuant to section 501(a)(2) of
12 such Act and \$10,276,000 shall be available for projects
13 described in subparagraphs (A) through (F) of section
14 501(a)(3) of such Act.

15 RYAN WHITE HIV/AIDS PROGRAM

16 For carrying out title XXVI of the PHS Act with
17 respect to the Ryan White HIV/AIDS program,
18 \$2,435,157,000, of which \$2,009,200,000 shall remain
19 available to the Secretary through September 30, 2022,
20 for parts A and B of title XXVI of the PHS Act, and
21 of which not less than \$912,017,000 shall be for State
22 AIDS Drug Assistance Programs under the authority of
23 section 2616 or 311(c) of such Act: *Provided*, That of the
24 funds made available under this heading, \$175,000,000
25 shall be for the Minority AIDS Initiative under section

1 2693 of such Act, of which \$56,664,000 shall be allocated
2 under subsection (b)(2)(A) of such section and
3 \$74,376,000 shall be allocated under subsection (b)(2)(C)
4 of such section: *Provided further*, That of the funds made
5 available under this heading, \$70,000,000, to remain
6 available until expended, shall be available to the Secretary
7 for carrying out a program of grants and contracts under
8 title XXVI or section 311(c) of such Act focused on ending
9 the nationwide HIV/AIDS epidemic, with any grants
10 issued under such section 311(c) administered in conjunc-
11 tion with title XXVI of the PHS Act, including the limita-
12 tion on administrative expenses.

13 HEALTH CARE SYSTEMS

14 For carrying out titles III and XII of the PHS Act
15 with respect to health care systems, and the Stem Cell
16 Therapeutic and Research Act of 2005, \$123,693,000, of
17 which \$122,000 shall be available until expended for facili-
18 ties renovations at the Gillis W. Long Hansen's Disease
19 Center.

20 RURAL HEALTH

21 For carrying out titles III and IV of the PHS Act
22 with respect to rural health, section 427(a) of the Federal
23 Coal Mine Health and Safety Act of 1969, and sections
24 711 and 1820 of the Social Security Act, \$317,794,000
25 (increased by \$1,000,000), of which \$59,000,000 from

1 general revenues, notwithstanding section 1820(j) of the
2 Social Security Act, shall be available for carrying out the
3 Medicare rural hospital flexibility grants program: *Pro-*
4 *vided*, That of the funds made available under this heading
5 for Medicare rural hospital flexibility grants, \$19,942,000
6 shall be available for the Small Rural Hospital Improve-
7 ment Grant Program for quality improvement and adop-
8 tion of health information technology and up to
9 \$1,000,000 shall be to carry out section 1820(g)(6) of the
10 Social Security Act, with funds provided for grants under
11 section 1820(g)(6) available for the purchase and imple-
12 mentation of telehealth services, including pilots and dem-
13 onstrations on the use of electronic health records to co-
14 ordinate rural veterans care between rural providers and
15 the Department of Veterans Affairs electronic health
16 record system: *Provided further*, That notwithstanding
17 section 338J(k) of the PHS Act, \$12,500,000 shall be
18 available for State Offices of Rural Health: *Provided fur-*
19 *ther*, That \$10,000,000 shall remain available through
20 September 30, 2022, to support the Rural Residency De-
21 velopment Program.

22 FAMILY PLANNING

23 For carrying out the program under title X of the
24 PHS Act to provide for voluntary family planning
25 projects, \$400,000,000: *Provided*, That the Secretary shall

1 carry out section 1001 of the PHS Act solely in accord-
2 ance with any regulations or other conditions or instruc-
3 tions established by the Secretary pursuant to the author-
4 ity under section 1006 of the PHS Act that applied as
5 of January 18, 2017, to grants and contracts awarded
6 under section 1001 of the PHS Act: *Provided further*,
7 That amounts provided to said projects under such title
8 shall not be expended for abortions, that all pregnancy
9 counseling shall be nondirective, and that such amounts
10 shall not be expended for any activity (including the publi-
11 cation or distribution of literature) that in any way tends
12 to promote public support or opposition to any legislative
13 proposal or candidate for public office.

14 PROGRAM MANAGEMENT

15 For program support in the Health Resources and
16 Services Administration, \$155,250,000 (reduced by
17 \$7,000,000) (reduced by \$1,000,000) (increased by
18 \$1,000,000) (increased by \$1,000,000): *Provided*, That
19 funds made available under this heading may be used to
20 supplement program support funding provided under the
21 headings “Primary Health Care”, “Health Workforce”,
22 “Maternal and Child Health”, “Ryan White HIV/AIDS
23 Program”, “Health Care Systems”, and “Rural Health”.

1 VACCINE INJURY COMPENSATION PROGRAM TRUST FUND

2 For payments from the Vaccine Injury Compensation
3 Program Trust Fund (the “Trust Fund”), such sums as
4 may be necessary for claims associated with vaccine-re-
5 lated injury or death with respect to vaccines administered
6 after September 30, 1988, pursuant to subtitle 2 of title
7 XXI of the PHS Act, to remain available until expended:
8 *Provided*, That for necessary administrative expenses, not
9 to exceed \$11,200,000 shall be available from the Trust
10 Fund to the Secretary.

11 CENTERS FOR DISEASE CONTROL AND PREVENTION

12 IMMUNIZATION AND RESPIRATORY DISEASES

13 For carrying out titles II, III, XVII, and XXI, and
14 section 2821 of the PHS Act, titles II and IV of the Immi-
15 gration and Nationality Act, and section 501 of the Ref-
16 ugee Education Assistance Act, with respect to immuniza-
17 tion and respiratory diseases, \$499,758,000.

18 HIV/AIDS, VIRAL HEPATITIS, SEXUALLY TRANSMITTED

19 DISEASES, AND TUBERCULOSIS PREVENTION

20 For carrying out titles II, III, XVII, and XXIII of
21 the PHS Act with respect to HIV/AIDS, viral hepatitis,
22 sexually transmitted diseases, and tuberculosis prevention,
23 \$1,335,197,000 (increased by \$15,000,000).

1 EMERGING AND ZONOTIC INFECTIOUS DISEASES

2 For carrying out titles II, III, and XVII, and section
3 2821 of the PHS Act, titles II and IV of the Immigration
4 and Nationality Act, and section 501 of the Refugee Edu-
5 cation Assistance Act, with respect to emerging and
6 zoonotic infectious diseases, \$592,622,000 (increased by
7 \$1,000,000) (increased by \$1,000,000): *Provided*, That of
8 the funds made available under this heading to pay for
9 the transportation, medical care, treatment, and other re-
10 lated costs of persons quarantined or isolated under Fed-
11 eral or State quarantine law, up to \$1,000,000 shall re-
12 main available until expended.

13 CHRONIC DISEASE PREVENTION AND HEALTH

14 PROMOTION

15 For carrying out titles II, III, XI, XV, XVII, and
16 XIX of the PHS Act with respect to chronic disease pre-
17 vention and health promotion, \$1,080,121,000 (increased
18 by \$500,000) (increased by \$3,000,000): *Provided*, That
19 funds made available under this heading may be available
20 for making grants under section 1509 of the PHS Act
21 for not less than 21 States, tribes, or tribal organizations:
22 *Provided further*, That of the funds made available under
23 this heading, \$15,000,000 shall be available to continue
24 and expand community specific extension and outreach
25 programs to combat obesity in counties with the highest

1 levels of obesity: *Provided further*, That the proportional
2 funding requirements under section 1503(a) of the PHS
3 Act shall not apply to funds made available under this
4 heading.

5 BIRTH DEFECTS, DEVELOPMENTAL DISABILITIES,
6 DISABILITIES AND HEALTH

7 For carrying out titles II, III, XI, and XVII of the
8 PHS Act with respect to birth defects, developmental dis-
9 abilities, disabilities and health, \$161,560,000 (increased
10 by \$2,000,000) (increased by \$2,000,000).

11 PUBLIC HEALTH SCIENTIFIC SERVICES

12 For carrying out titles II, III, and XVII of the PHS
13 Act with respect to health statistics, surveillance, health
14 informatics, and workforce development, \$603,897,000.

15 ENVIRONMENTAL HEALTH

16 For carrying out titles II, III, and XVII of the PHS
17 Act with respect to environmental health, \$226,350,000.

18 INJURY PREVENTION AND CONTROL

19 For carrying out titles II, III, and XVII of the PHS
20 Act with respect to injury prevention and control,
21 \$697,559,000 (increased by \$4,500,000) (increased by
22 \$5,570,000) (reduced by \$5,000,000) (increased by
23 \$5,000,000) (increased by \$2,000,000), of which
24 \$25,000,000 is provided for firearm injury and mortality
25 prevention research.

1 NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND
2 HEALTH

3 For carrying out titles II, III, and XVII of the PHS
4 Act, sections 101, 102, 103, 201, 202, 203, 301, and 501
5 of the Federal Mine Safety and Health Act, section 13
6 of the Mine Improvement and New Emergency Response
7 Act, and sections 20, 21, and 22 of the Occupational Safe-
8 ty and Health Act, with respect to occupational safety and
9 health, \$346,300,000 (increased by \$900,000).

10 ENERGY EMPLOYEES OCCUPATIONAL ILLNESS
11 COMPENSATION PROGRAM

12 For necessary expenses to administer the Energy
13 Employees Occupational Illness Compensation Program
14 Act, \$55,358,000, to remain available until expended: *Pro-*
15 *vided*, That this amount shall be available consistent with
16 the provision regarding administrative expenses in section
17 151(b) of division B, title I of Public Law 106–554.

18 GLOBAL HEALTH

19 For carrying out titles II, III, and XVII of the PHS
20 Act with respect to global health, \$523,621,000, of which:
21 (1) \$128,421,000 shall remain available through Sep-
22 tember 30, 2021, for international HIV/AIDS; and (2)
23 \$99,762,000 shall be available for global public health pro-
24 tection: *Provided*, That funds may be used for purchase

1 and insurance of official motor vehicles in foreign coun-
2 tries.

3 PUBLIC HEALTH PREPAREDNESS AND RESPONSE

4 For carrying out titles II, III, and XVII of the PHS
5 Act with respect to public health preparedness and re-
6 sponse, and for expenses necessary to support activities
7 related to countering potential biological, nuclear, radio-
8 logical, and chemical threats to civilian populations,
9 \$880,200,000: *Provided*, That the Director of the Centers
10 for Disease Control and Prevention (referred to in this
11 title as “CDC”) or the Administrator of the Agency for
12 Toxic Substances and Disease Registry may detail staff
13 without reimbursement for up to 180 days to support an
14 activation of the CDC Emergency Operations Center, so
15 long as the Director or Administrator, as applicable, pro-
16 vides a notice to the Committees on Appropriations of the
17 House of Representatives and the Senate within 15 days
18 of the use of this authority and a full report within 30
19 days after use of this authority which includes the number
20 of staff and funding level broken down by the originating
21 center and number of days detailed.

22 BUILDINGS AND FACILITIES

23 (INCLUDING TRANSFER OF FUNDS)

24 For acquisition of real property, equipment, construc-
25 tion, installation, demolition, and renovation of facilities,

1 \$30,000,000, which shall remain available until September
2 30, 2024: *Provided*, That in addition to the amount pro-
3 vided, for a new CDC research support building and all
4 related material handling, utility, transportation, and per-
5 sonnel support infrastructure at the Chamblee campus, in-
6 cluding necessary acquisition of real property, equipment,
7 construction, demolition, installation, activation, renova-
8 tion, and improvements, \$225,000,000, which shall be de-
9 rived by transfer from the Fund established by Public Law
10 110–161, division G, title II, section 223 and shall remain
11 available until September 30, 2024: *Provided further*, That
12 funds previously set aside by CDC for repair and upgrade
13 of the Lake Lynn Experimental Mine and Laboratory
14 shall be used to acquire a replacement mine safety re-
15 search facility: *Provided further*, That in addition, the
16 prior year unobligated balance of any amounts assigned
17 to former employees in accounts of CDC made available
18 for Individual Learning Accounts shall be credited to and
19 merged with the amounts made available under this head-
20 ing to support the replacement of the mine safety research
21 facility.

22 CDC-WIDE ACTIVITIES AND PROGRAM SUPPORT

23 (INCLUDING TRANSFER OF FUNDS)

24 For carrying out titles II, III, XVII and XIX, and
25 section 2821 of the PHS Act and for cross-cutting activi-

1 ties and program support for activities funded in other
2 appropriations included in this Act for the Centers for
3 Disease Control and Prevention, \$163,570,000 (reduced
4 by \$500,000), of which up to \$10,000,000 (reduced by
5 \$500,000) may be transferred to the reserve of the Work-
6 ing Capital Fund authorized under this heading in division
7 F of Public Law 112-74: *Provided*, That paragraphs (1)
8 through (3) of subsection (b) of section 2821 of the PHS
9 Act shall not apply to funds appropriated under this head-
10 ing and in all other accounts of the CDC: *Provided further*,
11 That of the amounts made available under this heading,
12 \$50,000,000 shall be transferred to and merged with the
13 Infectious Diseases Rapid Response Reserve Fund estab-
14 lished by section 231 of division B of Public Law 115-
15 245: *Provided further*, That any funds made available by
16 this Act to the Centers for Disease Control and Prevention
17 may be used to support the purchase, hire, maintenance,
18 and operation of an aircraft for use and support of the
19 activities of CDC: *Provided further*, That employees of
20 CDC or the Public Health Service, both civilian and com-
21 missioned officers, detailed to States, municipalities, or
22 other organizations under authority of section 214 of the
23 PHS Act, or in overseas assignments, shall be treated as
24 non-Federal employees for reporting purposes only and
25 shall not be included within any personnel ceiling applica-

1 ble to the Agency, Service, or HHS during the period of
2 detail or assignment: *Provided further*, That CDC may use
3 up to \$10,000 from amounts appropriated to CDC in this
4 Act for official reception and representation expenses
5 when specifically approved by the Director of CDC: *Pro-*
6 *vided further*, That in addition, such sums as may be de-
7 rived from authorized user fees, which shall be credited
8 to the appropriation charged with the cost thereof: *Pro-*
9 *vided further*, That with respect to the previous proviso,
10 authorized user fees from the Vessel Sanitation Program
11 and the Respirator Certification Program shall be avail-
12 able through September 30, 2021.

13 NATIONAL INSTITUTES OF HEALTH

14 NATIONAL CANCER INSTITUTE

15 For carrying out section 301 and title IV of the PHS
16 Act with respect to cancer, \$6,249,165,000 (reduced by
17 \$1,000,000) (increased by \$1,000,000), of which up to
18 \$30,000,000 may be used for facilities repairs and im-
19 provements at the National Cancer Institute—Frederick
20 Federally Funded Research and Development Center in
21 Frederick, Maryland.

22 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

23 For carrying out section 301 and title IV of the PHS
24 Act with respect to cardiovascular, lung, and blood dis-
25 eases, and blood and blood products, \$3,658,822,000.

1 NATIONAL INSTITUTE OF DENTAL AND CRANIOFACIAL
2 RESEARCH

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to dental and craniofacial diseases,
5 \$484,350,000.

6 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND
7 KIDNEY DISEASES

8 For carrying out section 301 and title IV of the PHS
9 Act with respect to diabetes and digestive and kidney dis-
10 ease, \$2,129,027,000 (reduced by \$10,000,000) (in-
11 creased by \$10,000,000).

12 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS
13 AND STROKE

14 For carrying out section 301 and title IV of the PHS
15 Act with respect to neurological disorders and stroke,
16 \$2,315,571,000.

17 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS
18 DISEASES

19 For carrying out section 301 and title IV of the PHS
20 Act with respect to allergy and infectious diseases,
21 \$5,808,268,000 (increased by \$3,000,000).

22 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

23 For carrying out section 301 and title IV of the PHS
24 Act with respect to general medical sciences,
25 \$3,033,183,000, of which \$1,146,821,000 shall be from

1 funds available under section 241 of the PHS Act: *Pro-*
2 *vided*, That not less than \$381,573,000 is provided for
3 the Institutional Development Awards program.

4 EUNICE KENNEDY SHRIVER NATIONAL INSTITUTE OF
5 CHILD HEALTH AND HUMAN DEVELOPMENT

6 For carrying out section 301 and title IV of the PHS
7 Act with respect to child health and human development,
8 \$1,580,084,000.

9 NATIONAL EYE INSTITUTE

10 For carrying out section 301 and title IV of the PHS
11 Act with respect to eye diseases and visual disorders,
12 \$835,465,000.

13 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
14 SCIENCES

15 For carrying out section 301 and title IV of the PHS
16 Act with respect to environmental health sciences,
17 \$812,570,000 (reduced by \$6,250,000) (increased by
18 \$6,250,000).

19 NATIONAL INSTITUTE ON AGING

20 For carrying out section 301 and title IV of the PHS
21 Act with respect to aging, \$3,286,107,000 (increased by
22 \$70,000,000).

1 NATIONAL INSTITUTE OF ARTHRITIS AND
2 MUSCULOSKELETAL AND SKIN DISEASES

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to arthritis and musculoskeletal and skin
5 diseases, \$634,637,000.

6 NATIONAL INSTITUTE ON DEAFNESS AND OTHER
7 COMMUNICATION DISORDERS

8 For carrying out section 301 and title IV of the PHS
9 Act with respect to deafness and other communication dis-
10 orders, \$497,590,000.

11 NATIONAL INSTITUTE OF NURSING RESEARCH

12 For carrying out section 301 and title IV of the PHS
13 Act with respect to nursing research, \$170,958,000.

14 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND
15 ALCOHOLISM

16 For carrying out section 301 and title IV of the PHS
17 Act with respect to alcohol abuse and alcoholism,
18 \$551,278,000.

19 NATIONAL INSTITUTE ON DRUG ABUSE

20 For carrying out section 301 and title IV of the PHS
21 Act with respect to drug abuse, \$1,489,237,000.

22 NATIONAL INSTITUTE OF MENTAL HEALTH

23 For carrying out section 301 and title IV of the PHS
24 Act with respect to mental health, \$1,891,704,000.

1 NATIONAL HUMAN GENOME RESEARCH INSTITUTE

2 For carrying out section 301 and title IV of the PHS
3 Act with respect to human genome research,
4 \$603,710,000.

5 NATIONAL INSTITUTE OF BIOMEDICAL IMAGING AND
6 BIOENGINEERING

7 For carrying out section 301 and title IV of the PHS
8 Act with respect to biomedical imaging and bioengineering
9 research, \$408,498,000.

10 NATIONAL CENTER FOR COMPLEMENTARY AND
11 INTEGRATIVE HEALTH

12 For carrying out section 301 and title IV of the PHS
13 Act with respect to complementary and integrative health,
14 \$153,632,000.

15 NATIONAL INSTITUTE ON MINORITY HEALTH AND
16 HEALTH DISPARITIES

17 For carrying out section 301 and title IV of the PHS
18 Act with respect to minority health and health disparities
19 research, \$341,244,000.

20 JOHN E. FOGARTY INTERNATIONAL CENTER

21 For carrying out the activities of the John E. Fogarty
22 International Center (described in subpart 2 of part E of
23 title IV of the PHS Act), \$84,926,000.

1 NATIONAL LIBRARY OF MEDICINE

2 For carrying out section 301 and title IV of the PHS
3 Act with respect to health information communications,
4 \$463,599,000: *Provided*, That of the amounts available for
5 improvement of information systems, \$4,000,000 shall be
6 available until September 30, 2021: *Provided further*, That
7 in fiscal year 2020, the National Library of Medicine may
8 enter into personal services contracts for the provision of
9 services in facilities owned, operated, or constructed under
10 the jurisdiction of the National Institutes of Health (re-
11 ferred to in this title as “NIH”).

12 NATIONAL CENTER FOR ADVANCING TRANSLATIONAL
13 SCIENCES

14 For carrying out section 301 and title IV of the PHS
15 Act with respect to translational sciences, \$845,783,000:
16 *Provided*, That up to \$80,000,000 shall be available to im-
17 plement section 480 of the PHS Act, relating to the Cures
18 Acceleration Network.

19 OFFICE OF THE DIRECTOR

20 For carrying out the responsibilities of the Office of
21 the Director, NIH, \$2,049,992,000 (reduced by
22 \$3,000,000): *Provided*, That funding shall be available for
23 the purchase of not to exceed 29 passenger motor vehicles
24 for replacement only: *Provided further*, That all funds
25 credited to the NIH Management Fund shall remain avail-

1 able for 1 fiscal year after the fiscal year in which they
2 are deposited: *Provided further*, That \$165,000,000 shall
3 be for the Environmental Influences on Child Health Out-
4 comes study: *Provided further*, That \$617,761,000 shall
5 be available for the Common Fund established under sec-
6 tion 402A(c)(1) of the PHS Act: *Provided further*, That
7 of the funds provided, \$10,000 shall be for official recep-
8 tion and representation expenses when specifically ap-
9 proved by the Director of the NIH: *Provided further*, That
10 the Office of AIDS Research within the Office of the Di-
11 rector of the NIH may spend up to \$8,000,000 to make
12 grants for construction or renovation of facilities as pro-
13 vided for in section 2354(a)(5)(B) of the PHS Act: *Pro-*
14 *vided further*, That \$25,000,000 shall be used to carry out
15 section 404I of the PHS Act (42 U.S.C. 283K), relating
16 to biomedical and behavioral research facilities.

17 In addition to other funds appropriated for the Com-
18 mon Fund established under section 402A(c) of the PHS
19 Act, \$12,600,000 is appropriated to the Common Fund
20 from the 10-year Pediatric Research Initiative Fund de-
21 scribed in section 9008 of title 26, United States Code,
22 for the purpose of carrying out section 402(b)(7)(B)(ii)
23 of the PHS Act (relating to pediatric research), as author-
24 ized in the Gabriella Miller Kids First Research Act.

1 BUILDINGS AND FACILITIES

2 For the study of, construction of, demolition of, ren-
3 ovation of, and acquisition of equipment for, facilities of
4 or used by NIH, including the acquisition of real property,
5 \$200,000,000, to remain available through September 30,
6 2024.

7 NIH INNOVATION ACCOUNT, CURES ACT

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses to carry out the purposes de-
10 scribed in section 1001(b)(4) of the 21st Century Cures
11 Act, in addition to amounts available for such purposes
12 in the appropriations provided to the NIH in this Act,
13 \$492,000,000, to remain available until expended: *Pro-*
14 *vided*, That such amounts are appropriated pursuant to
15 section 1001(b)(3) of such Act, are to be derived from
16 amounts transferred under section 1001(b)(2)(A) of such
17 Act, and may be transferred by the Director of the Na-
18 tional Institutes of Health to other accounts of the Na-
19 tional Institutes of Health solely for the purposes provided
20 in such Act: *Provided further*, That upon a determination
21 by the Director that funds transferred pursuant to the
22 previous proviso are not necessary for the purposes pro-
23 vided, such amounts may be transferred back to the Ac-
24 count: *Provided further*, That the transfer authority pro-

1 vided under this heading is in addition to any other trans-
2 fer authority provided by law.

3 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

4 ADMINISTRATION

5 MENTAL HEALTH

6 For carrying out titles III, V, and XIX of the PHS
7 Act with respect to mental health, the Protection and Ad-
8 vocacy for Individuals with Mental Illness Act, and section
9 224 of the Protecting Access to Medicare Act of 2014,
10 \$1,622,974,000 (increased by \$5,000,000) (reduced by
11 \$5,000,000) (increased by \$6,500,000) (reduced by \$1)
12 (increased by \$1) (reduced by \$500,000) (increased by
13 \$500,000) (increased by \$2,000,000): *Provided*, That of
14 the funds made available under this heading, \$70,887,000
15 shall be for the National Child Traumatic Stress Initia-
16 tive: *Provided further*, That notwithstanding section
17 520A(f)(2) of the PHS Act, no funds appropriated for car-
18 rying out section 520A shall be available for carrying out
19 section 1971 of the PHS Act: *Provided further*, That in
20 addition to amounts provided herein, \$21,039,000 shall be
21 available under section 241 of the PHS Act to supplement
22 funds otherwise available for mental health activities and
23 to carry out subpart I of part B of title XIX of the PHS
24 Act to fund section 1920(b) technical assistance, national
25 data, data collection and evaluation activities, and further

1 that the total available under this Act for section 1920(b)
2 activities shall not exceed 5 percent of the amounts appro-
3 priated for subpart I of part B of title XIX: *Provided fur-*
4 *ther*, That up to 10 percent of the amounts made available
5 to carry out the Children’s Mental Health Services pro-
6 gram may be used to carry out demonstration grants or
7 contracts for early interventions with persons not more
8 than 25 years of age at clinical high risk of developing
9 a first episode of psychosis: *Provided further*, That section
10 520E(b)(2) of the PHS Act shall not apply to funds ap-
11 propriated in this Act for fiscal year 2020: *Provided fur-*
12 *ther*, That of the total amount each State receives for car-
13 rying out section 1911 of the PHS Act, the State shall
14 expend at least 10 percent of such total amount to support
15 evidence-based programs that address the needs of individ-
16 uals with early serious mental illness, including psychotic
17 disorders, regardless of the age at onset, and shall expend
18 at least 5 percent of such total amount for evidence-based
19 crisis care programs addressing the needs of individuals
20 with serious mental illnesses and children with serious
21 mental and emotional disturbances: *Provided further*, That
22 \$150,000,000 shall be available until September 30, 2022,
23 for grants to communities and community organizations
24 who meet criteria for Certified Community Behavioral
25 Health Clinics pursuant to section 223(a) of Public Law

1 113–93: *Provided further*, That none of the funds provided
2 for section 1911 of the PHS Act shall be subject to section
3 241 of such Act.

4 SUBSTANCE ABUSE TREATMENT

5 For carrying out titles III and V of the PHS Act
6 with respect to substance abuse treatment, title XIX of
7 such Act with respect to substance abuse treatment and
8 prevention, and section 3203 of the Support for Patients
9 and Communities Act, \$3,761,056,000 (increased by \$1)
10 (reduced by \$1) (increased by \$10,000,000) (increased by
11 \$1,000,000) (increased by \$20,000,000): *Provided*, That
12 \$1,500,000,000 shall be for State Opioid Response Grants
13 for carrying out activities pertaining to opioids undertaken
14 by the State agency responsible for administering the sub-
15 stance abuse prevention and treatment block grant under
16 subpart II of part B of title XIX of the PHS Act (42
17 U.S.C. 300x–21 et seq.): *Provided further*, That of such
18 amount \$50,000,000 shall be made available to Indian
19 Tribes or tribal organizations: *Provided further*, That 15
20 percent of the remaining amount shall be for the States
21 with the highest mortality rate related to opioid use dis-
22 orders: *Provided further*, That of the amounts provided for
23 State Opioid Response Grants not more than 2 percent
24 shall be available for Federal administrative expenses,
25 training, technical assistance, and evaluation: *Provided*

1 *further*, That of the amount not reserved by the previous
2 three provisos, the Secretary shall make allocations to
3 States, territories, and the District of Columbia according
4 to a formula using national survey results that the Sec-
5 retary determines are the most objective and reliable
6 measure of drug use and drug-related deaths: *Provided*
7 *further*, That the Secretary shall submit the formula meth-
8 odology to the Committees on Appropriations of the House
9 of Representatives and the Senate not less than 15 days
10 prior to publishing a Funding Opportunity Announce-
11 ment: *Provided further*, That prevention and treatment ac-
12 tivities funded through such grants may include education,
13 treatment (including the provision of medication), behav-
14 ioral health services for individuals in treatment programs,
15 referral to treatment services, recovery support, and med-
16 ical screening associated with such treatment: *Provided*
17 *further*, That each State, as well as the District of Colum-
18 bia, shall receive not less than \$4,000,000: *Provided fur-*
19 *ther*, That in addition to amounts provided herein, the fol-
20 lowing amounts shall be available under section 241 of the
21 PHS Act: (1) \$79,200,000 to carry out subpart II of part
22 B of title XIX of the PHS Act to fund section 1935(b)
23 technical assistance, national data, data collection and
24 evaluation activities, and further that the total available
25 under this Act for section 1935(b) activities shall not ex-

1 ceed 5 percent of the amounts appropriated for subpart
2 II of part B of title XIX; and (2) \$2,000,000 to evaluate
3 substance abuse treatment programs: *Provided further*,
4 That none of the funds provided for section 1921 of the
5 PHS Act or State Opioid Response Grants shall be subject
6 to section 241 of such Act: *Provided further*, That of the
7 amount made available under this heading and not re-
8 served by the preceding provisos, \$10,000,000 shall be
9 made available to carry out section 7091 of the SUP-
10 PORT for Patients and Communities Act (Public Law
11 115–271).

12 SUBSTANCE ABUSE PREVENTION

13 For carrying out titles III and V of the PHS Act
14 with respect to substance abuse prevention, \$212,469,000
15 (increased by \$2,000,000).

16 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

17 For program support and cross-cutting activities that
18 supplement activities funded under the headings “Mental
19 Health”, “Substance Abuse Treatment”, and “Substance
20 Abuse Prevention” in carrying out titles III, V, and XIX
21 of the PHS Act and the Protection and Advocacy for Indi-
22 viduals with Mental Illness Act in the Substance Abuse
23 and Mental Health Services Administration,
24 \$128,830,000 (reduced by \$10,000,000) (reduced by
25 \$1,000,000) (reduced by \$6,500,000) (reduced by

1 \$2,000,000) (increased by \$19,500,000): *Provided*, That
2 in addition to amounts provided herein, \$31,428,000 shall
3 be available under section 241 of the PHS Act to supple-
4 ment funds available to carry out national surveys on drug
5 abuse and mental health, to collect and analyze program
6 data, and to conduct public awareness and technical as-
7 sistance activities: *Provided further*, That, in addition, fees
8 may be collected for the costs of publications, data, data
9 tabulations, and data analysis completed under title V of
10 the PHS Act and provided to a public or private entity
11 upon request, which shall be credited to this appropriation
12 and shall remain available until expended for such pur-
13 poses: *Provided further*, That amounts made available in
14 this Act for carrying out section 501(o) of the PHS Act
15 shall remain available through September 30, 2021: *Pro-*
16 *vided further*, That funds made available under this head-
17 ing may be used to supplement program support funding
18 provided under the headings “Mental Health”, “Sub-
19 stance Abuse Treatment”, and “Substance Abuse Preven-
20 tion”.

21 AGENCY FOR HEALTHCARE RESEARCH AND QUALITY

22 HEALTHCARE RESEARCH AND QUALITY

23 For carrying out titles III and IX of the PHS Act,
24 part A of title XI of the Social Security Act, and section
25 1013 of the Medicare Prescription Drug, Improvement,

1 and Modernization Act of 2003, \$339,809,000: *Provided*,
2 That in addition to amounts provided herein, \$18,408,000
3 shall be available from amounts available under section
4 241 of the PHS Act: *Provided further*, That section 947(c)
5 of the PHS Act shall not apply in fiscal year 2020: *Pro-*
6 *vided further*, That in addition, amounts received from
7 Freedom of Information Act fees, reimbursable and inter-
8 agency agreements, and the sale of data shall be credited
9 to this appropriation and shall remain available until Sep-
10 tember 30, 2021.

11 CENTERS FOR MEDICARE AND MEDICAID SERVICES

12 GRANTS TO STATES FOR MEDICAID

13 For carrying out, except as otherwise provided, titles
14 XI and XIX of the Social Security Act, \$273,188,478,000,
15 to remain available until expended.

16 In addition, for carrying out such titles after May 31,
17 2020, for the last quarter of fiscal year 2020 for unantici-
18 pated costs incurred for the current fiscal year, such sums
19 as may be necessary, to remain available until expended.

20 In addition, for carrying out such titles for the first
21 quarter of fiscal year 2021, \$139,903,075,000, to remain
22 available until expended.

23 Payment under such title XIX may be made for any
24 quarter with respect to a State plan or plan amendment
25 in effect during such quarter, if submitted in or prior to

1 such quarter and approved in that or any subsequent
2 quarter.

3 PAYMENTS TO THE HEALTH CARE TRUST FUNDS

4 For payment to the Federal Hospital Insurance
5 Trust Fund and the Federal Supplementary Medical In-
6 surance Trust Fund, as provided under sections 217(g),
7 1844, and 1860D–16 of the Social Security Act, sections
8 103(c) and 111(d) of the Social Security Amendments of
9 1965, section 278(d)(3) of Public Law 97–248, and for
10 administrative expenses incurred pursuant to section
11 201(g) of the Social Security Act, \$410,796,100,000.

12 In addition, for making matching payments under
13 section 1844 and benefit payments under section 1860D–
14 16 of the Social Security Act that were not anticipated
15 in budget estimates, such sums as may be necessary.

16 PROGRAM MANAGEMENT

17 For carrying out, except as otherwise provided, titles
18 XI, XVIII, XIX, and XXI of the Social Security Act, titles
19 XIII and XXVII of the PHS Act, the Clinical Laboratory
20 Improvement Amendments of 1988, and other responsibil-
21 ities of the Centers for Medicare & Medicaid Services, not
22 to exceed \$3,984,744,000 (reduced by \$4,500,000) (re-
23 duced by \$5,000,000), to be transferred from the Federal
24 Hospital Insurance Trust Fund and the Federal Supple-
25 mentary Medical Insurance Trust Fund, as authorized by

1 section 201(g) of the Social Security Act; together with
2 all funds collected in accordance with section 353 of the
3 PHS Act and section 1857(e)(2) of the Social Security
4 Act, funds retained by the Secretary pursuant to section
5 1893(h) of the Social Security Act, and such sums as may
6 be collected from authorized user fees and the sale of data,
7 which shall be credited to this account and remain avail-
8 able until expended: *Provided*, That all funds derived in
9 accordance with 31 U.S.C. 9701 from organizations estab-
10 lished under title XIII of the PHS Act shall be credited
11 to and available for carrying out the purposes of this ap-
12 propriation: *Provided further*, That the Secretary is di-
13 rected to collect fees in fiscal year 2020 from Medicare
14 Advantage organizations pursuant to section 1857(e)(2)
15 of the Social Security Act and from eligible organizations
16 with risk-sharing contracts under section 1876 of that Act
17 pursuant to section 1876(k)(4)(D) of that Act: *Provided*
18 *further*, That amounts available under this heading for
19 quality improvement organizations (as defined in section
20 1152 of the Social Security Act) may not exceed the
21 amount provided under this heading in division H of the
22 Consolidated Appropriations Act, 2018 (Public Law 115–
23 141) for such organizations.

24 In addition, the Secretary shall obligate not less than
25 \$100,000,000 in fiscal year 2020 out of amounts collected

1 through the user fees on participating health insurance
2 issuers pursuant to section 156.50 of title 45, Code of
3 Federal Regulations (or any successor regulations) to
4 carry out the navigator program (as described in section
5 1311(i) of the Patient Protection and Affordable Care Act
6 (42 U.S.C. 18031(i)), and to carry out outreach and edu-
7 cational activities, for purposes of informing potential en-
8 rollees in qualified health plans (as defined in section
9 1301(a) of such Act (42 U.S.C. 18021(a)) offered through
10 an Exchange established or operated by the Secretary
11 within a State, of the availability of coverage under such
12 plans and financial assistance for coverage under such
13 plans: *Provided*, That awards under such program shall
14 be based solely on an entity's demonstrated capacity to
15 carry out each of the duties specified in section 1311(i)(3)
16 of such Act: *Provided further*, That not less than
17 \$15,000,000 shall be obligated for national television and
18 not less than \$15,000,000 shall be obligated for internet
19 search advertising for purposes of carrying out such out-
20 reach and educational activities: *Provider further*, That not
21 less than \$30,000,000 of the funds made available in this
22 paragraph shall be obligated for advertising during the
23 final 2 weeks of the open enrollment period specified by
24 the Secretary pursuant to section 1311(c)(6)(B) of such
25 Act occurring during 2019: *Provided further*, That no

1 amounts collected through such user fees shall be available
2 for expenditures for promoting health insurance coverage
3 or a group health plan (as such terms are defined in sec-
4 tion 2791 of the PHS Act (42 U.S.C. 300gg-91)) that
5 is not a qualified health plan.

6 HEALTH CARE FRAUD AND ABUSE CONTROL ACCOUNT

7 In addition to amounts otherwise available for pro-
8 gram integrity and program management, \$786,000,000,
9 to remain available through September 30, 2021, to be
10 transferred from the Federal Hospital Insurance Trust
11 Fund and the Federal Supplementary Medical Insurance
12 Trust Fund, as authorized by section 201(g) of the Social
13 Security Act, of which \$610,000,000 shall be for the Cen-
14 ters for Medicare & Medicaid Services program integrity
15 activities, of which \$93,000,000 shall be for the Depart-
16 ment of Health and Human Services Office of Inspector
17 General to carry out fraud and abuse activities authorized
18 by section 1817(k)(3) of such Act, and of which
19 \$83,000,000 shall be for the Department of Justice to
20 carry out fraud and abuse activities authorized by section
21 1817(k)(3) of such Act: *Provided*, That the report re-
22 quired by section 1817(k)(5) of the Social Security Act
23 for fiscal year 2020 shall include measures of the oper-
24 ational efficiency and impact on fraud, waste, and abuse
25 in the Medicare, Medicaid, and CHIP programs for the

1 funds provided by this appropriation: *Provided further*,
2 That of the amount provided under this heading,
3 \$311,000,000 is provided to meet the terms of section
4 251(b)(2)(C)(ii) of the Balanced Budget and Emergency
5 Deficit Control Act of 1985, as amended, and
6 \$475,000,000 is additional new budget authority specified
7 for purposes of section 251(b)(2)(C) of such Act: *Provided*
8 *further*, That the Secretary shall provide not less than
9 \$18,000,000 (increased by \$2,000,000) from amounts
10 made available under this heading and amounts made
11 available for fiscal year 2020 under section 1817(k)(3)(A)
12 of the Social Security Act for the Senior Medicare Patrol
13 program to combat health care fraud and abuse.

14 ADMINISTRATION FOR CHILDREN AND FAMILIES

15 PAYMENTS TO STATES FOR CHILD SUPPORT

16 ENFORCEMENT AND FAMILY SUPPORT PROGRAMS

17 For carrying out, except as otherwise provided, titles
18 I, IV–D, X, XI, XIV, and XVI of the Social Security Act
19 and the Act of July 5, 1960, \$2,890,000,000, to remain
20 available until expended; and for such purposes for the
21 first quarter of fiscal year 2021, \$1,400,000,000, to re-
22 main available until expended.

23 For carrying out, after May 31 of the current fiscal
24 year, except as otherwise provided, titles I, IV–D, X, XI,
25 XIV, and XVI of the Social Security Act and the Act of

1 July 5, 1960, for the last 3 months of the current fiscal
2 year for unanticipated costs, incurred for the current fiscal
3 year, such sums as may be necessary.

4 LOW INCOME HOME ENERGY ASSISTANCE

5 For making payments under subsections (b) and (d)
6 of section 2602 of the Low-Income Home Energy Assist-
7 ance Act of 1981 (42 U.S.C. 8621 et seq.),
8 \$3,840,304,000: *Provided*, That notwithstanding section
9 2609A(a) of such Act, not more than \$2,988,000 may be
10 reserved by the Secretary of Health and Human Services
11 for technical assistance, training, and monitoring of pro-
12 gram activities for compliance with internal controls, poli-
13 cies and procedures and the Secretary may, in addition
14 to the authorities provided in section 2609A(a)(1), use
15 such funds through contracts with private entities that do
16 not qualify as nonprofit organizations: *Provided further*,
17 That \$3,637,316,000 of the amount appropriated under
18 this heading shall be allocated to each State and territory
19 in amounts equal to the amount each State and territory
20 was allocated in fiscal year 2018 pursuant to allocations
21 made from amounts appropriated under this heading in
22 the Consolidated Appropriations Act, 2018 (Public Law
23 115–141): *Provided further*, that \$37,280,000 of the
24 amount appropriated under this heading shall be allocated

1 as though the total appropriation for such payments for
2 fiscal year 2020 was less than \$1,975,000,000.

3 REFUGEE AND ENTRANT ASSISTANCE

4 For necessary expenses for refugee and entrant as-
5 sistance activities authorized by section 414 of the Immi-
6 gration and Nationality Act and section 501 of the Ref-
7 ugee Education Assistance Act of 1980, and for carrying
8 out section 462 of the Homeland Security Act of 2002,
9 section 235 of the William Wilberforce Trafficking Victims
10 Protection Reauthorization Act of 2008, the Trafficking
11 Victims Protection Act of 2000 (“TVPA”), and the Tor-
12 ture Victims Relief Act of 1998, \$2,411,701,000 (reduced
13 by \$500,000) (increased by \$500,000) (increased by
14 \$100,000,000), of which \$2,364,446,000 (increased by
15 \$100,000,000) shall remain available through September
16 30, 2022 for carrying out such sections 414, 501, 462,
17 and 235: *Provided*, That amounts available under this
18 heading to carry out the TVPA shall also be available for
19 research and evaluation with respect to activities under
20 such Act: *Provided further*, That not less than
21 \$190,000,000 (increased by \$10,000,000) shall be used
22 for legal services, child advocates, and post-release serv-
23 ices: *Provided further*, That none of the funds made avail-
24 able by this Act may be used to implement or enforce the
25 Memorandum of Agreement Among the Office of Refugee

1 Resettlement of the Department of Health and Human
2 Services and U.S. Immigration and Customs Enforcement
3 and U.S. Customs and Border Protection of the Depart-
4 ment of Homeland Security Regarding Consultation and
5 Information Sharing in Unaccompanied Alien Children
6 Matters, dated April 13, 2018: *Provided further*, That not
7 later than 30 days after the date of enactment of this Act,
8 the Secretary of Health and Human Services shall submit
9 to the Committees on Appropriations of the House of Rep-
10 resentatives and the Senate a detailed spend plan of an-
11 ticipated uses of funds made available in this account, in-
12 cluding the following: costs, capacity, and timelines for ex-
13 isting grants and contracts; costs for expanding capacity
14 through use of community-based residential care place-
15 ments (including long-term and transitional foster care
16 and small group homes) through new or modified grants
17 and contracts; costs and services to be provided for legal
18 services, child advocates, and post-release services; pro-
19 gram administration; and the average number of weekly
20 referrals and discharge rate assumed in the spend plan:
21 *Provided further*, That such plan shall be updated to re-
22 flect changes and expenditures and submitted to the Com-
23 mittees every 60 days thereafter.

24 None of the funds made available in this Act may
25 be used in contravention of the Homeland Security Act

1 of 2002, the William Wilberforce Trafficking Victims Pro-
2 tection Reauthorization Act of 2008, or the Adoption and
3 Safe Families Act of 1997 (as those law are in effect on
4 the date of the enactment of this Act, and including provi-
5 sions of other statutes amended or added by those laws,
6 as so in effect), or the Stipulated Settlement Agreement
7 in Flores v. Reno (U.S. District Court, Central District
8 of California, 1997).

9 PAYMENTS TO STATES FOR THE CHILD CARE AND
10 DEVELOPMENT BLOCK GRANT

11 For carrying out the Child Care and Development
12 Block Grant Act of 1990 (“CCDBG Act”),
13 \$7,676,000,000 shall be used to supplement, not supplant
14 State general revenue funds for child care assistance for
15 low-income families: *Provided*, That technical assistance
16 under section 658I(a)(3) of such Act may be provided di-
17 rectly, or through the use of contracts, grants, cooperative
18 agreements, or interagency agreements: *Provided further*,
19 That all funds made available to carry out section 418
20 of the Social Security Act (42 U.S.C. 618), including
21 funds appropriated for that purpose in such section 418
22 or any other provision of law, shall be subject to the res-
23 ervation of funds authority in paragraphs (4) and (5) of
24 section 658O(a) of the CCDBG Act: *Provided further*,
25 That in addition to the amounts required to be reserved

1 by the Secretary under section 658O(a)(2)(A) of such Act,
2 \$156,780,000 shall be for Indian tribes and tribal organi-
3 zations.

4 SOCIAL SERVICES BLOCK GRANT

5 For making grants to States pursuant to section
6 2002 of the Social Security Act, \$1,700,000,000: *Pro-*
7 *vided*, That notwithstanding subparagraph (B) of section
8 404(d)(2) of such Act, the applicable percent specified
9 under such subparagraph for a State to carry out State
10 programs pursuant to title XX–A of such Act shall be 10
11 percent.

12 CHILDREN AND FAMILIES SERVICES PROGRAMS

13 For carrying out, except as otherwise provided, the
14 Runaway and Homeless Youth Act, the Head Start Act,
15 the Every Student Succeeds Act, the Child Abuse Preven-
16 tion and Treatment Act, sections 303 and 313 of the
17 Family Violence Prevention and Services Act, the Native
18 American Programs Act of 1974, title II of the Child
19 Abuse Prevention and Treatment and Adoption Reform
20 Act of 1978 (adoption opportunities), part B–1 of title IV
21 and sections 429, 473A, 477(i), 1110, 1114A, and 1115
22 of the Social Security Act, and the Community Services
23 Block Grant Act (“CSBG Act”); and for necessary admin-
24 istrative expenses to carry out titles I, IV, V, X, XI, XIV,
25 XVI, and XX–A of the Social Security Act, the Act of

1 July 5, 1960, the Low-Income Home Energy Assistance
2 Act of 1981, the Child Care and Development Block Grant
3 Act of 1990, the Assets for Independence Act, title IV of
4 the Immigration and Nationality Act, and section 501 of
5 the Refugee Education Assistance Act of 1980,
6 \$13,967,468,000 (increased by \$2,000,000) (increased by
7 \$3,000,000), of which \$75,000,000, to remain available
8 through September 30, 2021, shall be for grants to States
9 for adoption and legal guardianship incentive payments,
10 as defined by section 473A of the Social Security Act and
11 may be made for adoptions and legal guardianships com-
12 pleted before September 30, 2020: *Provided*, That
13 \$11,563,095,000 shall be for making payments under the
14 Head Start Act, of which, notwithstanding section 640 of
15 such Act:

16 (1) \$217,000,000 shall be available for a cost
17 of living adjustment, and with respect to any con-
18 tinuing appropriations act, funding available for a
19 cost of living adjustment shall not be construed as
20 an authority or condition under this Act;

21 (2) \$25,000,000 shall be available for allocation
22 by the Secretary to supplement activities described
23 in paragraphs (7)(B) and (9) of section 641(c) of
24 the Head Start Act under the Designation Renewal
25 System, established under the authority of sections

1 641(c)(7), 645A(b)(12), and 645A(d) of such Act,
2 and such funds shall not be included in the calcula-
3 tion of “base grant” in subsequent fiscal years, as
4 such term is used in section 640(a)(7)(A) of such
5 Act;

6 (3) \$1,330,000,000, in addition to funds other-
7 wise available under such section 640 for such pur-
8 poses, shall be available through March 31, 2021,
9 for Early Head Start programs as described in sec-
10 tion 645A of such Act, for conversion of Head Start
11 services to Early Head Start services as described in
12 section 645(a)(5)(A) of such Act, for discretionary
13 grants for high quality infant and toddler care
14 through Early Head Start-Child Care Partnerships,
15 to entities defined as eligible under section 645A(d)
16 of such Act, for training and technical assistance for
17 such activities, and for up to \$26,000,000 in Federal
18 costs of administration and evaluation;

19 (4) \$750,000,000 shall be available for quality
20 improvement consistent with section 640(a)(5) of
21 such Act; and

22 (5) \$8,000,000 shall be available for the pur-
23 poses of re-establishing the Tribal Colleges and Uni-
24 versities Head Start Partnership Program consistent
25 with section 648(g) of such Act:

1 *Provided further*, That the Secretary may reduce the res-
2 ervation of funds under section 640(a)(2)(C) of such Act
3 in lieu of reducing the reservation of funds under sections
4 640(a)(2)(B), 640(a)(2)(D), and 640(a)(2)(E) of such
5 Act: *Provided further*, That \$350,000,000 shall be avail-
6 able until December 31, 2020 for carrying out sections
7 9212 and 9213 of the Every Student Succeeds Act: *Pro-*
8 *vided further*, That up to 3 percent of the funds in the
9 preceding proviso shall be available for technical assist-
10 ance and evaluation related to grants awarded under such
11 section 9212: *Provided further*, That \$796,000,000 shall
12 be for making payments under the CSBG Act: *Provided*
13 *further*, That \$36,000,000 shall be for sections 680 and
14 678E(b)(2) of the CSBG Act, of which not less than
15 \$25,000,000 shall be for section 680(a)(2) and not less
16 than \$11,000,000 shall be for section 680(a)(3)(B) of
17 such Act: *Provided further*, That, notwithstanding section
18 675C(a)(3) of such Act, to the extent Community Services
19 Block Grant funds are distributed as grant funds by a
20 State to an eligible entity as provided under such Act, and
21 have not been expended by such entity, they shall remain
22 with such entity for carryover into the next fiscal year for
23 expenditure by such entity consistent with program pur-
24 poses: *Provided further*, That the Secretary shall establish
25 procedures regarding the disposition of intangible assets

1 and program income that permit such assets acquired
2 with, and program income derived from, grant funds au-
3 thorized under section 680 of the CSBG Act to become
4 the sole property of such grantees after a period of not
5 more than 12 years after the end of the grant period for
6 any activity consistent with section 680(a)(2)(A) of the
7 CSBG Act: *Provided further*, That intangible assets in the
8 form of loans, equity investments and other debt instru-
9 ments, and program income may be used by grantees for
10 any eligible purpose consistent with section 680(a)(2)(A)
11 of the CSBG Act: *Provided further*, That these procedures
12 shall apply to such grant funds made available after No-
13 vember 29, 1999: *Provided further*, That funds appro-
14 priated for section 680(a)(2) of the CSBG Act shall be
15 available for financing construction and rehabilitation and
16 loans or investments in private business enterprises owned
17 by community development corporations: *Provided further*,
18 That \$175,000,000 shall be for carrying out section
19 303(a) of the Family Violence Prevention and Services
20 Act, of which \$5,000,000 shall be allocated notwith-
21 standing section 303(a)(2) of such Act for carrying out
22 section 309 of such Act: *Provided further*, That the per-
23 centages specified in section 112(a)(2) of the Child Abuse
24 Prevention and Treatment Act shall not apply to funds
25 appropriated under this heading: *Provided further*, That

1 \$1,864,000 shall be for a human services case manage-
2 ment system for federally declared disasters, to include a
3 comprehensive national case management contract and
4 Federal costs of administering the system: *Provided fur-*
5 *ther*, That up to \$2,000,000 shall be for improving the
6 Public Assistance Reporting Information System, includ-
7 ing grants to States to support data collection for a study
8 of the system’s effectiveness.

9 PROMOTING SAFE AND STABLE FAMILIES

10 For carrying out, except as otherwise provided, sec-
11 tion 436 of the Social Security Act, \$345,000,000 and,
12 for carrying out, except as otherwise provided, section 437
13 of such Act, \$79,765,000: *Provided*, That of the funds
14 available to carry out section 437, \$59,765,000 shall be
15 allocated consistent with subsections (b) through (d) of
16 such section: *Provided further*, That of the funds available
17 to carry out section 437, to assist in meeting the require-
18 ments described in section 471(e)(4)(C), \$20,000,000
19 shall be for grants to each State, territory, and Indian
20 tribe operating title IV–E plans for developing, enhancing,
21 or evaluating kinship navigator programs, as described in
22 section 427(a)(1) of such Act: *Provided further*, That sec-
23 tion 437(b)(1) shall be applied to amounts in the previous
24 proviso by substituting “5 percent” for “3.3 percent”, and
25 notwithstanding section 436(b)(1), such reserved amounts

1 may be used for identifying, establishing, and dissemi-
2 nating practices to meet the criteria specified in section
3 471(e)(4)(C): *Provided further*, That the reservation in
4 section 437(b)(2) and the limitations in section 437(d)
5 shall not apply to funds specified in the second proviso:
6 *Provided further*, That the minimum grant award for kin-
7 ship navigator programs in the case of States and terri-
8 tories shall be \$200,000, and, in the case of tribes, shall
9 be \$25,000: *Provided further*, That section 437(b)(4) of
10 such Act shall be applied by substituting “fiscal year
11 2020” for “fiscal year 2018”.

12 PAYMENTS FOR FOSTER CARE AND PERMANENCY

13 For carrying out, except as otherwise provided, title
14 IV–E of the Social Security Act, \$5,744,000,000.

15 For carrying out, except as otherwise provided, title
16 IV–E of the Social Security Act, for the first quarter of
17 fiscal year 2021, \$3,000,000,000.

18 For carrying out, after May 31 of the current fiscal
19 year, except as otherwise provided, section 474 of title IV–
20 E of the Social Security Act, for the last 3 months of the
21 current fiscal year for unanticipated costs, incurred for the
22 current fiscal year, such sums as may be necessary.

1 ADMINISTRATION FOR COMMUNITY LIVING
2 AGING AND DISABILITY SERVICES PROGRAMS
3 (INCLUDING TRANSFER OF FUNDS)

4 For carrying out, to the extent not otherwise pro-
5 vided, the Older Americans Act of 1965 (“OAA”), the
6 RAISE Family Caregivers Act, the Supporting Grand-
7 parents Raising Grandchildren Act, titles III and XXIX
8 of the PHS Act, sections 1252 and 1253 of the PHS Act,
9 section 119 of the Medicare Improvements for Patients
10 and Providers Act of 2008, title XX–B of the Social Secu-
11 rity Act, the Developmental Disabilities Assistance and
12 Bill of Rights Act, parts 2 and 5 of subtitle D of title
13 II of the Help America Vote Act of 2002, the Assistive
14 Technology Act of 1998, titles II and VII (and section
15 14 with respect to such titles) of the Rehabilitation Act
16 of 1973, and for Department-wide coordination of policy
17 and program activities that assist individuals with disabili-
18 ties, \$2,294,343,000 (increased by \$4,500,000) (in-
19 creased by \$2,000,000), together with \$55,000,000 to be
20 transferred from the Federal Hospital Insurance Trust
21 Fund and the Federal Supplementary Medical Insurance
22 Trust Fund to carry out section 4360 of the Omnibus
23 Budget Reconciliation Act of 1990: *Provided*, That
24 amounts appropriated under this heading may be used for
25 grants to States under section 361 of the OAA only for

1 disease prevention and health promotion programs and ac-
2 tivities which have been demonstrated through rigorous
3 evaluation to be evidence-based and effective: *Provided*
4 *further*, That of amounts made available under this head-
5 ing to carry out sections 311, 331, and 336 of the OAA,
6 up to 1 percent of such amounts shall be available for de-
7 veloping and implementing evidence-based practices for
8 enhancing senior nutrition, including medically-tailored
9 meals: *Provided further*, That notwithstanding any other
10 provision of this Act, funds made available under this
11 heading to carry out section 311 of the OAA may be trans-
12 ferred to the Secretary of Agriculture in accordance with
13 such section: *Provided further*, That \$2,000,000 shall be
14 for competitive grants to support alternative financing
15 programs that provide for the purchase of assistive tech-
16 nology devices, such as a low-interest loan fund; an inter-
17 est buy-down program; a revolving loan fund; a loan guar-
18 antee; or an insurance program: *Provided further*, That
19 applicants shall provide an assurance that, and informa-
20 tion describing the manner in which, the alternative fi-
21 nancing program will expand and emphasize consumer
22 choice and control: *Provided further*, That State agencies
23 and community-based disability organizations that are di-
24 rected by and operated for individuals with disabilities
25 shall be eligible to compete: *Provided further*, That none

1 of the funds made available under this heading may be
2 used by an eligible system (as defined in section 102 of
3 the Protection and Advocacy for Individuals with Mental
4 Illness Act (42 U.S.C. 10802)) to continue to pursue any
5 legal action in a Federal or State court on behalf of an
6 individual or group of individuals with a developmental
7 disability (as defined in section 102(8)(A) of the Develop-
8 mental Disabilities and Assistance and Bill of Rights Act
9 of 2000 (20 U.S.C. 15002(8)(A)) that is attributable to
10 a mental impairment (or a combination of mental and
11 physical impairments), that has as the requested remedy
12 the closure of State operated intermediate care facilities
13 for people with intellectual or developmental disabilities,
14 unless reasonable public notice of the action has been pro-
15 vided to such individuals (or, in the case of mental inca-
16 pacitation, the legal guardians who have been specifically
17 awarded authority by the courts to make healthcare and
18 residential decisions on behalf of such individuals) who are
19 affected by such action, within 90 days of instituting such
20 legal action, which informs such individuals (or such legal
21 guardians) of their legal rights and how to exercise such
22 rights consistent with current Federal Rules of Civil Pro-
23 cedure: *Provided further*, That the limitations in the imme-
24 diately preceding proviso shall not apply in the case of an
25 individual who is neither competent to consent nor has a

1 legal guardian, nor shall the proviso apply in the case of
 2 individuals who are a ward of the State or subject to pub-
 3 lic guardianship.

4 DEPARTMENTAL MANAGEMENT

5 GENERAL DEPARTMENTAL MANAGEMENT

6 For necessary expenses, not otherwise provided, for
 7 general departmental management, including hire of six
 8 passenger motor vehicles, and for carrying out titles III,
 9 XVII, XXI, and section 229 of the PHS Act, functions
 10 of the Departmental Appeals Board authorized in title
 11 XVIII of the Social Security Act, the United States-Mex-
 12 ico Border Health Commission Act, and research studies
 13 under section 1110 of the Social Security Act,
 14 \$474,169,000 (reduced by \$1,000,000) (reduced by
 15 \$900,000) (reduced by \$2,000,000) (reduced by
 16 \$5,000,000) (reduced by \$1,000,000) (increased by
 17 \$5,000,000) (reduced by \$5,000,000) (reduced by
 18 \$2,000,000) (reduced by \$2,000,000) (reduced by
 19 \$2,000,000) (reduced by \$5,570,000) (reduced by
 20 \$2,000,000) (reduced by \$3,000,000) (reduced by
 21 \$15,000,000) (reduced by \$2,000,000) (reduced by
 22 \$1,000,000) (reduced by \$1,000,000) (reduced by
 23 \$3,000,000) (reduced by \$1,000,000), together with
 24 \$64,828,000 from the amounts available under section
 25 241 of the PHS Act to carry out national health or human

1 services research and evaluation activities: *Provided*, That
2 of the funds made available under this heading,
3 \$60,000,000 (increased by \$5,000,000) shall be for minor-
4 ity AIDS prevention and treatment activities: *Provided*
5 *further*, That of the funds made available under this head-
6 ing, \$20,000,000 shall be for the Departmental Appeals
7 Board: *Provided further*, That of the funds made available
8 under this heading, \$110,000,000 shall be for making
9 competitive grants to public and private entities, as well
10 as continuing to fund through fiscal year 2020 grants
11 awarded for fiscal years 2015 through 2019, to fund medi-
12 cally accurate and age appropriate programs that reduce
13 teen pregnancy and for the Federal costs associated with
14 administering and evaluating such grants, of which not
15 more than 10 percent of the available funds shall be for
16 training and technical assistance, outreach, and additional
17 program support activities, and of the remaining amount
18 75 percent shall be for replicating programs that have
19 been proven effective through rigorous evaluation to re-
20 duce teenage pregnancy, behavioral risk factors underlying
21 teenage pregnancy, or other associated risk factors, and
22 25 percent shall be available for research and demonstra-
23 tion grants to develop, replicate, refine, and test additional
24 models and innovative strategies for preventing teenage
25 pregnancy: *Provided further*, That amounts made available

1 under this heading for programs to reduce teen pregnancy
2 shall not be made available by interagency agreement or
3 otherwise to any agency within the Department of Health
4 and Human Services other than the Office of the Sec-
5 retary to carry out or support such programs: *Provided*
6 *further*, That of the amounts provided under this heading
7 from amounts available under section 241 of the PHS Act,
8 \$6,800,000 shall be available to carry out evaluations (in-
9 cluding longitudinal evaluations) of teenage pregnancy
10 prevention approaches: *Provided further*, That funds pro-
11 vided in this Act for embryo adoption activities may be
12 used to provide to individuals adopting embryos, through
13 grants and other mechanisms, medical and administrative
14 services deemed necessary for such adoptions: *Provided*
15 *further*, That such services shall be provided consistent
16 with 42 CFR 59.5(a)(4).

17 For an additional amount for prize competitions (as
18 authorized by section 24 of the Stevenson-Wydler Tech-
19 nology Innovation Act of 1980 (15 U.S.C. 3719)),
20 \$10,000,000.

21 OFFICE OF MEDICARE HEARINGS AND APPEALS

22 For expenses necessary for the Office of Medicare
23 Hearings and Appeals, \$182,381,000 shall remain avail-
24 able until September 30, 2021, to be transferred in appro-
25 priate part from the Federal Hospital Insurance Trust

1 Fund and the Federal Supplementary Medical Insurance
2 Trust Fund.

3 OFFICE OF THE NATIONAL COORDINATOR FOR HEALTH
4 INFORMATION TECHNOLOGY

5 For expenses necessary for the Office of the National
6 Coordinator for Health Information Technology, including
7 grants, contracts, and cooperative agreements for the de-
8 velopment and advancement of interoperable health infor-
9 mation technology, \$60,367,000 shall be available from
10 amounts available under section 241 of the PHS Act.

11 OFFICE OF INSPECTOR GENERAL

12 For expenses necessary for the Office of Inspector
13 General, including the hire of passenger motor vehicles for
14 investigations, in carrying out the provisions of the Inspec-
15 tor General Act of 1978, \$85,000,000: *Provided*, That of
16 such amount, necessary sums shall be available for pro-
17 viding protective services to the Secretary and inves-
18 tigating non-payment of child support cases for which non-
19 payment is a Federal offense under 18 U.S.C. 228.

20 OFFICE FOR CIVIL RIGHTS

21 For expenses necessary for the Office for Civil
22 Rights, \$38,798,000.

1 RETIREMENT PAY AND MEDICAL BENEFITS FOR
2 COMMISSIONED OFFICERS

3 For retirement pay and medical benefits of Public
4 Health Service Commissioned Officers as authorized by
5 law, for payments under the Retired Serviceman's Family
6 Protection Plan and Survivor Benefit Plan, and for med-
7 ical care of dependents and retired personnel under the
8 Dependents' Medical Care Act, such amounts as may be
9 required during the current fiscal year.

10 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
11 FUND

12 For expenses necessary to support activities related
13 to countering potential biological, nuclear, radiological,
14 chemical, and cybersecurity threats to civilian populations,
15 and for other public health emergencies, \$1,083,458,000
16 (increased by \$1,000,000), of which \$566,700,000 shall
17 remain available through September 30, 2021, for ex-
18 penses necessary to support advanced research and devel-
19 opment pursuant to section 319L of the PHS Act and
20 other administrative expenses of the Biomedical Advanced
21 Research and Development Authority: *Provided*, That
22 funds provided under this heading for the purpose of ac-
23 quisition of security countermeasures shall be in addition
24 to any other funds available for such purpose: *Provided*
25 *further*, That products purchased with funds provided

1 under this heading may, at the discretion of the Secretary,
2 be deposited in the Strategic National Stockpile pursuant
3 to section 319F–2 of the PHS Act: *Provided further*, That
4 \$5,000,000 of the amounts made available to support
5 emergency operations shall remain available through Sep-
6 tember 30, 2022.

7 For expenses necessary for procuring security coun-
8 termeasures (as defined in section 319F–2(c)(1)(B) of the
9 PHS Act), \$735,000,000, to remain available until ex-
10 pended.

11 For expenses necessary to carry out section 319F–
12 2(a) of the PHS Act, \$920,000,000, to remain available
13 until expended.

14 For an additional amount for expenses necessary to
15 prepare for or respond to an influenza pandemic,
16 \$270,000,000, of which \$225,000,000 shall be available
17 until expended, for activities including the development
18 and purchase of vaccine, antivirals, necessary medical sup-
19 plies, diagnostics, and other surveillance tools: *Provided*,
20 That notwithstanding section 496(b) of the PHS Act,
21 funds may be used for the construction or renovation of
22 privately owned facilities for the production of pandemic
23 influenza vaccines and other biologics, if the Secretary
24 finds such construction or renovation necessary to secure
25 sufficient supplies of such vaccines or biologics.

GENERAL PROVISIONS

1

2 SEC. 201. Funds appropriated in this title shall be
3 available for not to exceed \$50,000 for official reception
4 and representation expenses when specifically approved by
5 the Secretary.

6

SEC. 202. None of the funds appropriated in this title
7 shall be used to pay the salary of an individual, through
8 a grant or other extramural mechanism, at a rate in excess
9 of Executive Level II.

10

SEC. 203. None of the funds appropriated in this Act
11 may be expended pursuant to section 241 of the PHS Act,
12 except for funds specifically provided for in this Act, or
13 for other taps and assessments made by any office located
14 in HHS, prior to the preparation and submission of a re-
15 port by the Secretary to the Committees on Appropria-
16 tions of the House of Representatives and the Senate de-
17 tailing the planned uses of such funds.

18

SEC. 204. Notwithstanding section 241(a) of the
19 PHS Act, such portion as the Secretary shall determine,
20 but not more than 2.5 percent, of any amounts appro-
21 priated for programs authorized under such Act shall be
22 made available for the evaluation (directly, or by grants
23 or contracts) and the implementation and effectiveness of
24 programs funded in this title.

(TRANSFER OF FUNDS)

1
2 SEC. 205. Not to exceed 1 percent of any discre-
3 tionary funds (pursuant to the Balanced Budget and
4 Emergency Deficit Control Act of 1985) which are appro-
5 priated for the current fiscal year for HHS in this Act
6 may be transferred between appropriations, but no such
7 appropriation shall be increased by more than 3 percent
8 by any such transfer: *Provided*, That the transfer author-
9 ity granted by this section shall be available only to meet
10 emergency needs and shall not be used to create any new
11 program or to fund any project or activity for which no
12 funds are provided in this Act: *Provided further*, That the
13 Committees on Appropriations of the House of Represent-
14 atives and the Senate are notified at least 15 days in ad-
15 vance of any transfer.

16 SEC. 206. In lieu of the timeframe specified in section
17 338E(c)(2) of the PHS Act, terminations described in
18 such section may occur up to 60 days after the effective
19 date of a contract awarded in fiscal year 2020 under sec-
20 tion 338B of such Act, or at any time if the individual
21 who has been awarded such contract has not received
22 funds due under the contract.

23 SEC. 207. None of the funds appropriated in this Act
24 may be made available to any entity under title X of the
25 PHS Act unless the applicant for the award certifies to

1 the Secretary that it encourages family participation in
2 the decision of minors to seek family planning services and
3 that it provides counseling to minors on how to resist at-
4 tempts to coerce minors into engaging in sexual activities.

5 SEC. 208. Notwithstanding any other provision of
6 law, no provider of services under title X of the PHS Act
7 shall be exempt from any State law requiring notification
8 or the reporting of child abuse, child molestation, sexual
9 abuse, rape, or incest.

10 SEC. 209. None of the funds appropriated by this Act
11 (including funds appropriated to any trust fund) may be
12 used to carry out the Medicare Advantage program if the
13 Secretary denies participation in such program to an oth-
14 erwise eligible entity (including a Provider Sponsored Or-
15 ganization) because the entity informs the Secretary that
16 it will not provide, pay for, provide coverage of, or provide
17 referrals for abortions: *Provided*, That the Secretary shall
18 make appropriate prospective adjustments to the capita-
19 tion payment to such an entity (based on an actuarially
20 sound estimate of the expected costs of providing the serv-
21 ice to such entity's enrollees): *Provided further*, That noth-
22 ing in this section shall be construed to change the Medi-
23 care program's coverage for such services and a Medicare
24 Advantage organization described in this section shall be

1 responsible for informing enrollees where to obtain infor-
2 mation about all Medicare covered services.

3 SEC. 210. None of the funds made available in this
4 title may be used, in whole or in part, to advocate or pro-
5 mote gun control.

6 SEC. 211. The Secretary shall make available through
7 assignment not more than 60 employees of the Public
8 Health Service to assist in child survival activities and to
9 work in AIDS programs through and with funds provided
10 by the Agency for International Development, the United
11 Nations International Children's Emergency Fund or the
12 World Health Organization.

13 SEC. 212. In order for HHS to carry out inter-
14 national health activities, including HIV/AIDS and other
15 infectious disease, chronic and environmental disease, and
16 other health activities abroad during fiscal year 2020:

17 (1) The Secretary may exercise authority equiv-
18 alent to that available to the Secretary of State in
19 section 2(c) of the State Department Basic Authori-
20 ties Act of 1956. The Secretary shall consult with
21 the Secretary of State and relevant Chief of Mission
22 to ensure that the authority provided in this section
23 is exercised in a manner consistent with section 207
24 of the Foreign Service Act of 1980 and other appli-

1 cable statutes administered by the Department of
2 State.

3 (2) The Secretary is authorized to provide such
4 funds by advance or reimbursement to the Secretary
5 of State as may be necessary to pay the costs of ac-
6 quisition, lease, alteration, renovation, and manage-
7 ment of facilities outside of the United States for
8 the use of HHS. The Department of State shall co-
9 operate fully with the Secretary to ensure that HHS
10 has secure, safe, functional facilities that comply
11 with applicable regulation governing location, set-
12 back, and other facilities requirements and serve the
13 purposes established by this Act. The Secretary is
14 authorized, in consultation with the Secretary of
15 State, through grant or cooperative agreement, to
16 make available to public or nonprofit private institu-
17 tions or agencies in participating foreign countries,
18 funds to acquire, lease, alter, or renovate facilities in
19 those countries as necessary to conduct programs of
20 assistance for international health activities, includ-
21 ing activities relating to HIV/AIDS and other infec-
22 tious diseases, chronic and environmental diseases,
23 and other health activities abroad.

24 (3) The Secretary is authorized to provide to
25 personnel appointed or assigned by the Secretary to

1 serve abroad, allowances and benefits similar to
2 those provided under chapter 9 of title I of the For-
3 eign Service Act of 1980, and 22 U.S.C. 4081
4 through 4086 and subject to such regulations pre-
5 scribed by the Secretary. The Secretary is further
6 authorized to provide locality-based comparability
7 payments (stated as a percentage) up to the amount
8 of the locality-based comparability payment (stated
9 as a percentage) that would be payable to such per-
10 sonnel under section 5304 of title 5, United States
11 Code if such personnel's official duty station were in
12 the District of Columbia. Leaves of absence for per-
13 sonnel under this subsection shall be on the same
14 basis as that provided under subchapter I of chapter
15 63 of title 5, United States Code, or section 903 of
16 the Foreign Service Act of 1980, to individuals serv-
17 ing in the Foreign Service.

18 (TRANSFER OF FUNDS)

19 SEC. 213. The Director of the NIH, jointly with the
20 Director of the Office of AIDS Research, may transfer up
21 to 3 percent among institutes and centers from the total
22 amounts identified by these two Directors as funding for
23 research pertaining to the human immunodeficiency virus:
24 *Provided*, That the Committees on Appropriations of the
25 House of Representatives and the Senate are notified at
26 least 15 days in advance of any transfer.

(TRANSFER OF FUNDS)

1

2 SEC. 214. Of the amounts made available in this Act
3 for NIH, the amount for research related to the human
4 immunodeficiency virus, as jointly determined by the Di-
5 rector of NIH and the Director of the Office of AIDS Re-
6 search, shall be made available to the “Office of AIDS
7 Research” account. The Director of the Office of AIDS
8 Research shall transfer from such account amounts nec-
9 essary to carry out section 2353(d)(3) of the PHS Act.

10 SEC. 215. (a) AUTHORITY.—Notwithstanding any
11 other provision of law, the Director of NIH (“Director”)
12 may use funds authorized under section 402(b)(12) of the
13 PHS Act to enter into transactions (other than contracts,
14 cooperative agreements, or grants) to carry out research
15 identified pursuant to or research and activities described
16 in such section 402(b)(12).

17 (b) PEER REVIEW.—In entering into transactions
18 under subsection (a), the Director may utilize such peer
19 review procedures (including consultation with appropriate
20 scientific experts) as the Director determines to be appro-
21 priate to obtain assessments of scientific and technical
22 merit. Such procedures shall apply to such transactions
23 in lieu of the peer review and advisory council review pro-
24 cedures that would otherwise be required under sections

1 301(a)(3), 405(b)(1)(B), 405(b)(2), 406(a)(3)(A), 492,
2 and 494 of the PHS Act.

3 SEC. 216. Not to exceed \$45,000,000 of funds appro-
4 priated by this Act to the institutes and centers of the
5 National Institutes of Health may be used for alteration,
6 repair, or improvement of facilities, as necessary for the
7 proper and efficient conduct of the activities authorized
8 herein, at not to exceed \$3,500,000 per project.

9 (TRANSFER OF FUNDS)

10 SEC. 217. Of the amounts made available for NIH,
11 1 percent of the amount made available for National Re-
12 search Service Awards (“NRSA”) shall be made available
13 to the Administrator of the Health Resources and Services
14 Administration to make NRSA awards for research in pri-
15 mary medical care to individuals affiliated with entities
16 who have received grants or contracts under sections 736,
17 739, or 747 of the PHS Act, and 1 percent of the amount
18 made available for NRSA shall be made available to the
19 Director of the Agency for Healthcare Research and Qual-
20 ity to make NRSA awards for health service research.

21 SEC. 218. (a) The Biomedical Advanced Research
22 and Development Authority (“BARDA”) may enter into
23 a contract, for more than one but no more than 10 pro-
24 gram years, for purchase of research services or of security
25 countermeasures, as that term is defined in section 319F–

1 2(c)(1)(B) of the PHS Act (42 U.S.C. 247d–6b(c)(1)(B)),
2 if—

3 (1) funds are available and obligated—

4 (A) for the full period of the contract or
5 for the first fiscal year in which the contract is
6 in effect; and

7 (B) for the estimated costs associated with
8 a necessary termination of the contract; and

9 (2) the Secretary determines that a multi-year
10 contract will serve the best interests of the Federal
11 Government by encouraging full and open competi-
12 tion or promoting economy in administration, per-
13 formance, and operation of BARDA’s programs.

14 (b) A contract entered into under this section—

15 (1) shall include a termination clause as de-
16 scribed by subsection (c) of section 3903 of title 41,
17 United States Code; and

18 (2) shall be subject to the congressional notice
19 requirement stated in subsection (d) of such section.

20 SEC. 219. (a) The Secretary shall publish in the fiscal
21 year 2021 budget justification and on Departmental Web
22 sites information concerning the employment of full-time
23 equivalent Federal employees or contractors for the pur-
24 poses of implementing, administering, enforcing, or other-
25 wise carrying out the provisions of the ACA, and the

1 amendments made by that Act, in the proposed fiscal year
2 and each fiscal year since the enactment of the ACA.

3 (b) With respect to employees or contractors sup-
4 ported by all funds appropriated for purposes of carrying
5 out the ACA (and the amendments made by that Act),
6 the Secretary shall include, at a minimum, the following
7 information:

8 (1) For each such fiscal year, the section of
9 such Act under which such funds were appropriated,
10 a statement indicating the program, project, or ac-
11 tivity receiving such funds, the Federal operating di-
12 vision or office that administers such program, and
13 the amount of funding received in discretionary or
14 mandatory appropriations.

15 (2) For each such fiscal year, the number of
16 full-time equivalent employees or contracted employ-
17 ees assigned to each authorized and funded provision
18 detailed in accordance with paragraph (1).

19 (c) In carrying out this section, the Secretary may
20 exclude from the report employees or contractors who—

21 (1) are supported through appropriations en-
22 acted in laws other than the ACA and work on pro-
23 grams that existed prior to the passage of the ACA;

1 (2) spend less than 50 percent of their time on
2 activities funded by or newly authorized in the ACA;
3 or

4 (3) work on contracts for which FTE reporting
5 is not a requirement of their contract, such as fixed-
6 price contracts.

7 SEC. 220. The Secretary shall publish, as part of the
8 fiscal year 2021 budget of the President submitted under
9 section 1105(a) of title 31, United States Code, informa-
10 tion that details the uses of all funds used by the Centers
11 for Medicare & Medicaid Services specifically for Health
12 Insurance Exchanges for each fiscal year since the enact-
13 ment of the ACA and the proposed uses for such funds
14 for fiscal year 2021. Such information shall include, for
15 each such fiscal year, the amount of funds used for each
16 activity specified under the heading “Health Insurance
17 Exchange Transparency” in the committee report accom-
18 panying this Act.

19 SEC. 221. None of the funds made available by this
20 Act from the Federal Hospital Insurance Trust Fund or
21 the Federal Supplemental Medical Insurance Trust Fund,
22 or transferred from other accounts funded by this Act to
23 the “Centers for Medicare & Medicaid Services—Program
24 Management” account, may be used for payments under

1 section 1342(b)(1) of Public Law 111–148 (relating to
2 risk corridors).

3 (TRANSFER OF FUNDS)

4 SEC. 222. (a) Within 45 days of enactment of this
5 Act, the Secretary shall transfer funds appropriated under
6 section 4002 of the ACA to the accounts specified, in the
7 amounts specified, and for the activities specified under
8 the heading “Prevention and Public Health Fund” in the
9 committee report accompanying this Act.

10 (b) Notwithstanding section 4002(c) of the ACA, the
11 Secretary may not further transfer these amounts.

12 (c) Funds transferred for activities authorized under
13 section 2821 of the PHS Act shall be made available with-
14 out reference to section 2821(b) of such Act.

15 SEC. 223. Effective during the period beginning on
16 November 1, 2015 and ending January 1, 2022, any pro-
17 vision of law that refers (including through cross-reference
18 to another provision of law) to the current recommenda-
19 tions of the United States Preventive Services Task Force
20 with respect to breast cancer screening, mammography,
21 and prevention shall be administered by the Secretary in-
22 volved as if—

23 (1) such reference to such current recommenda-
24 tions were a reference to the recommendations of
25 such Task Force with respect to breast cancer

1 screening, mammography, and prevention last issued
2 before 2009; and

3 (2) such recommendations last issued before
4 2009 applied to any screening mammography modal-
5 ity under section 1861(jj) of the Social Security Act
6 (42 U.S.C. 1395x(jj)).

7 SEC. 224. In making Federal financial assistance, the
8 provisions relating to indirect costs in part 75 of title 45,
9 Code of Federal Regulations, including with respect to the
10 approval of deviations from negotiated rates, shall con-
11 tinue to apply to the National Institutes of Health to the
12 same extent and in the same manner as such provisions
13 were applied in the third quarter of fiscal year 2017. None
14 of the funds appropriated in this or prior Acts or otherwise
15 made available to the Department of Health and Human
16 Services or to any department or agency may be used to
17 develop or implement a modified approach to such provi-
18 sions, or to intentionally or substantially expand the fiscal
19 effect of the approval of such deviations from negotiated
20 rates beyond the proportional effect of such approvals in
21 such quarter.

22 (TRANSFER OF FUNDS)

23 SEC. 225. The NIH Director may transfer funds spe-
24 cifically appropriated for opioid addiction, opioid alter-
25 natives, pain management, and addiction treatment to
26 other Institutes and Centers of the NIH to be used for

1 the same purpose 15 days after notifying the Committees
2 on Appropriations: *Provided*, That the transfer authority
3 provided in the previous proviso is in addition to any other
4 transfer authority provided by law.

5 SEC. 226. (a) The Secretary shall provide to the
6 Committees on Appropriations of the House of Represent-
7 atives and the Senate:

8 (1) Detailed monthly enrollment figures from
9 the Exchanges established under the Patient Protec-
10 tion and Affordable Care Act of 2010 pertaining to
11 enrollments during the open enrollment period, in-
12 cluding State enrollment figures disaggregated by
13 race, ethnicity, preferred language, age, and sex.

14 (2) Notification of any new or competitive grant
15 awards, including supplements, authorized under
16 section 330 of the Public Health Service Act.

17 (b) The Committees on Appropriations of the House
18 and Senate must be notified at least 2 business days in
19 advance of any public release of enrollment information
20 or the award of such grants.

21 SEC. 227. Not later than the 15th day of each month,
22 the Department of Health and Human Services shall pro-
23 vide the Committees on Appropriations of the House of
24 Representatives and Senate a report on staffing described
25 in the committee report accompanying this Act.

1 SEC. 228. Funds appropriated in this Act that are
2 available for salaries and expenses of employees of the De-
3 partment of Health and Human Services shall also be
4 available to pay travel and related expenses of such an
5 employee or of a member of his or her family, when such
6 employee is assigned to duty, in the United States or in
7 a U.S. territory, during a period and in a location that
8 are the subject of a determination of a public health emer-
9 gency under section 319 of the Public Health Service Act
10 and such travel is necessary to obtain medical care for
11 an illness, injury, or medical condition that cannot be ade-
12 quately addressed in that location at that time. For pur-
13 poses of this section, the term “U.S. territory” means
14 Guam, the Commonwealth of Puerto Rico, the Northern
15 Mariana Islands, the Virgin Islands, American Samoa, or
16 the Trust Territory of the Pacific Islands.

17 SEC. 229. The Department of Health and Human
18 Services may accept donations from the private sector,
19 nongovernmental organizations, and other groups inde-
20 pendent of the Federal Government for the care of unac-
21 companied alien children (as defined in section 462(g)(2)
22 of the Homeland Security Act of 2002 (6 U.S.C.
23 279(g)(2))) in the care of the Office of Refugee Resettle-
24 ment of the Administration for Children and Families, in-
25 cluding medical goods and services, which may include

1 early childhood developmental screenings, school supplies,
2 toys, clothing, and any other items intended to promote
3 the wellbeing of such children.

4 (RESCISSION)

5 SEC. 230. Of the unobligated balances made available
6 by section 301(b)(3) of Public Law 114–10,
7 \$4,300,000,000 are hereby permanently rescinded.

8 SEC. 231. None of the funds made available by this
9 Act may be used to prevent a United States Senator or
10 Member of the House of Representatives from entering,
11 for the purpose of conducting oversight, any facility in the
12 United States used for the purpose of maintaining custody
13 of, or otherwise housing, unaccompanied alien children (as
14 defined in section 462(g)(2) of the Homeland Security Act
15 of 2002 (6 U.S.C. 279(g)(2))). Nothing in this section
16 shall be construed to require such a Senator or Member
17 to provide prior notice of the intent to enter such a facility
18 for such purpose.

19 SEC. 232. To the extent practicable, and so long as
20 it is appropriate and in the best interest of the child, in
21 cases where the Office of Refugee Resettlement of the De-
22 partment of Health and Human Services is responsible for
23 the care of siblings who are unaccompanied alien children
24 (as defined in section 462(g)(2) of the Homeland Security
25 Act of 2002 (6 U.S.C. 279(g)(2))), the Director of the Of-
26 fice shall place the siblings—

1 (1) in the same facility; or

2 (2) with the same sponsor.

3 SEC. 233. (a) None of the funds provided by this Act
4 or provided by any accounts in the Treasury of the United
5 States derived by the collection of fees available to the Sec-
6 retary of Health and Human Services, or to any other offi-
7 cial of a Federal agency funded by this Act may be used
8 to facilitate the Secretary of Homeland Security placing
9 in detention, removing, referring for a decision whether
10 to initiate removal proceedings, or initiating removal pro-
11 ceedings against a sponsor, potential sponsor, or member
12 of a household of a sponsor or potential sponsor of an un-
13 accompanied alien child (as defined in section 462(g) of
14 the Homeland Security Act of 2002 (6 U.S.C. 279(g)))
15 based on information shared by the Secretary of Health
16 and Human Services, or information shared by an unac-
17 companied alien child himself or herself with the Depart-
18 ment of Homeland Security or the Department of Health
19 and Human Services.

20 (b) Subsection (a) shall not apply if a background
21 check of a sponsor, potential sponsor, or member of a
22 household of a sponsor or potential sponsor reveals—

23 (1) a felony conviction or pending felony charge
24 that relates to—

1 (A) an aggravated felony (as defined in
2 section 101(a)(43) of the Immigration and Na-
3 tionality Act (8 U.S.C. 1101(a)(43)));

4 (B) child abuse;

5 (C) sexual violence or abuse; or

6 (D) child pornography;

7 (2) an association with any business that em-
8 ploys a minor who—

9 (A) is unrelated to the sponsor, potential
10 sponsor, or member of a household of a sponsor
11 or potential sponsor; and

12 (B) is—

13 (i) not paid a legal wage; or

14 (ii) unable to attend school due to em-
15 ployment; or

16 (3) an association with the organization or im-
17 plementation of prostitution.

18 SEC. 234. None of the funds made available in this
19 Act may be used to house unaccompanied alien children
20 (as such term is defined in section 462(g) of the Home-
21 land Security Act of 2002 (6 U.S.C. 279(g))) in—

22 (a) soft-sided dormitories; or

23 (b) an influx facility that is not State-licensed for the
24 care of dependent minors, except in the case that the Sec-
25 retary of Health and Human Services determines that

1 housing unaccompanied alien children in such a facility
2 is necessary on a temporary basis due to an influx of such
3 children or an emergency, provided that—

4 (1) any such influx facility that remains in op-
5 eration for more than 3 consecutive months shall
6 fully comply with the requirements listed in Exhibit
7 1 of the Flores Settlement Agreement, regardless of
8 the status of the underlying settlement agreement,
9 as well as the standard staffing ratio requirements
10 for youth care workers, mental health providers, and
11 clinicians to children that permanent facilities are
12 required to meet, including those in section 4.4.1 of
13 the Office of Refugee Resettlement’s (ORR) Policies
14 and Procedures Guide for “Children Entering the
15 United States Unaccompanied”;

16 (2) the Secretary of Health and Human Serv-
17 ices may grant a 1-month waiver for an influx facili-
18 ty’s non-compliance with paragraph (1) if the Sec-
19 retary certifies and provides a report to Congress on
20 the facility’s good-faith efforts and progress towards
21 compliance;

22 (3) not more than three consecutive waivers
23 under paragraph (2) may be granted to any one fa-
24 cility;

1 (4) ORR shall ensure full adherence to the
2 monitoring requirements set forth in sections 5.5
3 and 3.3.16 of its Policies and Procedures Guide; and

4 (5) for any such influx facility in operation for
5 more than 3 consecutive months, ORR shall conduct
6 a minimum of one comprehensive monitoring visit
7 during the first 3 months of operation, with quar-
8 terly monitoring visits thereafter.

9 SEC. 235. Not later than 14 days after the date of
10 enactment of this Act, and weekly thereafter, the Sec-
11 retary of Health and Human Services shall submit to the
12 Committees on Appropriations of the House of Represent-
13 atives and the Senate, and make publicly available online,
14 a report with respect to children who were separated from
15 their parents or legal guardians by the Department of
16 Homeland Security (DHS) (regardless of whether or not
17 such separation was pursuant to an option selected by the
18 children, parents, or guardians), subsequently classified as
19 unaccompanied alien children, and transferred to the care
20 and custody of the Office of Refugee Resettlement of the
21 Department of Health and Human Services (ORR) during
22 the previous week. Each report shall contain the following
23 information:

1 (1) The number and ages of children so sepa-
2 rated at or between ports of entry, to be reported by
3 sector where separation occurred.

4 (2) The documented cause of separation, as re-
5 ported by DHS when each child was referred.

6 (3) The custody status of the parents or legal
7 guardians from whom the child was separated.

8 SEC. 236. (a) None of the funds made available by
9 this Act may be awarded to any organization, including
10 under the Federal Foster Care program under part E of
11 title IV of the Social Security Act, that does not comply
12 with subsections (c) and (d) of section 75.300 of title 45,
13 Code of Federal Regulations (prohibiting discrimination
14 on the basis of age, disability, sex, race, color, national
15 origin, religion, gender identity, or sexual orientation).

16 (b) None of the funds made available by this Act may
17 be used by the Department of Health and Human Services
18 to grant an exception from either such subsection for any
19 Federal grantee.

20 SEC. 237. Funds appropriated under this Act, any
21 previous appropriations Act, or the Patient Protection and
22 Affordable Care Act that are available for salaries and ex-
23 penses of employees of the Department of Health and
24 Human Services shall also remain available for obligation
25 for the primary and secondary schooling of eligible de-

1 pendants of HHS personnel stationed in the Common-
2 wealth of Puerto Rico, the Commonwealth of the Northern
3 Mariana Islands, and other territories or possessions of
4 the United States at costs not in excess of those paid for
5 or reimbursed by the Department of Defense.

6 SEC. 238. None of the funds made available by this
7 Act may be used to implement, enforce, or otherwise give
8 effect to the revision to section 447.10 of title 42, Code
9 of Federal Regulations, contained in the proposed rule en-
10 titled “Medicaid Program; Reassignment of Medicaid Pro-
11 vider Claims” (83 Fed. Reg. 32252 (July 12, 2018)).

12 SEC. 239. None of the funds appropriated in this bill
13 or otherwise made available to the Department of Health
14 and Human Services shall be used to publish the proposed
15 regulation in the Fall 2018 Unified Agenda of Regulatory
16 and Deregulatory Actions relating to the Medicaid Non-
17 emergency Medical Transportation benefit for Medicaid
18 beneficiaries expected to be published for comment in May
19 2019 and promulgated in Fall 2019 (RIN: 0938–AT81).

20 SEC. 240. None of the funds made available by this
21 Act may be used to finalize, implement, or enforce the rule
22 entitled “Protecting Statutory Conscience Rights in
23 Health Care; Delegations of Authority” issued by the De-
24 partment of Health and Human Services (RIN 0945–
25 AA10).

1 This title may be cited as the “Department of Health
2 and Human Services Appropriations Act, 2020”.

3 TITLE III

4 DEPARTMENT OF EDUCATION

5 EDUCATION FOR THE DISADVANTAGED

6 For carrying out title I and subpart 2 of part B of
7 title II of the Elementary and Secondary Education Act
8 of 1965 (referred to in this Act as “ESEA”) and section
9 418A of the Higher Education Act of 1965 (referred to
10 in this Act as “HEA”), \$17,563,802,000 (increased by
11 \$1,000,000) (reduced by \$1,000,000), of which
12 \$6,638,625,000 shall become available on July 1, 2020,
13 and shall remain available through September 30, 2021,
14 and of which \$10,841,177,000 shall become available on
15 October 1, 2020, and shall remain available through Sep-
16 tember 30, 2021, for academic year 2020–2021: *Provided*,
17 That \$6,459,401,000 shall be for basic grants under sec-
18 tion 1124 of the ESEA: *Provided further*, That up to
19 \$5,000,000 of these funds shall be available to the Sec-
20 retary of Education (referred to in this title as “Sec-
21 retary”) on October 1, 2019, to obtain annually updated
22 local educational agency-level census poverty data from
23 the Bureau of the Census: *Provided further*, That
24 \$1,362,301,000 shall be for concentration grants under
25 section 1124A of the ESEA: *Provided further*, That

1 \$4,519,050,000 shall be for targeted grants under section
2 1125 of the ESEA: *Provided further*, That
3 \$4,519,050,000 shall be for education finance incentive
4 grants under section 1125A of the ESEA: *Provided fur-*
5 *ther*, That \$224,000,000 shall be for carrying out subpart
6 2 of part B of title II: *Provided further*, That \$50,000,000
7 shall be for carrying out section 418A of the HEA.

8 IMPACT AID

9 For carrying out programs of financial assistance to
10 federally affected schools authorized by title VII of the
11 ESEA, \$1,498,112,000, of which \$1,351,242,000 shall be
12 for basic support payments under section 7003(b),
13 \$48,316,000 shall be for payments for children with dis-
14 abilities under section 7003(d), \$17,406,000, shall be for
15 construction under section 7007(a), \$76,313,000 shall be
16 for Federal property payments under section 7002, and
17 \$4,835,000, to remain available until expended, shall be
18 for facilities maintenance under section 7008: *Provided*,
19 That for purposes of computing the amount of a payment
20 for an eligible local educational agency under section
21 7003(a) for school year 2019–2020, children enrolled in
22 a school of such agency that would otherwise be eligible
23 for payment under section 7003(a)(1)(B) of such Act, but
24 due to the deployment of both parents or legal guardians,
25 or a parent or legal guardian having sole custody of such

1 children, or due to the death of a military parent or legal
2 guardian while on active duty (so long as such children
3 reside on Federal property as described in section
4 7003(a)(1)(B)), are no longer eligible under such section,
5 shall be considered as eligible students under such section,
6 provided such students remain in average daily attendance
7 at a school in the same local educational agency they at-
8 tended prior to their change in eligibility status.

9 SCHOOL IMPROVEMENT PROGRAMS

10 For carrying out school improvement activities au-
11 thorized by part B of title I, part A of title II, subpart
12 1 of part A of title IV, part B of title IV, part B of title
13 V, and parts B and C of title VI of the ESEA; the McKin-
14 ney-Vento Homeless Assistance Act; section 203 of the
15 Educational Technical Assistance Act of 2002; the Com-
16 pact of Free Association Amendments Act of 2003; and
17 the Civil Rights Act of 1964, \$6,016,470,000, of which
18 \$4,174,902,000 shall become available on July 1, 2020,
19 and remain available through September 30, 2021, and
20 of which \$1,681,441,000 shall become available on Octo-
21 ber 1, 2020, and shall remain available through September
22 30, 2021, for academic year 2020–2021: *Provided*, That
23 \$378,000,000 shall be for part B of title I: *Provided fur-*
24 *ther*, That \$1,321,673,000 shall be for part B of title IV:
25 *Provided further*, That \$40,000,000 shall be for part B

1 of title VI and may be used for construction, renovation,
2 and modernization of any elementary school, secondary
3 school, or structure related to an elementary school or sec-
4 ondary school, run by the Department of Education of the
5 State of Hawaii, that serves a predominantly Native Ha-
6 waiian student body: *Provided further*, That \$36,453,000
7 shall be for part C of title VI and shall be awarded on
8 a competitive basis, and also may be used for construction:
9 *Provided further*, That \$60,400,000 shall be available to
10 carry out section 203 of the Educational Technical Assist-
11 ance Act of 2002 and the Secretary shall make such ar-
12 rangements as determined to be necessary to ensure that
13 the Bureau of Indian Education has access to services pro-
14 vided under this section: *Provided further*, That
15 \$16,699,000 shall be available to carry out the Supple-
16 mental Education Grants program for the Federated
17 States of Micronesia and the Republic of the Marshall Is-
18 lands: *Provided further*, That the Secretary may reserve
19 up to 5 percent of the amount referred to in the previous
20 proviso to provide technical assistance in the implementa-
21 tion of these grants: *Provided further*, That \$180,840,000
22 shall be for part B of title V: *Provided further*, That
23 \$1,320,000,000 shall be available for grants under sub-
24 part 1 of part A of title IV.

1 INDIAN EDUCATION

2 For expenses necessary to carry out, to the extent
3 not otherwise provided, title VI, part A of the ESEA,
4 \$186,374,000, of which \$67,993,000 shall be for subpart
5 2 of part A of title VI and \$13,000,000 shall be for sub-
6 part 3 of part A of title VI.

7 INNOVATION AND IMPROVEMENT

8 For carrying out activities authorized by subparts 1,
9 3 and 4 of part B of title II, and parts C, D, and E and
10 subparts 1 and 4 of part F of title IV of the ESEA,
11 \$1,223,815,000 (increased by \$500,000): *Provided*, That
12 \$304,815,000 (increased by \$500,000) shall be for sub-
13 parts 1, 3 and 4 of part B of title II and shall be made
14 available without regard to sections 2201, 2231(b) and
15 2241: *Provided further*, That \$619,000,000 (reduced by
16 \$1,000,000) (increased by \$1,000,000) shall be for parts
17 C, D, and E and subpart 4 of part F of title IV, and
18 shall be made available without regard to sections 4311,
19 4409(a), and 4601 of the ESEA: *Provided further*, That
20 notwithstanding section 4601(b), \$300,000,000 shall be
21 available through December 31, 2020 for subpart 1 of
22 part F of title IV, of which \$170,000,000 shall be for so-
23 cial and emotional learning grants, and \$125,000,000
24 shall be used for science, technology, engineering, arts,

1 and mathematics, including computer science education
2 grants.

3 SAFE SCHOOLS AND CITIZENSHIP EDUCATION

4 For carrying out activities authorized by subparts 2
5 and 3 of part F of title IV of the ESEA, \$240,000,000
6 (reduced by \$5,000,000) (increased by \$5,000,000) (in-
7 creased by \$80,000,000): *Provided*, That \$120,000,000
8 (increased by \$80,000,000) shall be available for section
9 4631, of which up to \$10,000,000, to remain available
10 until expended, shall be for the Project School Emergency
11 Response to Violence (Project SERV) program: *Provided*
12 *further*, That \$40,000,000 shall be available for section
13 4625: *Provided further*, That \$80,000,000 shall be avail-
14 able through December 31, 2020, for section 4624.

15 ENGLISH LANGUAGE ACQUISITION

16 For carrying out part A of title III of the ESEA,
17 \$980,000,000, which shall become available on July 1,
18 2020, and shall remain available through September 30,
19 2021, except that 6.5 percent of such amount shall be
20 available on October 1, 2019, and shall remain available
21 through September 30, 2021, to carry out activities under
22 section 3111(c)(1)(C).

23 SPECIAL EDUCATION

24 For carrying out the Individuals with Disabilities
25 Education Act (IDEA) and the Special Olympics Sport

1 and Empowerment Act of 2004, \$14,523,544,000 (re-
2 duced by \$1,000,000) (increased by \$1,000,000), of which
3 \$4,975,709,000 shall become available on July 1, 2020,
4 and shall remain available through September 30, 2021,
5 and of which \$9,283,383,000 shall become available on
6 October 1, 2020, and shall remain available through Sep-
7 tember 30, 2021, for academic year 2020–2021: *Provided*,
8 That the amount for section 611(b)(2) of the IDEA shall
9 be equal to the lesser of the amount available for that ac-
10 tivity during fiscal year 2019, increased by the amount
11 of inflation as specified in section 619(d)(2)(B) of the
12 IDEA, or the percent change in the funds appropriated
13 under section 611(i) of the IDEA, but not less than the
14 amount for that activity during fiscal year 2019: *Provided*
15 *further*, That the Secretary shall, without regard to section
16 611(d) of the IDEA, distribute to all other States (as that
17 term is defined in section 611(g)(2)), subject to the third
18 proviso, any amount by which a State’s allocation under
19 section 611, from funds appropriated under this heading,
20 is reduced under section 612(a)(18)(B), according to the
21 following: 85 percent on the basis of the States’ relative
22 populations of children aged 3 through 21 who are of the
23 same age as children with disabilities for whom the State
24 ensures the availability of a free appropriate public edu-
25 cation under this part, and 15 percent to States on the

1 basis of the States' relative populations of those children
2 who are living in poverty: *Provided further*, That the Sec-
3 retary may not distribute any funds under the previous
4 proviso to any State whose reduction in allocation from
5 funds appropriated under this heading made funds avail-
6 able for such a distribution: *Provided further*, That the
7 States shall allocate such funds distributed under the sec-
8 ond proviso to local educational agencies in accordance
9 with section 611(f): *Provided further*, That the amount by
10 which a State's allocation under section 611(d) of the
11 IDEA is reduced under section 612(a)(18)(B) and the
12 amounts distributed to States under the previous provisos
13 in fiscal year 2012 or any subsequent year shall not be
14 considered in calculating the awards under section 611(d)
15 for fiscal year 2013 or for any subsequent fiscal years:
16 *Provided further*, That, notwithstanding the provision in
17 section 612(a)(18)(B) regarding the fiscal year in which
18 a State's allocation under section 611(d) is reduced for
19 failure to comply with the requirement of section
20 612(a)(18)(A), the Secretary may apply the reduction
21 specified in section 612(a)(18)(B) over a period of con-
22 secutive fiscal years, not to exceed five, until the entire
23 reduction is applied: *Provided further*, That the Secretary
24 may, in any fiscal year in which a State's allocation under
25 section 611 is reduced in accordance with section

1 612(a)(18)(B), reduce the amount a State may reserve
2 under section 611(e)(1) by an amount that bears the same
3 relation to the maximum amount described in that para-
4 graph as the reduction under section 612(a)(18)(B) bears
5 to the total allocation the State would have received in
6 that fiscal year under section 611(d) in the absence of the
7 reduction: *Provided further*, That the Secretary shall ei-
8 ther reduce the allocation of funds under section 611 for
9 any fiscal year following the fiscal year for which the State
10 fails to comply with the requirement of section
11 612(a)(18)(A) as authorized by section 612(a)(18)(B), or
12 seek to recover funds under section 452 of the General
13 Education Provisions Act (20 U.S.C. 1234a): *Provided*
14 *further*, That the funds reserved under 611(c) of the
15 IDEA may be used to provide technical assistance to
16 States to improve the capacity of the States to meet the
17 data collection requirements of sections 616 and 618 and
18 to administer and carry out other services and activities
19 to improve data collection, coordination, quality, and use
20 under parts B and C of the IDEA: *Provided further*, That
21 the Secretary may use funds made available for the State
22 Personnel Development Grants program under part D,
23 subpart 1 of IDEA to evaluate program performance
24 under such subpart: *Provided further*, That States may
25 use funds reserved for other State-level activities under

1 sections 611(e)(2) and 619(f) of the IDEA to make sub-
2 grants to local educational agencies, institutions of higher
3 education, other public agencies, and private non-profit or-
4 ganizations to carry out activities authorized by those sec-
5 tions: *Provided further*, That, notwithstanding section
6 643(e)(2)(A) of the IDEA, if 5 or fewer States apply for
7 grants pursuant to section 643(e) of such Act, the Sec-
8 retary shall provide a grant to each State in an amount
9 equal to the maximum amount described in section
10 643(e)(2)(B) of such Act: *Provided further*, That if more
11 than 5 States apply for grants pursuant to section 643(e)
12 of the IDEA, the Secretary shall award funds to those
13 States on the basis of the States' relative populations of
14 infants and toddlers except that no such State shall re-
15 ceive a grant in excess of the amount described in section
16 643(e)(2)(B) of such Act.

17 REHABILITATION SERVICES

18 For carrying out, to the extent not otherwise pro-
19 vided, the Rehabilitation Act of 1973 and the Helen Keller
20 National Center Act, \$3,752,076,000, of which
21 \$3,610,040,000 shall be for grants for vocational rehabili-
22 tation services under title I of the Rehabilitation Act: *Pro-*
23 *vided*, That the Secretary may use amounts provided in
24 this Act that remain available subsequent to the reallocot-
25 ment of funds to States pursuant to section 110(b) of the

1 Rehabilitation Act for innovative activities aimed at im-
2 proving the outcomes of individuals with disabilities as de-
3 fined in section 7(20)(B) of the Rehabilitation Act, includ-
4 ing activities aimed at improving the education and post-
5 school outcomes of children receiving Supplemental Secu-
6 rity Income (“SSI”) and their families that may result
7 in long-term improvement in the SSI child recipient’s eco-
8 nomic status and self-sufficiency: *Provided further*, That
9 States may award subgrants for a portion of the funds
10 to other public and private, nonprofit entities: *Provided*
11 *further*, That any funds made available subsequent to real-
12 lotment for innovative activities aimed at improving the
13 outcomes of individuals with disabilities shall remain avail-
14 able until September 30, 2021.

15 SPECIAL INSTITUTIONS FOR PERSONS WITH
16 DISABILITIES

17 AMERICAN PRINTING HOUSE FOR THE BLIND

18 For carrying out the Act to Promote the Education
19 of the Blind of March 3, 1879, \$39,000,000.

20 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

21 For the National Technical Institute for the Deaf
22 under titles I and II of the Education of the Deaf Act
23 of 1986, \$80,000,000: *Provided*, That from the total
24 amount available, the Institute may at its discretion use

1 funds for the endowment program as authorized under
2 section 207 of such Act.

3 GALLAUDET UNIVERSITY

4 For the Kendall Demonstration Elementary School,
5 the Model Secondary School for the Deaf, and the partial
6 support of Gallaudet University under titles I and II of
7 the Education of the Deaf Act of 1986, \$138,361,000:
8 *Provided*, That from the total amount available, the Uni-
9 versity may at its discretion use funds for the endowment
10 program as authorized under section 207 of such Act.

11 CAREER, TECHNICAL, AND ADULT EDUCATION

12 For carrying out, to the extent not otherwise pro-
13 vided, the Carl D. Perkins Career and Technical Edu-
14 cation Act of 2006 (Perkins Act), and the Adult Edu-
15 cation and Family Literacy Act (AEFLA),
16 \$2,003,133,000 (reduced by \$1,000,000) (increased by
17 \$1,000,000), of which \$1,212,133,000 shall become avail-
18 able on July 1, 2020, and shall remain available through
19 September 30, 2021, and of which \$791,000,000 shall be-
20 come available on October 1, 2020, and shall remain avail-
21 able through September 30, 2021: *Provided*, That of the
22 amounts made available for the AEFLA, \$13,712,000
23 shall be for national leadership activities under section
24 242.

1 STUDENT FINANCIAL ASSISTANCE

2 For carrying out subparts 1, 3, and 10 of part A,
3 and part C of title IV of the HEA, \$24,937,352,000,
4 which shall remain available through September 30, 2021.

5 The maximum Pell Grant for which a student shall
6 be eligible during award year 2020–2021 shall be \$5,285.

7 STUDENT AID ADMINISTRATION

8 For Federal administrative expenses to carry out part
9 D of title I, and subparts 1, 3, 9, and 10 of part A, and
10 parts B, C, D, and E of title IV of the HEA, and subpart
11 1 of part A of title VII of the Public Health Service Act,
12 \$1,678,943,000, to remain available through September
13 30, 2021: *Provided*, That the Secretary shall allocate new
14 student loan borrower accounts to eligible student loan
15 servicers on the basis of their past performance compared
16 to all loan servicers, utilizing established common metrics,
17 and on the basis of the capacity of each servicer to process
18 new and existing accounts and compliance with Federal
19 and State law: *Provided further*, That for student loan
20 contracts awarded prior to October 1, 2017, the Secretary
21 shall allow student loan borrowers who are consolidating
22 Federal student loans to select from any student loan
23 servicer to service their new consolidated student loan:
24 *Provided further*, That in order to promote accountability
25 and high-quality service to borrowers, the Secretary shall

1 not award funding for any contract solicitation for a new
2 Federal student loan servicing environment, including the
3 solicitation for the FSA Next Generation Processing and
4 Servicing Environment, unless such an environment pro-
5 vides for the participation of multiple student loan
6 servicers that contract directly with the Department of
7 Education: *Provided further*, That the FSA Next Genera-
8 tion Processing and Servicing Environment, or any new
9 Federal student loan servicing environment, shall include
10 accountability measures that account for the performance
11 of the portfolio and contractor compliance with Federal
12 Student Aid (FSA) guidelines: *Provided further*, That
13 FSA shall ensure that contracts for the Next Generation
14 Processing and Servicing Environment, or any new Fed-
15 eral loan servicing environment, incentivize more support
16 to borrowers at risk of delinquency or default: *Provided*
17 *further*, That the Secretary shall provide quarterly brief-
18 ings to the Committees on Appropriations and Education
19 and Labor of the House of Representatives and the Com-
20 mittees on Appropriations and Health, Education, Labor,
21 and Pensions of the Senate on general progress related
22 to solicitations for Federal student loan servicing con-
23 tracts.

1 HIGHER EDUCATION

2 For carrying out, to the extent not otherwise pro-
3 vided, titles II, III, IV, V, VI, and VII of the HEA, the
4 Mutual Educational and Cultural Exchange Act of 1961,
5 and section 117 of the Perkins Act, \$2,748,533,000 (re-
6 duced by \$10,000,000) (increased by \$10,000,000) (in-
7 creased by \$500,000): *Provided*, That notwithstanding
8 any other provision of law, funds made available in this
9 Act to carry out title VI of the HEA and section 102(b)(6)
10 of the Mutual Educational and Cultural Exchange Act of
11 1961 may be used to support visits and study in foreign
12 countries by individuals who are participating in advanced
13 foreign language training and international studies in
14 areas that are vital to United States national security and
15 who plan to apply their language skills and knowledge of
16 these countries in the fields of government, the profes-
17 sions, or international development: *Provided further*, That
18 of the funds referred to in the preceding proviso up to
19 1 percent may be used for program evaluation, national
20 outreach, and information dissemination activities: *Pro-*
21 *vided further*, That up to 1.5 percent of the funds made
22 available under chapter 2 of subpart 2 of part A of title
23 IV of the HEA may be used for evaluation.

1 In addition, \$20,000,000 shall be made available to
2 provide for the deferment of loans made under part D of
3 title III of the HEA to eligible institutions that are private
4 Historically Black Colleges and Universities, which apply
5 for the deferment of such a loan and demonstrate financial
6 need for such deferment by having a score of 2.6 or less
7 on the Department of Education’s financial responsibility
8 test: *Provided*, That during the period of deferment of
9 such a loan, interest on the loan will not accrue or be cap-
10 italized, and the period of deferment shall be for at least
11 a period of 3-fiscal years and not more than 6-fiscal years:
12 *Provided further*, That funds available under this para-
13 graph shall be used to fund eligible deferment requests
14 submitted for this purpose in fiscal year 2018: *Provided*
15 *further*, That the Secretary shall create and execute an
16 outreach plan to work with States and the Capital Financ-
17 ing Advisory Board to improve outreach to States and help
18 additional public Historically Black Colleges and Univer-
19 sities participate in the program.

20 In addition, \$10,000,000 shall be made available to
21 provide for the deferment of loans made under part D of
22 title III of the HEA to eligible institutions that are public
23 Historically Black Colleges and Universities, which apply
24 for the deferment of such a loan and demonstrate financial
25 need for such deferment, which shall be determined by the

1 Secretary of Education based on factors including, but not
2 limited to, equal to or greater than 5 percent of the
3 school's annual revenue from the previous fiscal year rel-
4 ative to its debt service: *Provided*, That during the period
5 of deferment of such a loan, interest on the loan will not
6 accrue or be capitalized, and the period of deferment shall
7 be for at least a period of 3-fiscal years and not more
8 than 6-fiscal years.

9 In addition, for administrative expenses to carry out
10 the Historically Black College and University Capital Fi-
11 nancing Program entered into pursuant to part D of title
12 III of the HEA, \$334,000.

13 INSTITUTE OF EDUCATION SCIENCES

14 For carrying out activities authorized by the Edu-
15 cation Sciences Reform Act of 2002, the National Assess-
16 ment of Educational Progress Authorization Act, section
17 208 of the Educational Technical Assistance Act of 2002,
18 and section 664 of the Individuals with Disabilities Edu-
19 cation Act, \$650,000,000, which shall remain available
20 through September 30, 2021: *Provided*, That funds avail-
21 able to carry out section 208 of the Educational Technical
22 Assistance Act may be used to link Statewide elementary
23 and secondary data systems with early childhood, postsec-
24 ondary, and workforce data systems, or to further develop
25 such systems: *Provided further*, That up to \$6,000,000 of

1 the funds available to carry out section 208 of the Edu-
2 cational Technical Assistance Act may be used for awards
3 to public or private organizations or agencies to support
4 activities to improve data coordination, quality, and use
5 at the local, State, and national levels.

6 DEPARTMENTAL MANAGEMENT

7 PROGRAM ADMINISTRATION

8 For carrying out, to the extent not otherwise pro-
9 vided, the Department of Education Organization Act, in-
10 cluding rental of conference rooms in the District of Co-
11 lumbia and hire of three passenger motor vehicles,
12 \$430,000,000 (reduced by \$500,000) (reduced by
13 \$500,000) (reduced by \$5,000,000): *Provided*, That, not-
14 withstanding any other provision of law, none of the funds
15 provided by this Act or provided by previous Appropria-
16 tions Acts to the Department of Education available for
17 obligation or expenditure in the current fiscal year may
18 be used for any activity relating to implementing a reorga-
19 nization that decentralizes, reduces the staffing level, or
20 alters the responsibilities, structure, authority, or
21 functionality of the Budget Service of the Department of
22 Education, relative to the organization and operation of
23 the Budget Service as in effect on January 1, 2018.

1 OFFICE FOR CIVIL RIGHTS

2 For expenses necessary for the Office for Civil
3 Rights, as authorized by section 203 of the Department
4 of Education Organization Act, \$130,000,000.

5 OFFICE OF INSPECTOR GENERAL

6 For expenses necessary for the Office of Inspector
7 General, as authorized by section 212 of the Department
8 of Education Organization Act, \$63,418,000 (increased by
9 \$4,000,000).

10 GENERAL PROVISIONS

11 SEC. 301. No funds appropriated in this Act may be
12 used to prevent the implementation of programs of vol-
13 untary prayer and meditation in the public schools.

14 (TRANSFER OF FUNDS)

15 SEC. 302. Not to exceed 1 percent of any discre-
16 tionary funds (pursuant to the Balanced Budget and
17 Emergency Deficit Control Act of 1985) which are appro-
18 priated for the Department of Education in this Act may
19 be transferred between appropriations, but no such appro-
20 priation shall be increased by more than 3 percent by any
21 such transfer: *Provided*, That the transfer authority
22 granted by this section shall be available only to meet
23 emergency needs and shall not be used to create any new
24 program or to fund any project or activity for which no
25 funds are provided in this Act: *Provided further*, That the
26 Committees on Appropriations of the House of Represent-

1 atives and the Senate are notified at least 15 days in ad-
2 vance of any transfer.

3 SEC. 303. Funds appropriated in this Act and con-
4 solidated for evaluation purposes under section 8601(c) of
5 the ESEA shall be available from July 1, 2020, through
6 September 30, 2021.

7 SEC. 304. (a) An institution of higher education that
8 maintains an endowment fund supported with funds ap-
9 propriated for title III or V of the HEA for fiscal year
10 2020 may use the income from that fund to award schol-
11 arships to students, subject to the limitation in section
12 331(c)(3)(B)(i) of the HEA. The use of such income for
13 such purposes, prior to the enactment of this Act, shall
14 be considered to have been an allowable use of that in-
15 come, subject to that limitation.

16 (b) Subsection (a) shall be in effect until titles III
17 and V of the HEA are reauthorized.

18 SEC. 305. Section 114(f) of the HEA (20 U.S.C.
19 1011c(f)) is amended by striking “2019” and inserting
20 “2020”.

21 SEC. 306. Section 458(a) of the HEA (20 U.S.C.
22 1087h(a)) is amended in paragraph (4) by striking
23 “2019” and inserting “2020”.

24 SEC. 307. Funds appropriated in this Act under the
25 heading “Student Aid Administration” may be available

1 for payments for student loan servicing to an institution
2 of higher education that services outstanding Federal Per-
3 kins Loans under part E of title IV of the Higher Edu-
4 cation Act of 1965 (20 U.S.C. 1087aa et seq.).

5 (RESCISSION)

6 SEC. 308. Section 401(b)(7)(A)(iv)(X) of the Higher
7 Education Act of 1965 (20 U.S.C. 1070a(b)(7)(A)(iv)(X))
8 is amended by striking “\$1,430,000,000” and inserting
9 “\$1,380,000,000”.

10 SEC. 309. (a) An institution of higher education may,
11 with explicit written consent of an applicant who has com-
12 pleted a FAFSA under such section 483(a), provide such
13 information collected from the applicant’s FAFSA as is
14 necessary to a scholarship granting organization, includ-
15 ing a tribal organization (defined in section 4 of the Indian
16 Self-Determination and Education Assistance Act (25
17 U.S.C. 5304)), or to an organization assisting the appli-
18 cant in applying for and receiving Federal, State, local,
19 or tribal assistance, that is designated by the applicant
20 to assist the applicant in applying for and receiving finan-
21 cial assistance for any component of the applicant’s cost
22 of attendance (defined in section 472 of the HEA) at that
23 institution.

24 (b) An organization that receives information pursu-
25 ant to subsection (a) shall not sell or otherwise share such
26 information.

1 (c) This section shall be in effect until title IV of the
2 HEA is reauthorized.

3 SEC. 310. For an additional amount for “Department
4 of Education—Federal Direct Student Loan Program Ac-
5 count”, \$350,000,000, to remain available until expended,
6 shall be for the cost, as defined under section 502 of the
7 Congressional Budget Act of 1974, of the Secretary of
8 Education providing loan cancellation in the same manner
9 as under section 455(m) of the Higher Education Act of
10 1965 (20 U.S.C. 1087e(m)), for borrowers of loans made
11 under part D of title IV of such Act who would qualify
12 for loan cancellation under section 455(m) except some,
13 or all, of the 120 required payments under section
14 455(m)(1)(A) do not qualify for purposes of the program
15 because they were monthly payments made in accordance
16 with graduated or extended repayment plans as described
17 under subparagraph (B) or (C) of section 455(d)(1) or
18 the corresponding repayment plan for a consolidation loan
19 made under section 455(g) and that were less than the
20 amount calculated under section 455(d)(1)(A), based on
21 a 10-year repayment period: *Provided*, That the total loan
22 volume, including outstanding principal, fees, capitalized
23 interest, or accrued interest, at application that is eligible
24 for such loan cancellation by such borrowers shall not ex-
25 ceed \$500,000,000: *Provided further*, That the Secretary

1 shall develop and make available a simple method for bor-
2 rowers to apply for loan cancellation under this section
3 within 60 days of enactment of this Act: *Provided further*,
4 That the Secretary shall provide loan cancellation under
5 this section to eligible borrowers on a first-come, first-
6 serve basis, based on the date of application and subject
7 to both the limitation on total loan volume at application
8 for such loan cancellation specified in the first proviso and
9 the availability of appropriations under this section: *Pro-*
10 *vided further*, That no borrower may, for the same service,
11 receive a reduction of loan obligations under both this sec-
12 tion and section 428J, 428K, 428L, or 460 of such Act:
13 *Provided further*, That the Secretary shall inform all bor-
14 rowers who have submitted an Employment Certification
15 Form and are in the incorrect repayment program about
16 the Temporary Expanded Public Service Loan Forgive-
17 ness Program and requirements for qualification under
18 the program.

19 SEC. 311. Of the amounts made available under this
20 title under the heading “Student Aid Administration”,
21 \$2,300,000 shall be used by the Secretary of Education
22 to conduct outreach to borrowers of loans made under part
23 D of title IV of the Higher Education Act of 1965 who
24 may intend to qualify for loan cancellation under section
25 455(m) of such Act (20 U.S.C. 1087e(m)), to ensure that

1 borrowers are meeting the terms and conditions of such
2 loan cancellation: *Provided*, That the Secretary shall spe-
3 cifically conduct outreach to assist borrowers who would
4 qualify for loan cancellation under section 455(m) of such
5 Act except that the borrower has made some, or all, of
6 the 120 required payments under a repayment plan that
7 is not described under section 455(m)(A) of such Act, to
8 encourage borrowers to enroll in a qualifying repayment
9 plan: *Provided further*, That the Secretary shall also com-
10 municate to all Direct Loan borrowers the full require-
11 ments of section 455(m) of such Act and improve the fil-
12 ing of employment certification by providing improved out-
13 reach and information such as outbound calls, electronic
14 communications, ensuring prominent access to program
15 requirements and benefits on each servicer’s website, and
16 creating an option for all borrowers to complete the entire
17 payment certification process electronically and on a cen-
18 tralized website.

19 This title may be cited as the “Department of Edu-
20 cation Appropriations Act, 2020”.

1 TITLE IV
2 RELATED AGENCIES
3 COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE
4 BLIND OR SEVERELY DISABLED
5 SALARIES AND EXPENSES

6 For expenses necessary for the Committee for Pur-
7 chase From People Who Are Blind or Severely Disabled
8 (referred to in this title as “the Committee”) established
9 under section 8502 of title 41, United States Code,
10 \$9,000,000: *Provided*, That in order to authorize any cen-
11 tral nonprofit agency designated pursuant to section
12 8503(c) of title 41, United States Code, to perform re-
13 quirements of the Committee as prescribed under section
14 51–3.2 of title 41, Code of Federal Regulations, the Com-
15 mittee shall enter into a written agreement with any such
16 central nonprofit agency: *Provided further*, That such
17 agreement shall contain such auditing, oversight, and re-
18 porting provisions as necessary to implement chapter 85
19 of title 41, United States Code: *Provided further*, That
20 such agreement shall include the elements listed under the
21 heading “Committee For Purchase From People Who Are
22 Blind or Severely Disabled—Written Agreement Ele-
23 ments” in the explanatory statement described in section
24 4 of Public Law 114–113 (in the matter preceding division
25 A of that consolidated Act): *Provided further*, That any

1 such central nonprofit agency may not charge a fee under
2 section 51–3.5 of title 41, Code of Federal Regulations,
3 prior to executing a written agreement with the Com-
4 mittee: *Provided further*, That no less than \$1,650,000
5 shall be available for the Office of Inspector General.

6 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE
7 OPERATING EXPENSES

8 For necessary expenses for the Corporation for Na-
9 tional and Community Service (referred to in this title as
10 “CNCS”) to carry out the Domestic Volunteer Service Act
11 of 1973 (referred to in this title as “1973 Act”) and the
12 National and Community Service Act of 1990 (referred
13 to in this title as “1990 Act”), \$829,665,000, notwith-
14 standing sections 198B(b)(3), 198S(g), 501(a)(4)(C), and
15 501(a)(4)(F) of the 1990 Act: *Provided*, That of the
16 amounts provided under this heading: (1) up to 1 percent
17 of program grant funds may be used to defray the costs
18 of conducting grant application reviews, including the use
19 of outside peer reviewers and electronic management of
20 the grants cycle; (2) \$17,538,000 shall be available to pro-
21 vide assistance to State commissions on national and com-
22 munity service, under section 126(a) of the 1990 Act and
23 notwithstanding section 501(a)(5)(B) of the 1990 Act; (3)
24 \$33,000,000 shall be available to carry out subtitle E of
25 the 1990 Act; and (4) \$6,400,000 shall be available for

1 expenses authorized under section 501(a)(4)(F) of the
2 1990 Act, which, notwithstanding the provisions of section
3 198P shall be awarded by CNCS on a competitive basis:
4 *Provided further*, That for the purposes of carrying out
5 the 1990 Act, satisfying the requirements in section
6 122(c)(1)(D) may include a determination of need by the
7 local community.

8 PAYMENT TO THE NATIONAL SERVICE TRUST
9 (INCLUDING TRANSFER OF FUNDS)

10 For payment to the National Service Trust estab-
11 lished under subtitle D of title I of the 1990 Act,
12 \$218,691,000, to remain available until expended: *Pro-*
13 *vided*, That CNCS may transfer additional funds from the
14 amount provided within “Operating Expenses” allocated
15 to grants under subtitle C of title I of the 1990 Act to
16 the National Service Trust upon determination that such
17 transfer is necessary to support the activities of national
18 service participants and after notice is transmitted to the
19 Committees on Appropriations of the House of Represent-
20 atives and the Senate: *Provided further*, That amounts ap-
21 propriated for or transferred to the National Service Trust
22 may be invested under section 145(b) of the 1990 Act
23 without regard to the requirement to apportion funds
24 under 31 U.S.C. 1513(b).

1 SALARIES AND EXPENSES

2 For necessary expenses of administration as provided
3 under section 501(a)(5) of the 1990 Act and under section
4 504(a) of the 1973 Act, including payment of salaries, au-
5 thorized travel, hire of passenger motor vehicles, the rental
6 of conference rooms in the District of Columbia, the em-
7 ployment of experts and consultants authorized under 5
8 U.S.C. 3109, and not to exceed \$2,500 for official recep-
9 tion and representation expenses, \$83,737,000.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
12 General in carrying out the Inspector General Act of 1978,
13 \$6,013,000.

14 ADMINISTRATIVE PROVISIONS

15 SEC. 401. CNCS shall make any significant changes
16 to program requirements, service delivery or policy only
17 through public notice and comment rulemaking. For fiscal
18 year 2020, during any grant selection process, an officer
19 or employee of CNCS shall not knowingly disclose any cov-
20 ered grant selection information regarding such selection,
21 directly or indirectly, to any person other than an officer
22 or employee of CNCS that is authorized by CNCS to re-
23 ceive such information.

24 SEC. 402. AmeriCorps programs receiving grants
25 under the National Service Trust program shall meet an

1 overall minimum share requirement of 24 percent for the
2 first 3 years that they receive AmeriCorps funding, and
3 thereafter shall meet the overall minimum share require-
4 ment as provided in section 2521.60 of title 45, Code of
5 Federal Regulations, without regard to the operating costs
6 match requirement in section 121(e) or the member sup-
7 port Federal share limitations in section 140 of the 1990
8 Act, and subject to partial waiver consistent with section
9 2521.70 of title 45, Code of Federal Regulations.

10 SEC. 403. Donations made to CNCS under section
11 196 of the 1990 Act for the purposes of financing pro-
12 grams and operations under titles I and II of the 1973
13 Act or subtitle B, C, D, or E of title I of the 1990 Act
14 shall be used to supplement and not supplant current pro-
15 grams and operations.

16 SEC. 404. In addition to the requirements in section
17 146(a) of the 1990 Act, use of an educational award for
18 the purpose described in section 148(a)(4) shall be limited
19 to individuals who are veterans as defined under section
20 101 of the Act.

21 SEC. 405. For the purpose of carrying out section
22 189D of the 1990 Act—

23 (1) entities described in paragraph (a) of such
24 section shall be considered “qualified entities” under

1 section 3 of the National Child Protection Act of
2 1993 (“NCPA”);

3 (2) individuals described in such section shall
4 be considered “volunteers” under section 3 of
5 NCPA; and

6 (3) State Commissions on National and Com-
7 munity Service established pursuant to section 178
8 of the 1990 Act, are authorized to receive criminal
9 history record information, consistent with Public
10 Law 92–544.

11 SEC. 406. Notwithstanding sections 139(b), 146 and
12 147 of the 1990 Act, an individual who successfully com-
13 pletes a term of service of not less than 1,200 hours dur-
14 ing a period of not more than 1 year may receive a na-
15 tional service education award having a value of 70 per-
16 cent of the value of a national service education award
17 determined under section 147(a) of the Act.

18 CORPORATION FOR PUBLIC BROADCASTING

19 For payment to the Corporation for Public Broad-
20 casting (“CPB”), as authorized by the Communications
21 Act of 1934, an amount which shall be available within
22 limitations specified by that Act, for the fiscal year 2022,
23 \$495,000,000: *Provided*, That none of the funds made
24 available to CPB by this Act shall be used to pay for re-
25 ceptions, parties, or similar forms of entertainment for

1 Government officials or employees: *Provided further*, That
2 none of the funds made available to CPB by this Act shall
3 be available or used to aid or support any program or ac-
4 tivity from which any person is excluded, or is denied ben-
5 efits, or is discriminated against, on the basis of race,
6 color, national origin, religion, or sex: *Provided further*,
7 That none of the funds made available to CPB by this
8 Act shall be used to apply any political test or qualification
9 in selecting, appointing, promoting, or taking any other
10 personnel action with respect to officers, agents, and em-
11 ployees of CPB.

12 In addition, for the costs associated with replacing
13 and upgrading the public broadcasting interconnection
14 system and other technologies and services that create in-
15 frastructure and efficiencies within the public media sys-
16 tem, \$20,000,000.

17 FEDERAL MEDIATION AND CONCILIATION SERVICE

18 SALARIES AND EXPENSES

19 For expenses necessary for the Federal Mediation
20 and Conciliation Service (“Service”) to carry out the func-
21 tions vested in it by the Labor-Management Relations Act,
22 1947, including hire of passenger motor vehicles; for ex-
23 penses necessary for the Labor-Management Cooperation
24 Act of 1978; and for expenses necessary for the Service
25 to carry out the functions vested in it by the Civil Service

1 Reform Act, \$48,200,000, including up to \$900,000 to re-
2 main available through September 30, 2021, for activities
3 authorized by the Labor-Management Cooperation Act of
4 1978: *Provided*, That notwithstanding 31 U.S.C. 3302,
5 fees charged, up to full-cost recovery, for special training
6 activities and other conflict resolution services and tech-
7 nical assistance, including those provided to foreign gov-
8 ernments and international organizations, and for arbitra-
9 tion services shall be credited to and merged with this ac-
10 count, and shall remain available until expended: *Provided*
11 *further*, That fees for arbitration services shall be available
12 only for education, training, and professional development
13 of the agency workforce: *Provided further*, That the Direc-
14 tor of the Service is authorized to accept and use on behalf
15 of the United States gifts of services and real, personal,
16 or other property in the aid of any projects or functions
17 within the Director's jurisdiction.

18 FEDERAL MINE SAFETY AND HEALTH REVIEW

19 COMMISSION

20 SALARIES AND EXPENSES

21 For expenses necessary for the Federal Mine Safety
22 and Health Review Commission, \$17,184,000.

1 INSTITUTE OF MUSEUM AND LIBRARY SERVICES

2 OFFICE OF MUSEUM AND LIBRARY SERVICES: GRANTS

3 AND ADMINISTRATION

4 For carrying out the Museum and Library Services
5 Act of 1996 and the National Museum of African Amer-
6 ican History and Culture Act, \$267,000,000.

7 MEDICAID AND CHIP PAYMENT AND ACCESS

8 COMMISSION

9 SALARIES AND EXPENSES

10 For expenses necessary to carry out section 1900 of
11 the Social Security Act, \$8,480,000.

12 MEDICARE PAYMENT ADVISORY COMMISSION

13 SALARIES AND EXPENSES

14 For expenses necessary to carry out section 1805 of
15 the Social Security Act, \$12,645,000, to be transferred to
16 this appropriation from the Federal Hospital Insurance
17 Trust Fund and the Federal Supplementary Medical In-
18 surance Trust Fund.

19 NATIONAL COUNCIL ON DISABILITY

20 SALARIES AND EXPENSES

21 For expenses necessary for the National Council on
22 Disability as authorized by title IV of the Rehabilitation
23 Act of 1973, \$3,450,000.

1 NATIONAL LABOR RELATIONS BOARD

2 SALARIES AND EXPENSES

3 For expenses necessary for the National Labor Rela-
4 tions Board to carry out the functions vested in it by the
5 Labor-Management Relations Act, 1947, and other laws,
6 \$341,500,000.

7 NATIONAL MEDIATION BOARD

8 SALARIES AND EXPENSES

9 For expenses necessary to carry out the provisions
10 of the Railway Labor Act, including emergency boards ap-
11 pointed by the President, \$15,800,000.

12 OCCUPATIONAL SAFETY AND HEALTH REVIEW

13 COMMISSION

14 SALARIES AND EXPENSES

15 For expenses necessary for the Occupational Safety
16 and Health Review Commission, \$13,225,000.

17 RAILROAD RETIREMENT BOARD

18 DUAL BENEFITS PAYMENTS ACCOUNT

19 For payment to the Dual Benefits Payments Ac-
20 count, authorized under section 15(d) of the Railroad Re-
21 tirement Act of 1974, \$16,000,000, which shall include
22 amounts becoming available in fiscal year 2020 pursuant
23 to section 224(c)(1)(B) of Public Law 98–76; and in addi-
24 tion, an amount, not to exceed 2 percent of the amount
25 provided herein, shall be available proportional to the

1 amount by which the product of recipients and the average
2 benefit received exceeds the amount available for payment
3 of vested dual benefits: *Provided*, That the total amount
4 provided herein shall be credited in 12 approximately
5 equal amounts on the first day of each month in the fiscal
6 year.

7 FEDERAL PAYMENTS TO THE RAILROAD RETIREMENT

8 ACCOUNTS

9 For payment to the accounts established in the
10 Treasury for the payment of benefits under the Railroad
11 Retirement Act for interest earned on unnegotiated
12 checks, \$150,000, to remain available through September
13 30, 2021, which shall be the maximum amount available
14 for payment pursuant to section 417 of Public Law 98–
15 76.

16 LIMITATION ON ADMINISTRATION

17 For necessary expenses for the Railroad Retirement
18 Board (“Board”) for administration of the Railroad Re-
19 tirement Act and the Railroad Unemployment Insurance
20 Act, \$135,500,000, to be derived in such amounts as de-
21 termined by the Board from the railroad retirement ac-
22 counts and from moneys credited to the railroad unem-
23 ployment insurance administration fund: *Provided*, That
24 notwithstanding section 7(b)(9) of the Railroad Retire-
25 ment Act this limitation may be used to hire attorneys

1 only through the excepted service: *Provided further*, That
2 the previous proviso shall not change the status under
3 Federal employment laws of any attorney hired by the
4 Railroad Retirement Board prior to January 1, 2013: *Pro-*
5 *vided further*, That notwithstanding section 7(b)(9) of the
6 Railroad Retirement Act, this limitation may be used to
7 hire students attending qualifying educational institutions
8 or individuals who have recently completed qualifying edu-
9 cational programs using current excepted hiring authori-
10 ties established by the Office of Personnel Management:
11 *Provided further*, That \$13,460,000, to remain available
12 until expended, shall be used to supplement, not supplant,
13 existing resources devoted to operations and improvements
14 for the Board's Information Technology Investment Initia-
15 tives.

16 LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

17 For expenses necessary for the Office of Inspector
18 General for audit, investigatory and review activities, as
19 authorized by the Inspector General Act of 1978, not more
20 than \$11,500,000, to be derived from the railroad retire-
21 ment accounts and railroad unemployment insurance ac-
22 count.

1 SOCIAL SECURITY ADMINISTRATION

2 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

3 For payment to the Federal Old-Age and Survivors
4 Insurance Trust Fund and the Federal Disability Insur-
5 ance Trust Fund, as provided under sections 201(m) and
6 1131(b)(2) of the Social Security Act, \$11,000,000.

7 SUPPLEMENTAL SECURITY INCOME PROGRAM

8 For carrying out titles XI and XVI of the Social Se-
9 curity Act, section 401 of Public Law 92–603, section 212
10 of Public Law 93–66, as amended, and section 405 of
11 Public Law 95–216, including payment to the Social Secu-
12 rity trust funds for administrative expenses incurred pur-
13 suant to section 201(g)(1) of the Social Security Act,
14 \$41,938,540,000, to remain available until expended: *Pro-*
15 *vided*, That any portion of the funds provided to a State
16 in the current fiscal year and not obligated by the State
17 during that year shall be returned to the Treasury: *Pro-*
18 *vided further*, That not more than \$101,000,000 shall be
19 available for research and demonstrations under sections
20 1110, 1115, and 1144 of the Social Security Act, and re-
21 main available through September 30, 2022.

22 For making, after June 15 of the current fiscal year,
23 benefit payments to individuals under title XVI of the So-
24 cial Security Act, for unanticipated costs incurred for the
25 current fiscal year, such sums as may be necessary.

1 For making benefit payments under title XVI of the
2 Social Security Act for the first quarter of fiscal year
3 2021, \$19,900,000,000, to remain available until ex-
4 pended.

5 LIMITATION ON ADMINISTRATIVE EXPENSES

6 For necessary expenses, including the hire of two pas-
7 senger motor vehicles, and not to exceed \$20,000 for offi-
8 cial reception and representation expenses, not more than
9 \$12,940,945,000 may be expended, as authorized by sec-
10 tion 201(g)(1) of the Social Security Act, from any one
11 or all of the trust funds referred to in such section: *Pro-*
12 *vided*, That \$2,400,000 shall be for the Social Security
13 Advisory Board: *Provided further*, That \$45,000,000 shall
14 remain available until expended for information tech-
15 nology modernization, including related hardware and
16 software infrastructure and equipment, and for adminis-
17 trative expenses directly associated with information tech-
18 nology modernization: *Provided further*, That \$50,000,000
19 shall remain available through September 30, 2021, for
20 activities to address the disability hearings backlog within
21 the Office of Hearings Operations: *Provided further*, That
22 unobligated balances of funds provided under this para-
23 graph at the end of fiscal year 2020 not needed for fiscal
24 year 2020 shall remain available until expended to invest
25 in the Social Security Administration information tech-

1 nology and telecommunications hardware and software in-
2 frastructure, including related equipment and non-payroll
3 administrative expenses associated solely with this infor-
4 mation technology and telecommunications infrastructure:
5 *Provided further*, That the Commissioner of Social Secu-
6 rity shall notify the Committees on Appropriations of the
7 House of Representatives and the Senate prior to making
8 unobligated balances available under the authority in the
9 previous proviso: *Provided further*, That reimbursement to
10 the trust funds under this heading for expenditures for
11 official time for employees of the Social Security Adminis-
12 tration pursuant to 5 U.S.C. 7131, and for facilities or
13 support services for labor organizations pursuant to poli-
14 cies, regulations, or procedures referred to in section
15 7135(b) of such title shall be made by the Secretary of
16 the Treasury, with interest, from amounts in the general
17 fund not otherwise appropriated, as soon as possible after
18 such expenditures are made.

19 Of the total amount made available in the first para-
20 graph under this heading, not more than \$1,582,000,000,
21 to remain available through March 31, 2021, is for the
22 costs associated with continuing disability reviews under
23 titles II and XVI of the Social Security Act, including
24 work-related continuing disability reviews to determine
25 whether earnings derived from services demonstrate an in-

1 individual's ability to engage in substantial gainful activity,
2 for the cost associated with conducting redeterminations
3 of eligibility under title XVI of the Social Security Act,
4 for the cost of co-operative disability investigation units,
5 and for the cost associated with the prosecution of fraud
6 in the programs and operations of the Social Security Ad-
7 ministration by Special Assistant United States Attorneys:
8 *Provided*, That, of such amount, \$273,000,000 is provided
9 to meet the terms of section 251(b)(2)(B)(ii)(III) of the
10 Balanced Budget and Emergency Deficit Control Act of
11 1985, as amended, and \$1,309,000,000 is additional new
12 budget authority specified for purposes of section
13 251(b)(2)(B) of such Act: *Provided further*, That, of the
14 additional new budget authority described in the preceding
15 proviso, up to \$10,000,000 may be transferred to the "Of-
16 fice of Inspector General", Social Security Administration,
17 for the cost of jointly operated co-operative disability in-
18 vestigation units: *Provided further*, That such transfer au-
19 thority is in addition to any other transfer authority pro-
20 vided by law: *Provided further*, That the Commissioner
21 shall provide to the Congress (at the conclusion of the fis-
22 cal year) a report on the obligation and expenditure of
23 these funds, similar to the reports that were required by
24 section 103(d)(2) of Public Law 104-121 for fiscal years
25 1996 through 2002.

1 In addition, \$130,000,000 to be derived from admin-
2 istration fees in excess of \$5.00 per supplementary pay-
3 ment collected pursuant to section 1616(d) of the Social
4 Security Act or section 212(b)(3) of Public Law 93-66,
5 which shall remain available until expended: *Provided*,
6 That to the extent that the amounts collected pursuant
7 to such sections in fiscal year 2020 exceed \$130,000,000,
8 the amounts shall be available in fiscal year 2021 only
9 to the extent provided in advance in appropriations Acts.

10 In addition, up to \$1,000,000 to be derived from fees
11 collected pursuant to section 303(c) of the Social Security
12 Protection Act, which shall remain available until ex-
13 pended.

14 OFFICE OF INSPECTOR GENERAL

15 (INCLUDING TRANSFER OF FUNDS)

16 For expenses necessary for the Office of Inspector
17 General in carrying out the provisions of the Inspector
18 General Act of 1978, \$30,000,000, together with not to
19 exceed \$75,500,000, to be transferred and expended as
20 authorized by section 201(g)(1) of the Social Security Act
21 from the Federal Old-Age and Survivors Insurance Trust
22 Fund and the Federal Disability Insurance Trust Fund.

23 In addition, an amount not to exceed 3 percent of
24 the total provided in this appropriation may be transferred
25 from the “Limitation on Administrative Expenses”, Social

1 Security Administration, to be merged with this account,
2 to be available for the time and purposes for which this
3 account is available: *Provided*, That notice of such trans-
4 fers shall be transmitted promptly to the Committees on
5 Appropriations of the House of Representatives and the
6 Senate at least 15 days in advance of any transfer.

7 TITLE V

8 GENERAL PROVISIONS

9 (TRANSFER OF FUNDS)

10 SEC. 501. The Secretaries of Labor, Health and
11 Human Services, and Education are authorized to transfer
12 unexpended balances of prior appropriations to accounts
13 corresponding to current appropriations provided in this
14 Act. Such transferred balances shall be used for the same
15 purpose, and for the same periods of time, for which they
16 were originally appropriated.

17 SEC. 502. No part of any appropriation contained in
18 this Act shall remain available for obligation beyond the
19 current fiscal year unless expressly so provided herein.

20 SEC. 503. (a) No part of any appropriation contained
21 in this Act or transferred pursuant to section 4002 of
22 Public Law 111–148 shall be used, other than for normal
23 and recognized executive-legislative relationships, for pub-
24 licity or propaganda purposes, for the preparation, dis-
25 tribution, or use of any kit, pamphlet, booklet, publication,

1 electronic communication, radio, television, or video pres-
2 entation designed to support or defeat the enactment of
3 legislation before the Congress or any State or local legis-
4 lature or legislative body, except in presentation to the
5 Congress or any State or local legislature itself, or de-
6 signed to support or defeat any proposed or pending regu-
7 lation, administrative action, or order issued by the execu-
8 tive branch of any State or local government, except in
9 presentation to the executive branch of any State or local
10 government itself.

11 (b) No part of any appropriation contained in this
12 Act or transferred pursuant to section 4002 of Public Law
13 111–148 shall be used to pay the salary or expenses of
14 any grant or contract recipient, or agent acting for such
15 recipient, related to any activity designed to influence the
16 enactment of legislation, appropriations, regulation, ad-
17 ministrative action, or Executive order proposed or pend-
18 ing before the Congress or any State government, State
19 legislature or local legislature or legislative body, other
20 than for normal and recognized executive-legislative rela-
21 tionships or participation by an agency or officer of a
22 State, local or tribal government in policymaking and ad-
23 ministrative processes within the executive branch of that
24 government.

1 (c) The prohibitions in subsections (a) and (b) shall
2 include any activity to advocate or promote any proposed,
3 pending or future Federal, State or local tax increase, or
4 any proposed, pending, or future requirement or restric-
5 tion on any legal consumer product, including its sale or
6 marketing, including but not limited to the advocacy or
7 promotion of gun control.

8 SEC. 504. The Secretaries of Labor and Education
9 are authorized to make available not to exceed \$28,000
10 and \$20,000, respectively, from funds available for sala-
11 ries and expenses under titles I and III, respectively, for
12 official reception and representation expenses; the Direc-
13 tor of the Federal Mediation and Conciliation Service is
14 authorized to make available for official reception and rep-
15 resentation expenses not to exceed \$5,000 from the funds
16 available for “Federal Mediation and Conciliation Service,
17 Salaries and Expenses”; and the Chairman of the Na-
18 tional Mediation Board is authorized to make available for
19 official reception and representation expenses not to ex-
20 ceed \$5,000 from funds available for “National Mediation
21 Board, Salaries and Expenses”.

22 SEC. 505. When issuing statements, press releases,
23 requests for proposals, bid solicitations and other docu-
24 ments describing projects or programs funded in whole or
25 in part with Federal money, all grantees receiving Federal

1 funds included in this Act, including but not limited to
2 State and local governments and recipients of Federal re-
3 search grants, shall clearly state—

4 (1) the percentage of the total costs of the pro-
5 gram or project which will be financed with Federal
6 money;

7 (2) the dollar amount of Federal funds for the
8 project or program; and

9 (3) percentage and dollar amount of the total
10 costs of the project or program that will be financed
11 by non-governmental sources.

12 SEC. 506. (a) None of the funds appropriated in this
13 Act, and none of the funds in any trust fund to which
14 funds are appropriated in this Act, shall be expended for
15 any abortion.

16 (b) None of the funds appropriated in this Act, and
17 none of the funds in any trust fund to which funds are
18 appropriated in this Act, shall be expended for health ben-
19 efits coverage that includes coverage of abortion.

20 (c) The term “health benefits coverage” means the
21 package of services covered by a managed care provider
22 or organization pursuant to a contract or other arrange-
23 ment.

24 SEC. 507. (a) The limitations established in the pre-
25 ceding section shall not apply to an abortion—

1 (1) if the pregnancy is the result of an act of
2 rape or incest; or

3 (2) in the case where a woman suffers from a
4 physical disorder, physical injury, or physical illness,
5 including a life-endangering physical condition
6 caused by or arising from the pregnancy itself, that
7 would, as certified by a physician, place the woman
8 in danger of death unless an abortion is performed.

9 (b) Nothing in the preceding section shall be con-
10 strued as prohibiting the expenditure by a State, locality,
11 entity, or private person of State, local, or private funds
12 (other than a State's or locality's contribution of Medicaid
13 matching funds).

14 (c) Nothing in the preceding section shall be con-
15 strued as restricting the ability of any managed care pro-
16 vider from offering abortion coverage or the ability of a
17 State or locality to contract separately with such a pro-
18 vider for such coverage with State funds (other than a
19 State's or locality's contribution of Medicaid matching
20 funds).

21 (d)(1) None of the funds made available in this Act
22 may be made available to a Federal agency or program,
23 or to a State or local government, if such agency, program,
24 or government subjects any institutional or individual
25 health care entity to discrimination on the basis that the

1 health care entity does not provide, pay for, provide cov-
2 erage of, or refer for abortions.

3 (2) In this subsection, the term “health care entity”
4 includes an individual physician or other health care pro-
5 fessional, a hospital, a provider-sponsored organization, a
6 health maintenance organization, a health insurance plan,
7 or any other kind of health care facility, organization, or
8 plan.

9 SEC. 508. (a) None of the funds made available in
10 this Act may be used for—

11 (1) the creation of a human embryo or embryos
12 for research purposes; or

13 (2) research in which a human embryo or em-
14 bryos are destroyed, discarded, or knowingly sub-
15 jected to risk of injury or death greater than that
16 allowed for research on fetuses in utero under 45
17 CFR 46.204(b) and section 498(b) of the Public
18 Health Service Act (42 U.S.C. 289g(b)).

19 (b) For purposes of this section, the term “human
20 embryo or embryos” includes any organism, not protected
21 as a human subject under 45 CFR 46 as of the date of
22 the enactment of this Act, that is derived by fertilization,
23 parthenogenesis, cloning, or any other means from one or
24 more human gametes or human diploid cells.

1 SEC. 509. (a) None of the funds made available in
2 this Act may be used for any activity that promotes the
3 legalization of any drug or other substance included in
4 schedule I of the schedules of controlled substances estab-
5 lished under section 202 of the Controlled Substances Act
6 except for normal and recognized executive-congressional
7 communications.

8 (b) The limitation in subsection (a) shall not apply
9 when there is significant medical evidence of a therapeutic
10 advantage to the use of such drug or other substance or
11 that federally sponsored clinical trials are being conducted
12 to determine therapeutic advantage.

13 SEC. 510. None of the funds made available in this
14 Act may be obligated or expended to enter into or renew
15 a contract with an entity if—

16 (1) such entity is otherwise a contractor with
17 the United States and is subject to the requirement
18 in 38 U.S.C. 4212(d) regarding submission of an
19 annual report to the Secretary of Labor concerning
20 employment of certain veterans; and

21 (2) such entity has not submitted a report as
22 required by that section for the most recent year for
23 which such requirement was applicable to such enti-
24 ty.

1 SEC. 511. None of the funds made available in this
2 Act may be transferred to any department, agency, or in-
3 strumentality of the United States Government, except
4 pursuant to a transfer made by, or transfer authority pro-
5 vided in, this Act or any other appropriation Act.

6 SEC. 512. None of the funds made available by this
7 Act to carry out the Library Services and Technology Act
8 may be made available to any library covered by para-
9 graph (1) of section 224(f) of such Act, as amended by
10 the Children’s Internet Protection Act, unless such library
11 has made the certifications required by paragraph (4) of
12 such section.

13 SEC. 513. (a) None of the funds provided under this
14 Act, or provided under previous appropriations Acts to the
15 agencies funded by this Act that remain available for obli-
16 gation or expenditure in fiscal year 2020, or provided from
17 any accounts in the Treasury of the United States derived
18 by the collection of fees available to the agencies funded
19 by this Act, shall be available for obligation or expenditure
20 through a reprogramming of funds that—

- 21 (1) creates new programs;
- 22 (2) eliminates a program, project, or activity;
- 23 (3) increases funds or personnel by any means
24 for any project or activity for which funds have been
25 denied or restricted;

1 (4) contracts out or privatizes any functions or
2 activities presently performed by Federal employees;
3 unless the Committees on Appropriations of the House of
4 Representatives and the Senate are consulted 15 days in
5 advance of such reprogramming or of an announcement
6 of intent relating to such reprogramming, whichever oc-
7 curs earlier, and are notified in writing 10 days in advance
8 of such reprogramming.

9 (b) None of the funds provided under this Act, or
10 provided under previous appropriations Acts to the agen-
11 cies funded by this Act that remain available for obligation
12 or expenditure in fiscal year 2020, or provided from any
13 accounts in the Treasury of the United States derived by
14 the collection of fees available to the agencies funded by
15 this Act, shall be available for obligation or expenditure
16 through a reprogramming of funds in excess of \$500,000
17 or 10 percent, whichever is less, that—

18 (1) augments existing programs, projects (in-
19 cluding construction projects), or activities;

20 (2) reduces by 10 percent funding for any exist-
21 ing program, project, or activity, or numbers of per-
22 sonnel by 10 percent as approved by Congress; or

23 (3) results from any general savings from a re-
24 duction in personnel which would result in a change

1 in existing programs, activities, or projects as ap-
2 proved by Congress;
3 unless the Committees on Appropriations of the House of
4 Representatives and the Senate are consulted 15 days in
5 advance of such reprogramming or of an announcement
6 of intent relating to such reprogramming, whichever oc-
7 curs earlier, and are notified in writing 10 days in advance
8 of such reprogramming.

9 (c) None of the funds provided under this Act, or pro-
10 vided under previous appropriations Acts to the agencies
11 funded by this Act that remain available for obligation or
12 expenditure in fiscal year 2020, or provided from any ac-
13 counts in the Treasury of the United States derived by
14 the collection of fees available to the agencies funded by
15 this Act, shall be available for obligation or expenditure
16 that—

17 (1) relocates an office or employees;

18 (2) reorganizes or renames offices; or

19 (3) reorganizes programs or activities;

20 unless the relocation, renaming, or reorganization was in-
21 cluded in the President's fiscal year 2020 budget proposal,
22 including the accompanying justification documents sub-
23 mitted to the Committees on Appropriations of the House
24 of Representatives and the Senate, and such committees

1 are consulted at least 15 days in advance of such reloca-
2 tion, renaming, or reorganization.

3 SEC. 514. (a) None of the funds made available in
4 this Act may be used to request that a candidate for ap-
5 pointment to a Federal scientific advisory committee dis-
6 close the political affiliation or voting history of the can-
7 didate or the position that the candidate holds with re-
8 spect to political issues not directly related to and nec-
9 essary for the work of the committee involved.

10 (b) None of the funds made available in this Act may
11 be used to disseminate information that is deliberately
12 false or misleading.

13 SEC. 515. Within 45 days of enactment of this Act,
14 each department and related agency funded through this
15 Act shall submit an operating plan that details at the pro-
16 gram, project, and activity level any funding allocations
17 for fiscal year 2020 that are different than those specified
18 in this Act, the accompanying detailed table in the joint
19 explanatory statement accompanying this Act or the fiscal
20 year 2020 budget request.

21 SEC. 516. The Secretaries of Labor, Health and
22 Human Services, and Education shall each prepare and
23 submit to the Committees on Appropriations of the House
24 of Representatives and the Senate a report on the number
25 and amount of contracts, grants, and cooperative agree-

1 ments exceeding \$500,000, individually or in total at the
2 program, project, or activity level, in value and awarded
3 by the Department on a non-competitive basis during each
4 quarter of fiscal year 2020, but not to include grants
5 awarded on a formula basis or directed by law. Such re-
6 port shall include the name of the contractor or grantee,
7 the amount of funding, the governmental purpose, includ-
8 ing a justification for issuing the award on a non-competi-
9 tive basis. Such report shall be transmitted to the Commit-
10 tees within 30 days after the end of the quarter for which
11 the report is submitted.

12 SEC. 517. None of the funds appropriated in this Act
13 shall be expended or obligated by the Commissioner of So-
14 cial Security, for purposes of administering Social Security
15 benefit payments under title II of the Social Security Act,
16 to process any claim for credit for a quarter of coverage
17 based on work performed under a social security account
18 number that is not the claimant's number and the per-
19 formance of such work under such number has formed the
20 basis for a conviction of the claimant of a violation of sec-
21 tion 208(a)(6) or (7) of the Social Security Act.

22 SEC. 518. None of the funds appropriated by this Act
23 may be used by the Commissioner of Social Security or
24 the Social Security Administration to pay the compensa-
25 tion of employees of the Social Security Administration

1 to administer Social Security benefit payments, under any
2 agreement between the United States and Mexico estab-
3 lishing totalization arrangements between the social secu-
4 rity system established by title II of the Social Security
5 Act and the social security system of Mexico, which would
6 not otherwise be payable but for such agreement.

7 SEC. 519. (a) None of the funds made available in
8 this Act may be used to maintain or establish a computer
9 network unless such network blocks the viewing,
10 downloading, and exchanging of pornography.

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

15 SEC. 520. For purposes of carrying out Executive
16 Order No. 13589, Office of Management and Budget
17 Memorandum M-12-12 dated May 11, 2012, and require-
18 ments contained in the annual appropriations bills relating
19 to conference attendance and expenditures:

20 (1) the operating divisions of HHS shall be con-
21 sidered independent agencies; and

22 (2) attendance at and support for scientific con-
23 ferences shall be tabulated separately from and not
24 included in agency totals.

1 SEC. 521. Federal agencies funded under this Act
2 shall clearly state within the text, audio, or video used for
3 advertising or educational purposes, including emails or
4 Internet postings, that the communication is printed, pub-
5 lished, or produced and disseminated at U.S. taxpayer ex-
6 pense. The funds used by a Federal agency to carry out
7 this requirement shall be derived from amounts made
8 available to the agency for advertising or other commu-
9 nications regarding the programs and activities of the
10 agency.

11 SEC. 522. (a) Federal agencies may use Federal dis-
12 cretionary funds that are made available in this Act to
13 carry out up to 10 Performance Partnership Pilots. Such
14 Pilots shall be governed by the provisions of section 526
15 of division H of Public Law 113–76, except that in car-
16 rying out such Pilots section 526 shall be applied by sub-
17 stituting “Fiscal Year 2020” for “Fiscal Year 2014” in
18 the title of subsection (b) and by substituting “September
19 30, 2024” for “September 30, 2018” each place it ap-
20 pears: *Provided*, That such pilots shall include commu-
21 nities that have experienced civil unrest.

22 (b) In addition, Federal agencies may use Federal
23 discretionary funds that are made available in this Act to
24 participate in Performance Partnership Pilots that are
25 being carried out pursuant to the authority provided by

1 section 526 of division H of Public Law 113–76, section
2 524 of division G of Public Law 113–235, section 525 of
3 division H of Public Law 114–113, section 525 of division
4 H of Public Law 115–31, and section 525 of division H
5 of Public Law 115–141.

6 (c) Pilot sites selected under authorities in this Act
7 and prior appropriations Acts may be granted by relevant
8 agencies up to an additional 5 years to operate under such
9 authorities.

10 SEC. 523. Not later than 30 days after the end of
11 each calendar quarter, beginning with the first month of
12 fiscal year 2020, the Departments of Labor, Health and
13 Human Services and Education and the Social Security
14 Administration shall provide the Committees on Appro-
15 priations of the House of Representatives and Senate a
16 report on the status of balances of appropriations: *Pro-*
17 *vided*, That for balances that are unobligated and uncom-
18 mitted, committed, and obligated but unexpended, the
19 monthly reports shall separately identify the amounts at-
20 tributable to each source year of appropriation (beginning
21 with fiscal year 2012, or, to the extent feasible, earlier
22 fiscal years) from which balances were derived.

23 SEC. 524. Of the unobligated balances made available
24 for purposes of carrying out section 2105(a)(3) of the So-

1 cial Security Act, \$7,715,000,000 shall not be available
2 for obligation in this fiscal year.

3 SEC. 525. (a)(1) The Secretary of Homeland Secu-
4 rity, after appropriate consultation with the Secretary of
5 Labor and appropriate employers, shall develop, through
6 notice and comment rulemaking, a process to provide
7 quarterly allocation of visas issued pursuant to petitions
8 submitted by employers for individuals to be admitted
9 under section 101(a)(15)(H)(ii)(b) of the Immigration
10 and Nationality Act (8 U.S.C. 1101(a)(15)(H)(ii)(b)).

11 (2) In developing the process described in paragraph
12 (1), the Secretary shall ensure that—

13 (A) all such petitions are submitted to the Sec-
14 retary not later than 45 days before the first day of
15 the quarter during which the requested beneficiaries
16 are expected to begin their employment with the em-
17 ployer; and

18 (B) all decisions to approve or deny a petition
19 are made not later than 15 days before the first date
20 of employment specified in the petition.

21 (b) Subject to subsection (c), for fiscal year 2021,
22 and every fiscal year thereafter, of the visas authorized
23 under section 214(g)(1)(B) of the Immigration and Na-
24 tionality Act (8 U.S.C. 1184(g)(1)(B)), the Secretary of
25 Homeland Security shall issue—

1 (1) not more than 14 percent to aliens whose
2 employment is scheduled to begin during the first
3 quarter of the fiscal year;

4 (2) not more than 45 percent (plus any visas
5 authorized, but not issued, under paragraph (1)) to
6 aliens whose employment is scheduled to begin dur-
7 ing the second quarter of the fiscal year;

8 (3) not more than 39 percent (plus any visas
9 authorized, but not issued, under paragraphs (1)
10 and (2)) to aliens whose employment is scheduled to
11 begin during the third quarter of the fiscal year; and

12 (4) not more than 2 percent (plus any visas au-
13 thorized, but not issued, under paragraph (1), (2),
14 and (3)) to aliens whose employment is scheduled to
15 begin during the fourth quarter of the fiscal year.

16 (c) Not later than 2 years after the date of the enact-
17 ment of this Act, and every 2 years thereafter, the Sec-
18 retary of Homeland Security, in the Secretary's sole and
19 unreviewable discretion, and after consultation with the
20 Secretary of Labor, shall—

21 (1) compare the quarterly allocation of visas
22 under subsection (b) to the actual need for individ-
23 uals to be admitted under section
24 101(a)(15)(H)(ii)(b) of the Immigration and Nation-

1 ality Act (8 U.S.C. 1101(a)(15)(H)(ii)(b)) in each
2 quarter; and

3 (2) adjust the quarterly allocation of such visas
4 accordingly.

5 (d) For each calendar quarter subject to the visa allo-
6 cation process set forth in subsection (b) or (c), if the total
7 number of visas requested by employers whose petitions
8 meet the standards for approval exceeds the total number
9 of visas available for such employers, the Secretary shall
10 ensure that each such petition is approved for a minimum
11 number of visas, which shall be calculated based on the
12 ratio between the total number of visas requested by such
13 employers and the total number of visas available.

14 (e) Effective October 1, 2020, section 214(g)(10) of
15 the Immigration and Nationality Act (8 U.S.C.
16 1184(g)(10)) is repealed.

17 (f) Section 214(c)(14)(C) of the Immigration and
18 Nationality Act (8 U.S.C. 1184(c)(14)(C)) is amended to
19 read as follows:

20 “(C) In determining the level of penalties to be as-
21 sessed under subparagraph (A), the highest penalties shall
22 be reserved for—

23 “(i) willful failures to meet any of the condi-
24 tions of the petition that involve harm to United
25 States workers; and

1 “(ii) willful misrepresentations of the number of
2 necessary nonimmigrants in an application for tem-
3 porary labor certification in support of a petition for
4 nonimmigrants described in section
5 101(a)(15)(H)(ii)(b).”.

6 SEC. 526. None of the funds made available by this
7 Act may be used to replace or diminish the quality of care
8 provided by Medicare Advantage (as established in title
9 42, chapter 7, subchapter XVIII, part C of the United
10 States Code) and the TRICARE program (as defined in
11 section 1072 of title 10 of the United States Code).

12 SEC. 527. Except as expressly provided otherwise,
13 any reference to “this Act” contained in this division shall
14 be treated as referring only to the provisions of this divi-
15 sion.

16 SEC. 528. Any reference to a “report accompanying
17 this Act” contained in this division shall be treated as a
18 reference to House Report 116–62. The effect of such Re-
19 port shall be limited to this division and shall apply for
20 purposes of determining the allocation of funds provided
21 by, and the implementation of, this division.

22 SEC. 529. None of the funds made available by this
23 Act may be used to finalize or implement the proposed
24 rule entitled “Occupational Exposure to Beryllium and
25 Beryllium Compounds in Construction and Shipyard Sec-

1 tors” published by the Department of Labor in the Fed-
2 eral Register on June 27, 2017 (82 Fed Reg. 29182 et
3 seq.).

4 SEC. 530. None of the funds made available by this
5 Act may be used to—

6 (1) alter or terminate the Interagency Agree-
7 ment between the United States Department of
8 Labor and the United States Department of Agri-
9 culture governing the funding, establishment, and
10 operation of Job Corps Civilian Conservation Cen-
11 ters (or any agreement of the same substance); or

12 (2) close any of the following Civilian Conserva-
13 tion Centers:

14 (A) Angell Job Corps Civilian Conversation
15 Center.

16 (B) Boxelder Job Corps Civilian Conserva-
17 tion Center.

18 (C) Centennial Job Corps Civilian Con-
19 servation Center.

20 (D) Collbran Job Corps Civilian Conserva-
21 tion Center.

22 (E) Columbia Basin Job Corps Basin Ci-
23 vilian Conservation Center.

24 (F) Curlew Job Corps Civilian Conserva-
25 tion Center.

1 (G) Great Onyx Job Corps Civilian Con-
2 servation Center.

3 (H) Harpers Ferry Job Corps Civilian
4 Conservation Center.

5 (I) Lyndon B. Johnson Job Corps Civilian
6 Conservation Center.

7 (J) Jacobs Creek Job Corps Civilian Con-
8 servation Center.

9 (K) Mingo Job Corps Civilian Conservation
10 Center.

11 (L) Pine Ridge Job Corps Civilian Con-
12 servation Center.

13 (M) Schenck Job Corps Civilian Conserva-
14 tion Center.

15 (N) Trapper Creek Job Corps Civilian
16 Conservation Center.

17 (O) Weber Basin Job Corps Civilian Con-
18 servation Center.

19 (P) Wolf Creek Job Corps Civilian Con-
20 servation Center.

21 (Q) Anaconda Job Corps Civilian Con-
22 servation Center.

23 (R) Blackwell Job Corps Civilian Con-
24 servation Center.

1 (S) Cass Job Corps Civilian Conservation
2 Center.

3 (T) Flatwoods Job Corps Civilian Con-
4 servation Center.

5 (U) Fort Simcoe Job Corps Civilian Con-
6 servation Center.

7 (V) Frenchburg Job Corps Civilian Con-
8 servation Center.

9 (W) Oconaluftee Job Corps Civilian Con-
10 servation Center.

11 (X) Pine Knot Job Corps Civilian Con-
12 servation Center.

13 (Y) Timber Lake Job Corps Civilian Con-
14 servation Center.

15 SEC. 531. None of the funds made available by this
16 Act may be used to implement, administer, or enforce the
17 rule entitled “Short-Term, Limited Duration Insurance”
18 published by the Department of the Treasury, the Depart-
19 ment of Labor, and the Department of Health and Human
20 Services in the Federal Register on August 3, 2018 (83
21 Fed. Reg. 38212).

22 SEC. 532. None of the funds made available by this
23 Act may be used in contravention of section 203 of the
24 Department of Education Organization Act (20 U.S.C.
25 3413).

1 SEC. 533. None of the funds made available by this
2 Act may be used to convene an ethics advisory board au-
3 thorized under section 492A of the Public Health Service
4 Act with regard to research grant applications or current
5 research projects in the competitive renewal process that
6 propose to use human fetal tissue.

7 This Act may be cited as the “Departments of Labor,
8 Health and Human Services, and Education, and Related
9 Agencies Appropriations Act, 2020”.

10 **DIVISION C—DEPARTMENT OF DEFENSE**
11 **APPROPRIATIONS ACT, 2020**

12 The following sums are appropriated, out of any
13 money in the Treasury not otherwise appropriated, for the
14 fiscal year ending September 30, 2020, for military func-
15 tions administered by the Department of Defense and for
16 other purposes, namely:

17 **TITLE I**

18 **MILITARY PERSONNEL**

19 **MILITARY PERSONNEL, ARMY**

20 For pay, allowances, individual clothing, subsistence,
21 interest on deposits, gratuities, permanent change of sta-
22 tion travel (including all expenses thereof for organiza-
23 tional movements), and expenses of temporary duty travel
24 between permanent duty stations, for members of the
25 Army on active duty (except members of reserve compo-

1 nents provided for elsewhere), cadets, and aviation cadets;
2 for members of the Reserve Officers' Training Corps; and
3 for payments pursuant to section 156 of Public Law 97–
4 377, as amended (42 U.S.C. 402 note), and to the Depart-
5 ment of Defense Military Retirement Fund,
6 \$42,314,762,000.

7 MILITARY PERSONNEL, NAVY

8 For pay, allowances, individual clothing, subsistence,
9 interest on deposits, gratuities, permanent change of sta-
10 tion travel (including all expenses thereof for organiza-
11 tional movements), and expenses of temporary duty travel
12 between permanent duty stations, for members of the
13 Navy on active duty (except members of the Reserve pro-
14 vided for elsewhere), midshipmen, and aviation cadets; for
15 members of the Reserve Officers' Training Corps; and for
16 payments pursuant to section 156 of Public Law 97–377,
17 as amended (42 U.S.C. 402 note), and to the Department
18 of Defense Military Retirement Fund, \$31,679,229,000
19 (increased by \$2,000,000) (reduced by \$2,000,000).

20 MILITARY PERSONNEL, MARINE CORPS

21 For pay, allowances, individual clothing, subsistence,
22 interest on deposits, gratuities, permanent change of sta-
23 tion travel (including all expenses thereof for organiza-
24 tional movements), and expenses of temporary duty travel
25 between permanent duty stations, for members of the Ma-

1 rine Corps on active duty (except members of the Reserve
2 provided for elsewhere); and for payments pursuant to sec-
3 tion 156 of Public Law 97–377, as amended (42 U.S.C.
4 402 note), and to the Department of Defense Military Re-
5 tirement Fund, \$14,064,751,000.

6 MILITARY PERSONNEL, AIR FORCE

7 For pay, allowances, individual clothing, subsistence,
8 interest on deposits, gratuities, permanent change of sta-
9 tion travel (including all expenses thereof for organiza-
10 tional movements), and expenses of temporary duty travel
11 between permanent duty stations, for members of the Air
12 Force on active duty (except members of reserve compo-
13 nents provided for elsewhere), cadets, and aviation cadets;
14 for members of the Reserve Officers’ Training Corps; and
15 for payments pursuant to section 156 of Public Law 97–
16 377, as amended (42 U.S.C. 402 note), and to the Depart-
17 ment of Defense Military Retirement Fund,
18 \$31,082,769,000.

19 RESERVE PERSONNEL, ARMY

20 For pay, allowances, clothing, subsistence, gratuities,
21 travel, and related expenses for personnel of the Army Re-
22 serve on active duty under sections 10211, 10302, and
23 7038 of title 10, United States Code, or while serving on
24 active duty under section 12301(d) of title 10, United
25 States Code, in connection with performing duty specified

1 in section 12310(a) of title 10, United States Code, or
2 while undergoing reserve training, or while performing
3 drills or equivalent duty or other duty, and expenses au-
4 thorized by section 16131 of title 10, United States Code;
5 and for payments to the Department of Defense Military
6 Retirement Fund, \$4,847,321,000.

7 RESERVE PERSONNEL, NAVY

8 For pay, allowances, clothing, subsistence, gratuities,
9 travel, and related expenses for personnel of the Navy Re-
10 serve on active duty under section 10211 of title 10,
11 United States Code, or while serving on active duty under
12 section 12301(d) of title 10, United States Code, in con-
13 nection with performing duty specified in section 12310(a)
14 of title 10, United States Code, or while undergoing re-
15 serve training, or while performing drills or equivalent
16 duty, and expenses authorized by section 16131 of title
17 10, United States Code; and for payments to the Depart-
18 ment of Defense Military Retirement Fund,
19 \$2,113,357,000.

20 RESERVE PERSONNEL, MARINE CORPS

21 For pay, allowances, clothing, subsistence, gratuities,
22 travel, and related expenses for personnel of the Marine
23 Corps Reserve on active duty under section 10211 of title
24 10, United States Code, or while serving on active duty
25 under section 12301(d) of title 10, United States Code,

1 in connection with performing duty specified in section
2 12310(a) of title 10, United States Code, or while under-
3 going reserve training, or while performing drills or equiv-
4 alent duty, and for members of the Marine Corps platoon
5 leaders class, and expenses authorized by section 16131
6 of title 10, United States Code; and for payments to the
7 Department of Defense Military Retirement Fund,
8 \$829,124,000.

9 RESERVE PERSONNEL, AIR FORCE

10 For pay, allowances, clothing, subsistence, gratuities,
11 travel, and related expenses for personnel of the Air Force
12 Reserve on active duty under sections 10211, 10305, and
13 9038 of title 10, United States Code, or while serving on
14 active duty under section 12301(d) of title 10, United
15 States Code, in connection with performing duty specified
16 in section 12310(a) of title 10, United States Code, or
17 while undergoing reserve training, or while performing
18 drills or equivalent duty or other duty, and expenses au-
19 thorized by section 16131 of title 10, United States Code;
20 and for payments to the Department of Defense Military
21 Retirement Fund, \$1,993,280,000.

22 NATIONAL GUARD PERSONNEL, ARMY

23 For pay, allowances, clothing, subsistence, gratuities,
24 travel, and related expenses for personnel of the Army Na-
25 tional Guard while on duty under section 10211, 10302,

1 or 12402 of title 10 or section 708 of title 32, United
2 States Code, or while serving on duty under section
3 12301(d) of title 10 or section 502(f) of title 32, United
4 States Code, in connection with performing duty specified
5 in section 12310(a) of title 10, United States Code, or
6 while undergoing training, or while performing drills or
7 equivalent duty or other duty, and expenses authorized by
8 section 16131 of title 10, United States Code; and for pay-
9 ments to the Department of Defense Military Retirement
10 Fund, \$8,664,535,000.

11 NATIONAL GUARD PERSONNEL, AIR FORCE

12 For pay, allowances, clothing, subsistence, gratuities,
13 travel, and related expenses for personnel of the Air Na-
14 tional Guard on duty under section 10211, 10305, or
15 12402 of title 10 or section 708 of title 32, United States
16 Code, or while serving on duty under section 12301(d) of
17 title 10 or section 502(f) of title 32, United States Code,
18 in connection with performing duty specified in section
19 12310(a) of title 10, United States Code, or while under-
20 going training, or while performing drills or equivalent
21 duty or other duty, and expenses authorized by section
22 16131 of title 10, United States Code; and for payments
23 to the Department of Defense Military Retirement Fund,
24 \$4,032,521,000.

1 TITLE II
2 OPERATION AND MAINTENANCE
3 OPERATION AND MAINTENANCE, ARMY

4 For expenses, not otherwise provided for, necessary
5 for the operation and maintenance of the Army, as author-
6 ized by law, \$41,449,293,000 (increased by \$2,000,000)
7 (increased by \$5,000,000): *Provided*, That not to exceed
8 \$12,478,000 can be used for emergencies and extraor-
9 dinary expenses, to be expended upon the approval or au-
10 thority of the Secretary of the Army, and payments may
11 be made on his certificate of necessity for confidential mili-
12 tary purposes.

13 OPERATION AND MAINTENANCE, NAVY
14 For expenses, not otherwise provided for, necessary
15 for the operation and maintenance of the Navy and the
16 Marine Corps, as authorized by law, \$51,417,389,000 (re-
17 duced by \$4,300,000) (increased by \$4,300,000) (reduced
18 by \$3,000,000): *Provided*, That not to exceed \$15,055,000
19 can be used for emergencies and extraordinary expenses,
20 to be expended upon the approval or authority of the Sec-
21 retary of the Navy, and payments may be made on his
22 certificate of necessity for confidential military purposes.

1 OPERATION AND MAINTENANCE, MARINE CORPS

2 For expenses, not otherwise provided for, necessary
3 for the operation and maintenance of the Marine Corps,
4 as authorized by law, \$7,945,854,000.

5 OPERATION AND MAINTENANCE, AIR FORCE

6 For expenses, not otherwise provided for, necessary
7 for the operation and maintenance of the Air Force, as
8 authorized by law, \$44,662,729,000 (increased by
9 \$8,500,000) (reduced by \$3,000,000): *Provided*, That not
10 to exceed \$7,699,000 can be used for emergencies and ex-
11 traordinary expenses, to be expended upon the approval
12 or authority of the Secretary of the Air Force, and pay-
13 ments may be made on his certificate of necessity for con-
14 fidential military purposes.

15 OPERATION AND MAINTENANCE, SPACE FORCE

16 For expenses, not otherwise provided for, necessary
17 to study and refine plans for the potential establishment
18 of a Space Force as a branch of the Armed Forces,
19 \$15,000,000 (reduced by \$1,500,000): *Provided*, That
20 nothing in this provision shall be construed to authorize
21 the establishment of a Space Force.

22 OPERATION AND MAINTENANCE, DEFENSE-WIDE

23 (INCLUDING TRANSFER OF FUNDS)

24 For expenses, not otherwise provided for, necessary
25 for the operation and maintenance of activities and agen-

1 cies of the Department of Defense (other than the military
2 departments), as authorized by law, \$37,238,522,000 (in-
3 creased by \$4,356,000) (reduced by \$4,356,000) (in-
4 creased by \$200,000) (reduced by \$200,000) (reduced by
5 \$8,500,000) (reduced by \$2,000,000) (reduced by
6 \$2,000,000) (increased by \$5,000,000) (reduced by
7 \$5,000,000) (reduced by \$6,000,000) (reduced by
8 \$7,700,000) (reduced by \$20,000,000) (reduced by
9 \$10,000,000) (increased by \$10,000,000) (reduced by
10 \$16,000,000) (reduced by \$8,000,000) (reduced by
11 \$5,000,000) (reduced by \$4,000,000) (reduced by
12 \$5,000,000) (increased by \$2,000,000) (reduced by
13 \$2,000,000) (reduced by \$3,000,000) (reduced by
14 \$5,000,000) (increased by \$5,000,000) (reduced by
15 \$9,000,000) (reduced by \$500,000) (increased by
16 \$500,000) (reduced by \$1,000,000) (increased by
17 \$1,000,000) (reduced by \$13,000,000) (increased by
18 \$13,000,000) (reduced by \$10,000,000): *Provided*, That
19 not more than \$6,859,000 may be used for the Combatant
20 Commander Initiative Fund authorized under section
21 166a of title 10, United States Code: *Provided further*,
22 That not to exceed \$36,000,000 can be used for emer-
23 gencies and extraordinary expenses, to be expended on the
24 approval or authority of the Secretary of Defense, and
25 payments may be made on his certificate of necessity for

1 confidential military purposes: *Provided further*, That of
2 the funds provided under this heading, not less than
3 \$44,500,000 shall be made available for the Procurement
4 Technical Assistance Cooperative Agreement Program, of
5 which not less than \$4,500,000 shall be available for cen-
6 ters defined in 10 U.S.C. 2411(1)(D): *Provided further*,
7 That none of the funds appropriated or otherwise made
8 available by this Act may be used to plan or implement
9 the consolidation of a budget or appropriations liaison of-
10 fice of the Office of the Secretary of Defense, the office
11 of the Secretary of a military department, or the service
12 headquarters of one of the Armed Forces into a legislative
13 affairs or legislative liaison office: *Provided further*, That
14 \$17,732,000, to remain available until expended, is avail-
15 able only for expenses relating to certain classified activi-
16 ties, and may be transferred as necessary by the Secretary
17 of Defense to operation and maintenance appropriations
18 or research, development, test and evaluation appropria-
19 tions, to be merged with and to be available for the same
20 time period as the appropriations to which transferred:
21 *Provided further*, That any ceiling on the investment item
22 unit cost of items that may be purchased with operation
23 and maintenance funds shall not apply to the funds de-
24 scribed in the preceding proviso: *Provided further*, That
25 of the funds provided under this heading, \$623,073,000,

1 of which \$155,768,000, to remain available until Sep-
2 tember 30, 2021, shall be available to provide support and
3 assistance to foreign security forces or other groups or in-
4 dividuals to conduct, support or facilitate counterter-
5 rorism, crisis response, or other Department of Defense
6 security cooperation programs: *Provided further*, That the
7 transfer authority provided under this heading is in addi-
8 tion to any other transfer authority provided elsewhere in
9 this Act: *Provided further*, That of the funds made avail-
10 able under this heading for the Office of the Secretary
11 of Defense, Policy, 10 percent shall be withheld from obli-
12 gation until the Secretary of Defense submits the reports
13 required under the heading “Counter-ISIS Train and
14 Equip Fund” in the Department of Defense Appropria-
15 tions Act, 2018 (division C of Public Law 115–141) and
16 the Department of Defense Appropriations Act, 2019 (di-
17 vision A of Public Law 115–245).

18 OPERATION AND MAINTENANCE, ARMY RESERVE

19 For expenses, not otherwise provided for, necessary
20 for the operation and maintenance, including training, or-
21 ganization, and administration, of the Army Reserve; re-
22 pair of facilities and equipment; hire of passenger motor
23 vehicles; travel and transportation; care of the dead; re-
24 cruiting; procurement of services, supplies, and equip-

1 ment; and communications, \$3,009,594,000 (increased by
2 \$2,000,000).

3 OPERATION AND MAINTENANCE, NAVY RESERVE

4 For expenses, not otherwise provided for, necessary
5 for the operation and maintenance, including training, or-
6 ganization, and administration, of the Navy Reserve; re-
7 pair of facilities and equipment; hire of passenger motor
8 vehicles; travel and transportation; care of the dead; re-
9 cruiting; procurement of services, supplies, and equip-
10 ment; and communications, \$1,110,116,000.

11 OPERATION AND MAINTENANCE, MARINE CORPS

12 RESERVE

13 For expenses, not otherwise provided for, necessary
14 for the operation and maintenance, including training, or-
15 ganization, and administration, of the Marine Corps Re-
16 serve; repair of facilities and equipment; hire of passenger
17 motor vehicles; travel and transportation; care of the dead;
18 recruiting; procurement of services, supplies, and equip-
19 ment; and communications, \$294,076,000.

20 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

21 For expenses, not otherwise provided for, necessary
22 for the operation and maintenance, including training, or-
23 ganization, and administration, of the Air Force Reserve;
24 repair of facilities and equipment; hire of passenger motor
25 vehicles; travel and transportation; care of the dead; re-

1 cruiting; procurement of services, supplies, and equip-
2 ment; and communications, \$3,356,685,000.

3 OPERATION AND MAINTENANCE, ARMY NATIONAL

4 GUARD

5 For expenses of training, organizing, and admin-
6 istering the Army National Guard, including medical and
7 hospital treatment and related expenses in non-Federal
8 hospitals; maintenance, operation, and repairs to struc-
9 tures and facilities; hire of passenger motor vehicles; per-
10 sonnel services in the National Guard Bureau; travel ex-
11 penses (other than mileage), as authorized by law for
12 Army personnel on active duty, for Army National Guard
13 division, regimental, and battalion commanders while in-
14 specting units in compliance with National Guard Bureau
15 regulations when specifically authorized by the Chief, Na-
16 tional Guard Bureau; supplying and equipping the Army
17 National Guard as authorized by law; and expenses of re-
18 pair, modification, maintenance, and issue of supplies and
19 equipment (including aircraft), \$7,448,536,000 (increased
20 by \$2,000,000).

21 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

22 For expenses of training, organizing, and admin-
23 istering the Air National Guard, including medical and
24 hospital treatment and related expenses in non-Federal
25 hospitals; maintenance, operation, and repairs to struc-

1 tures and facilities; transportation of things, hire of pas-
2 senger motor vehicles; supplying and equipping the Air
3 National Guard, as authorized by law; expenses for repair,
4 modification, maintenance, and issue of supplies and
5 equipment, including those furnished from stocks under
6 the control of agencies of the Department of Defense;
7 travel expenses (other than mileage) on the same basis as
8 authorized by law for Air National Guard personnel on
9 active Federal duty, for Air National Guard commanders
10 while inspecting units in compliance with National Guard
11 Bureau regulations when specifically authorized by the
12 Chief, National Guard Bureau, \$6,592,589,000 (reduced
13 by \$2,500,000) (increased by \$2,500,000).

14 UNITED STATES COURT OF APPEALS FOR THE ARMED
15 FORCES

16 For salaries and expenses necessary for the United
17 States Court of Appeals for the Armed Forces,
18 \$14,771,000, of which not to exceed \$5,000 may be used
19 for official representation purposes.

20 ENVIRONMENTAL RESTORATION, ARMY
21 (INCLUDING TRANSFER OF FUNDS)

22 For the Department of the Army, \$235,809,000 (in-
23 creased by \$5,000,000), to remain available until trans-
24 ferred: *Provided*, That the Secretary of the Army shall,
25 upon determining that such funds are required for envi-

1 ronmental restoration, reduction and recycling of haz-
2 ardous waste, removal of unsafe buildings and debris of
3 the Department of the Army, or for similar purposes,
4 transfer the funds made available by this appropriation
5 to other appropriations made available to the Department
6 of the Army, to be merged with and to be available for
7 the same purposes and for the same time period as the
8 appropriations to which transferred: *Provided further*,
9 That upon a determination that all or part of the funds
10 transferred from this appropriation are not necessary for
11 the purposes provided herein, such amounts may be trans-
12 ferred back to this appropriation: *Provided further*, That
13 the transfer authority provided under this heading is in
14 addition to any other transfer authority provided else-
15 where in this Act.

16 ENVIRONMENTAL RESTORATION, NAVY

17 (INCLUDING TRANSFER OF FUNDS)

18 For the Department of the Navy, \$365,883,000 (in-
19 creased by \$5,000,000), to remain available until trans-
20 ferred: *Provided*, That the Secretary of the Navy shall,
21 upon determining that such funds are required for envi-
22 ronmental restoration, reduction and recycling of haz-
23 ardous waste, removal of unsafe buildings and debris of
24 the Department of the Navy, or for similar purposes,
25 transfer the funds made available by this appropriation

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

12 ENVIRONMENTAL RESTORATION, AIR FORCE

13 (INCLUDING TRANSFER OF FUNDS)

14 For the Department of the Air Force, \$365,808,000
15 (increased by \$5,000,000), to remain available until trans-
16 ferred: *Provided*, That the Secretary of the Air Force
17 shall, upon determining that such funds are required for
18 environmental restoration, reduction and recycling of haz-
19 ardous waste, removal of unsafe buildings and debris of
20 the Department of the Air Force, or for similar purposes,
21 transfer the funds made available by this appropriation
22 to other appropriations made available to the Department
23 of the Air Force, to be merged with and to be available
24 for the same purposes and for the same time period as
25 the appropriations to which transferred: *Provided further*,

1 That upon a determination that all or part of the funds
2 transferred from this appropriation are not necessary for
3 the purposes provided herein, such amounts may be trans-
4 ferred back to this appropriation: *Provided further*, That
5 the transfer authority provided under this heading is in
6 addition to any other transfer authority provided else-
7 where in this Act.

8 ENVIRONMENTAL RESTORATION, DEFENSE-WIDE
9 (INCLUDING TRANSFER OF FUNDS)

10 For the Department of Defense, \$19,002,000, to re-
11 main available until transferred: *Provided*, That the Sec-
12 retary of Defense shall, upon determining that such funds
13 are required for environmental restoration, reduction and
14 recycling of hazardous waste, removal of unsafe buildings
15 and debris of the Department of Defense, or for similar
16 purposes, transfer the funds made available by this appro-
17 priation to other appropriations made available to the De-
18 partment of Defense, to be merged with and to be avail-
19 able for the same purposes and for the same time period
20 as the appropriations to which transferred: *Provided fur-*
21 *ther*, That upon a determination that all or part of the
22 funds transferred from this appropriation are not nec-
23 essary for the purposes provided herein, such amounts
24 may be transferred back to this appropriation: *Provided*
25 *further*, That the transfer authority provided under this

1 heading is in addition to any other transfer authority pro-
2 vided elsewhere in this Act.

3 ENVIRONMENTAL RESTORATION, FORMERLY USED
4 DEFENSE SITES
5 (INCLUDING TRANSFER OF FUNDS)

6 For the Department of the Army, \$260,499,000, to
7 remain available until transferred: *Provided*, That the Sec-
8 retary of the Army shall, upon determining that such
9 funds are required for environmental restoration, reduc-
10 tion and recycling of hazardous waste, removal of unsafe
11 buildings and debris at sites formerly used by the Depart-
12 ment of Defense, transfer the funds made available by this
13 appropriation to other appropriations made available to
14 the Department of the Army, to be merged with and to
15 be available for the same purposes and for the same time
16 period as the appropriations to which transferred: *Pro-*
17 *vided further*, That upon a determination that all or part
18 of the funds transferred from this appropriation are not
19 necessary for the purposes provided herein, such amounts
20 may be transferred back to this appropriation: *Provided*
21 *further*, That the transfer authority provided under this
22 heading is in addition to any other transfer authority pro-
23 vided elsewhere in this Act.

1 OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID

2 For expenses relating to the Overseas Humanitarian,
3 Disaster, and Civic Aid programs of the Department of
4 Defense (consisting of the programs provided under sec-
5 tions 401, 402, 404, 407, 2557, and 2561 of title 10,
6 United States Code), \$117,663,000, to remain available
7 until September 30, 2021.

8 COOPERATIVE THREAT REDUCTION ACCOUNT

9 For assistance, including assistance provided by con-
10 tract or by grants, under programs and activities of the
11 Department of Defense Cooperative Threat Reduction
12 Program authorized under the Department of Defense Co-
13 operative Threat Reduction Act, \$353,700,000 (increased
14 by \$20,000,000), to remain available until September 30,
15 2022.

16 DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE

17 DEVELOPMENT FUND

18 For the Department of Defense Acquisition Work-
19 force Development Fund, \$400,000,000, to remain avail-
20 able for obligation until September 30, 2020: *Provided,*
21 That no other amounts may be otherwise credited or
22 transferred to the Fund, or deposited into the Fund, in
23 fiscal year 2019 pursuant to section 1705(d) of title 10,
24 United States Code.

1 TITLE III
2 PROCUREMENT

3 AIRCRAFT PROCUREMENT, ARMY

4 For construction, procurement, production, modifica-
5 tion, and modernization of aircraft, equipment, including
6 ordnance, ground handling equipment, spare parts, and
7 accessories therefor; specialized equipment and training
8 devices; expansion of public and private plants, including
9 the land necessary therefor, for the foregoing purposes,
10 and such lands and interests therein, may be acquired,
11 and construction prosecuted thereon prior to approval of
12 title; and procurement and installation of equipment, ap-
13 pliances, and machine tools in public and private plants;
14 reserve plant and Government and contractor-owned
15 equipment layaway; and other expenses necessary for the
16 foregoing purposes, \$3,689,720,000, to remain available
17 for obligation until September 30, 2022.

18 MISSILE PROCUREMENT, ARMY

19 For construction, procurement, production, modifica-
20 tion, and modernization of missiles, equipment, including
21 ordnance, ground handling equipment, spare parts, and
22 accessories therefor; specialized equipment and training
23 devices; expansion of public and private plants, including
24 the land necessary therefor, for the foregoing purposes,
25 and such lands and interests therein, may be acquired,

1 and construction prosecuted thereon prior to approval of
2 title; and procurement and installation of equipment, ap-
3 pliances, and machine tools in public and private plants;
4 reserve plant and Government and contractor-owned
5 equipment layaway; and other expenses necessary for the
6 foregoing purposes, \$3,218,272,000, to remain available
7 for obligation until September 30, 2022.

8 PROCUREMENT OF WEAPONS AND TRACKED COMBAT
9 VEHICLES, ARMY

10 For construction, procurement, production, and
11 modification of weapons and tracked combat vehicles,
12 equipment, including ordnance, spare parts, and acces-
13 sories therefor; specialized equipment and training devices;
14 expansion of public and private plants, including the land
15 necessary therefor, for the foregoing purposes, and such
16 lands and interests therein, may be acquired, and con-
17 struction prosecuted thereon prior to approval of title; and
18 procurement and installation of equipment, appliances,
19 and machine tools in public and private plants; reserve
20 plant and Government and contractor-owned equipment
21 layaway; and other expenses necessary for the foregoing
22 purposes, \$4,849,373,000, to remain available for obliga-
23 tion until September 30, 2022.

1 PROCUREMENT OF AMMUNITION, ARMY

2 For construction, procurement, production, and
3 modification of ammunition, and accessories therefor; spe-
4 cialized equipment and training devices; expansion of pub-
5 lic and private plants, including ammunition facilities, au-
6 thorized by section 2854 of title 10, United States Code,
7 and the land necessary therefor, for the foregoing pur-
8 poses, and such lands and interests therein, may be ac-
9 quired, and construction prosecuted thereon prior to ap-
10 proval of title; and procurement and installation of equip-
11 ment, appliances, and machine tools in public and private
12 plants; reserve plant and Government and contractor-
13 owned equipment layaway; and other expenses necessary
14 for the foregoing purposes, \$2,583,895,000, to remain
15 available for obligation until September 30, 2022.

16 OTHER PROCUREMENT, ARMY

17 For construction, procurement, production, and
18 modification of vehicles, including tactical, support, and
19 non-tracked combat vehicles; the purchase of passenger
20 motor vehicles for replacement only; communications and
21 electronic equipment; other support equipment; spare
22 parts, ordnance, and accessories therefor; specialized
23 equipment and training devices; expansion of public and
24 private plants, including the land necessary therefor, for
25 the foregoing purposes, and such lands and interests

1 therein, may be acquired, and construction prosecuted
2 thereon prior to approval of title; and procurement and
3 installation of equipment, appliances, and machine tools
4 in public and private plants; reserve plant and Govern-
5 ment and contractor-owned equipment layaway; and other
6 expenses necessary for the foregoing purposes,
7 \$7,583,678,000, to remain available for obligation until
8 September 30, 2022.

9 AIRCRAFT PROCUREMENT, NAVY

10 For construction, procurement, production, modifica-
11 tion, and modernization of aircraft, equipment, including
12 ordnance, spare parts, and accessories therefor; specialized
13 equipment; expansion of public and private plants, includ-
14 ing the land necessary therefor, and such lands and inter-
15 ests therein, may be acquired, and construction prosecuted
16 thereon prior to approval of title; and procurement and
17 installation of equipment, appliances, and machine tools
18 in public and private plants; reserve plant and Govern-
19 ment and contractor-owned equipment layaway,
20 \$18,971,913,000, to remain available for obligation until
21 September 30, 2022.

22 WEAPONS PROCUREMENT, NAVY

23 For construction, procurement, production, modifica-
24 tion, and modernization of missiles, torpedoes, other weap-
25 ons, and related support equipment including spare parts,

1 and accessories therefor; expansion of public and private
2 plants, including the land necessary therefor, and such
3 lands and interests therein, may be acquired, and con-
4 struction prosecuted thereon prior to approval of title; and
5 procurement and installation of equipment, appliances,
6 and machine tools in public and private plants; reserve
7 plant and Government and contractor-owned equipment
8 layaway, \$4,061,797,000 (reduced by \$7,500,000) (in-
9 creased by \$7,500,000), to remain available for obligation
10 until September 30, 2022.

11 PROCUREMENT OF AMMUNITION, NAVY AND MARINE
12 CORPS

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

1 for the foregoing purposes, \$848,782,000, to remain avail-
2 able for obligation until September 30, 2022.

3 SHIPBUILDING AND CONVERSION, NAVY

4 For expenses necessary for the construction, acquisi-
5 tion, or conversion of vessels as authorized by law, includ-
6 ing armor and armament thereof, plant equipment, appli-
7 ances, and machine tools and installation thereof in public
8 and private plants; reserve plant and Government and con-
9 tractor-owned equipment layaway; procurement of critical,
10 long lead time components and designs for vessels to be
11 constructed or converted in the future; and expansion of
12 public and private plants, including land necessary there-
13 for, and such lands and interests therein, may be acquired,
14 and construction prosecuted thereon prior to approval of
15 title, as follows:

16 Ohio Replacement Submarine (AP), \$1,611,989,000;

17 Carrier Replacement Program, \$2,066,000,000;

18 Virginia Class Submarine, \$4,192,346,000;

19 Virginia Class Submarine (AP), \$4,266,552,000;

20 CVN Refueling Overhauls, \$667,926,000;

21 CVN Refueling Overhauls (AP), \$16,900,000;

22 DDG-1000 Program, \$155,944,000;

23 DDG-51 Destroyer, \$5,015,295,000;

24 DDG-51 Destroyer (AP), \$224,028,000;

25 FFG-Frigate, \$1,281,177,000;

1 TAO Fleet Oiler, \$981,215,000;
2 TAO Fleet Oiler (AP), \$73,000,000;
3 Towing, Salvage, and Rescue Ship, \$150,282,000;
4 LCU 1700, \$83,670,000;
5 Ship to Shore Connector, \$65,000,000;
6 Service Craft, \$56,289,000;
7 For outfitting, post delivery, conversions, and first
8 destination transportation, \$736,243,000; and
9 Completion of Prior Year Shipbuilding Programs,
10 \$55,700,000.

11 In all: \$21,699,556,000, to remain available for obli-
12 gation until September 30, 2024: *Provided*, That addi-
13 tional obligations may be incurred after September 30,
14 2024, for engineering services, tests, evaluations, and
15 other such budgeted work that must be performed in the
16 final stage of ship construction: *Provided further*, That
17 none of the funds provided under this heading for the con-
18 struction or conversion of any naval vessel to be con-
19 structed in shipyards in the United States shall be ex-
20 pended in foreign facilities for the construction of major
21 components of such vessel: *Provided further*, That none
22 of the funds provided under this heading shall be used
23 for the construction of any naval vessel in foreign ship-
24 yards: *Provided further*, That funds appropriated or other-
25 wise made available by this Act for production of the com-

1 mon missile compartment of nuclear-powered vessels may
2 be available for multiyear procurement of critical compo-
3 nents to support continuous production of such compart-
4 ments only in accordance with the provisions of subsection
5 (i) of section 2218a of title 10, United States Code (as
6 added by section 1023 of the National Defense Authoriza-
7 tion Act for Fiscal Year 2017 (Public Law 114–328)).

8 OTHER PROCUREMENT, NAVY

9 For procurement, production, and modernization of
10 support equipment and materials not otherwise provided
11 for, Navy ordnance (except ordnance for new aircraft, new
12 ships, and ships authorized for conversion); the purchase
13 of passenger motor vehicles for replacement only; expan-
14 sion of public and private plants, including the land nec-
15 essary therefor, and such lands and interests therein, may
16 be acquired, and construction prosecuted thereon prior to
17 approval of title; and procurement and installation of
18 equipment, appliances, and machine tools in public and
19 private plants; reserve plant and Government and con-
20 tractor-owned equipment layaway, \$9,123,068,000, to re-
21 main available for obligation until September 30, 2022.

22 PROCUREMENT, MARINE CORPS

23 For expenses necessary for the procurement, manu-
24 facture, and modification of missiles, armament, military
25 equipment, spare parts, and accessories therefor; plant

1 equipment, appliances, and machine tools, and installation
2 thereof in public and private plants; reserve plant and
3 Government and contractor-owned equipment layaway; ve-
4 hicles for the Marine Corps, including the purchase of pas-
5 senger motor vehicles for replacement only; and expansion
6 of public and private plants, including land necessary
7 therefor, and such lands and interests therein, may be ac-
8 quired, and construction prosecuted thereon prior to ap-
9 proval of title, \$2,838,151,000, to remain available for ob-
10 ligation until September 30, 2022.

11 AIRCRAFT PROCUREMENT, AIR FORCE

12 For construction, procurement, and modification of
13 aircraft and equipment, including armor and armament,
14 specialized ground handling equipment, and training de-
15 vices, spare parts, and accessories therefor; specialized
16 equipment; expansion of public and private plants, Gov-
17 ernment-owned equipment and installation thereof in such
18 plants, erection of structures, and acquisition of land, for
19 the foregoing purposes, and such lands and interests
20 therein, may be acquired, and construction prosecuted
21 thereon prior to approval of title; reserve plant and Gov-
22 ernment and contractor-owned equipment layaway; and
23 other expenses necessary for the foregoing purposes in-
24 cluding rents and transportation of things,

1 \$18,082,933,000, to remain available for obligation until
2 September 30, 2022.

3 MISSILE PROCUREMENT, AIR FORCE

4 For construction, procurement, and modification of
5 missiles, rockets, and related equipment, including spare
6 parts and accessories therefor; ground handling equip-
7 ment, and training devices; expansion of public and pri-
8 vate plants, Government-owned equipment and installa-
9 tion thereof in such plants, erection of structures, and ac-
10 quisition of land, for the foregoing purposes, and such
11 lands and interests therein, may be acquired, and con-
12 struction prosecuted thereon prior to approval of title; re-
13 serve plant and Government and contractor-owned equip-
14 ment layaway; and other expenses necessary for the fore-
15 going purposes including rents and transportation of
16 things, \$2,789,287,000, to remain available for obligation
17 until September 30, 2022.

18 SPACE PROCUREMENT, AIR FORCE

19 For construction, procurement, and modification of
20 spacecraft, rockets, and related equipment, including
21 spare parts and accessories therefor; ground handling
22 equipment, and training devices; expansion of public and
23 private plants, Government-owned equipment and installa-
24 tion thereof in such plants, erection of structures, and ac-
25 quisition of land, for the foregoing purposes, and such

1 lands and interests therein, may be acquired, and con-
2 struction prosecuted thereon prior to approval of title; re-
3 serve plant and Government and contractor-owned equip-
4 ment layaway; and other expenses necessary for the fore-
5 going purposes including rents and transportation of
6 things, \$2,368,443,000, to remain available for obligation
7 until September 30, 2022.

8 PROCUREMENT OF AMMUNITION, AIR FORCE

9 For construction, procurement, production, and
10 modification of ammunition, and accessories therefor; spe-
11 cialized equipment and training devices; expansion of pub-
12 lic and private plants, including ammunition facilities, au-
13 thorized by section 2854 of title 10, United States Code,
14 and the land necessary therefor, for the foregoing pur-
15 poses, and such lands and interests therein, may be ac-
16 quired, and construction prosecuted thereon prior to ap-
17 proval of title; and procurement and installation of equip-
18 ment, appliances, and machine tools in public and private
19 plants; reserve plant and Government and contractor-
20 owned equipment layaway; and other expenses necessary
21 for the foregoing purposes, \$1,602,761,000, to remain
22 available for obligation until September 30, 2022.

23 OTHER PROCUREMENT, AIR FORCE

24 For procurement and modification of equipment (in-
25 cluding ground guidance and electronic control equipment,

1 and ground electronic and communication equipment),
2 and supplies, materials, and spare parts therefor, not oth-
3 erwise provided for; the purchase of passenger motor vehi-
4 cles for replacement only; lease of passenger motor vehi-
5 cles; and expansion of public and private plants, Govern-
6 ment-owned equipment and installation thereof in such
7 plants, erection of structures, and acquisition of land, for
8 the foregoing purposes, and such lands and interests
9 therein, may be acquired, and construction prosecuted
10 thereon, prior to approval of title; reserve plant and Gov-
11 ernment and contractor-owned equipment layaway,
12 \$21,067,888,000 (reduced by \$2,000,000), to remain
13 available for obligation until September 30, 2022.

14 PROCUREMENT, DEFENSE-WIDE

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

1 ernment and contractor-owned equipment layaway,
2 \$5,100,866,000, to remain available for obligation until
3 September 30, 2022.

4 DEFENSE PRODUCTION ACT PURCHASES

5 For activities by the Department of Defense pursuant
6 to sections 108, 301, 302, and 303 of the Defense Produc-
7 tion Act of 1950 (50 U.S.C. 4518, 4531, 4532, and 4533),
8 \$64,393,000, to remain available until expended.

9 TITLE IV

10 RESEARCH, DEVELOPMENT, TEST AND

11 EVALUATION

12 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

13 ARMY

14 For expenses necessary for basic and applied sci-
15 entific research, development, test and evaluation, includ-
16 ing maintenance, rehabilitation, lease, and operation of fa-
17 cilities and equipment, \$12,046,783,000 (increased by
18 \$4,800,000) (reduced by \$1,000,000) (increased by
19 \$4,000,000) (increased by \$2,500,000) (increased by
20 \$9,000,000), to remain available for obligation until Sep-
21 tember 30, 2021.

22 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

23 NAVY

24 For expenses necessary for basic and applied sci-
25 entific research, development, test and evaluation, includ-

1 ing maintenance, rehabilitation, lease, and operation of fa-
2 cilities and equipment, \$19,140,865,000 (increased by
3 \$8,000,000) (increased by \$5,000,000) (reduced by
4 \$5,000,000) (increased by \$5,000,000) (increased by
5 \$10,000,000), to remain available for obligation until Sep-
6 tember 30, 2021. *Provided*, That funds appropriated in
7 this paragraph which are available for the V-22 may be
8 used to meet unique operational requirements of the Spe-
9 cial Operations Forces.

10 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

11 AIR FORCE

12 For expenses necessary for basic and applied sci-
13 entific research, development, test and evaluation, includ-
14 ing maintenance, rehabilitation, lease, and operation of fa-
15 cilities and equipment, \$44,554,256,000 (reduced by
16 \$9,500,000) (increased by \$9,500,000) (increased by
17 \$5,000,000), to remain available for obligation until Sep-
18 tember 30, 2021.

19 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

20 DEFENSE-WIDE

21 For expenses of activities and agencies of the Depart-
22 ment of Defense (other than the military departments),
23 necessary for basic and applied scientific research, devel-
24 opment, test and evaluation; advanced research projects
25 as may be designated and determined by the Secretary

1 of Defense, pursuant to law; maintenance, rehabilitation,
2 lease, and operation of facilities and equipment,
3 \$24,492,308,000 (reduced by \$10,000,000) (reduced by
4 \$4,800,000) (increased by \$1,000,000) (reduced by
5 \$4,000,000) (increased by \$4,000,000) (increased by
6 \$1,500,000) (increased by \$3,000,000) (reduced by
7 \$6,000,000) (increased by \$3,000,000) (reduced by
8 \$2,500,000) (increased by \$3,000,000) (reduced by
9 \$10,000,000) (increased by \$2,000,000) (increased by
10 \$5,000,000) (reduced by \$5,000,000), to remain available
11 for obligation until September 30, 2021.

12 OPERATIONAL TEST AND EVALUATION, DEFENSE

13 For expenses, not otherwise provided for, necessary
14 for the independent activities of the Director, Operational
15 Test and Evaluation, in the direction and supervision of
16 operational test and evaluation, including initial oper-
17 ational test and evaluation which is conducted prior to,
18 and in support of, production decisions; joint operational
19 testing and evaluation; and administrative expenses in
20 connection therewith, \$221,200,000, to remain available
21 for obligation until September 30, 2021.

1 TITLE V

2 REVOLVING AND MANAGEMENT FUNDS

3 DEFENSE WORKING CAPITAL FUNDS

4 For the Defense Working Capital Funds,
5 \$1,226,211,000.

6 DEFENSE COUNTERINTELLIGENCE AND SECURITY

7 AGENCY WORKING CAPITAL FUND

8 For the Defense Counterintelligence and Security
9 Agency Working Capital Fund, \$200,000,000.

10 TITLE VI

11 OTHER DEPARTMENT OF DEFENSE PROGRAMS

12 DEFENSE HEALTH PROGRAM

13 For expenses, not otherwise provided for, for medical
14 and health care programs of the Department of Defense
15 as authorized by law, \$33,476,039,000 (increased by
16 \$2,000,000) (increased by \$2,000,000) (increased by
17 \$10,000,000) (increased by \$10,000,000); of which
18 \$31,359,442,000, shall be for operation and maintenance,
19 of which not to exceed 1 percent shall remain available
20 for obligation until September 30, 2021, and of which up
21 to \$15,176,945,000 may be available for contracts entered
22 into under the TRICARE program; of which
23 \$454,324,000, to remain available for obligation until Sep-
24 tember 30, 2022, shall be for procurement; and of which
25 \$1,662,273,000 (increased by \$2,000,000) (increased by

1 \$2,000,000) (increased by \$10,000,000) (increased by
2 \$10,000,000), to remain available for obligation until Sep-
3 tember 30, 2021, shall be for research, development, test
4 and evaluation: *Provided*, That, notwithstanding any other
5 provision of law, of the amount made available under this
6 heading for research, development, test and evaluation,
7 not less than \$8,000,000 shall be available for HIV pre-
8 vention educational activities undertaken in connection
9 with United States military training, exercises, and hu-
10 manitarian assistance activities conducted primarily in Af-
11 rican nations: *Provided further*, That of the funds provided
12 under this heading for research, development, test and
13 evaluation, not less than \$930,000,000 (increased by
14 \$10,000,000) shall be made available to the United States
15 Army Medical Research and Materiel Command to carry
16 out the congressionally directed medical research pro-
17 grams: *Provided further*, That the Secretary of Defense
18 shall submit to the House and Senate Appropriations
19 Committees quarterly reports on the current status of the
20 deployment of the electronic health record: *Provided fur-*
21 *ther*, That the Secretary of Defense shall provide notice
22 to the House and Senate Appropriations Committees not
23 later than 10 business days after delaying the proposed
24 timeline of such deployment if such delay is longer than
25 1 week: *Provided further*, That the Comptroller General

1 of the United States shall perform quarterly performance
2 reviews of such deployment.

3 CHEMICAL AGENTS AND MUNITIONS DESTRUCTION,
4 DEFENSE

5 For expenses, not otherwise provided for, necessary
6 for the destruction of the United States stockpile of lethal
7 chemical agents and munitions in accordance with the pro-
8 visions of section 1412 of the Department of Defense Au-
9 thorization Act, 1986 (50 U.S.C. 1521), and for the de-
10 struction of other chemical warfare materials that are not
11 in the chemical weapon stockpile, \$985,499,000, of which
12 \$107,351,000 shall be for operation and maintenance, of
13 which no less than \$52,452,000 shall be for the Chemical
14 Stockpile Emergency Preparedness Program, consisting of
15 \$22,444,000 for activities on military installations and
16 \$30,008,000, to remain available until September 30,
17 2021, to assist State and local governments; \$2,218,000
18 shall be for procurement, to remain available until Sep-
19 tember 30, 2022, of which not less than \$2,218,000 shall
20 be for the Chemical Stockpile Emergency Preparedness
21 Program to assist State and local governments; and
22 \$875,930,000, to remain available until September 30,
23 2021, shall be for research, development, test and evalua-
24 tion, of which \$869,430,000 shall only be for the Assem-
25 bled Chemical Weapons Alternatives program.

1 DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,
2 DEFENSE
3 (INCLUDING TRANSFER OF FUNDS)

4 For drug interdiction and counter-drug activities of
5 the Department of Defense, for transfer to appropriations
6 available to the Department of Defense for military per-
7 sonnel of the reserve components serving under the provi-
8 sions of title 10 and title 32, United States Code; for oper-
9 ation and maintenance; for procurement; and for research,
10 development, test and evaluation, \$816,755,000 (reduced
11 by \$3,000,000) (increased by \$3,000,000), of which
12 \$517,171,000 shall be for counter-narcotics support;
13 \$121,922,000 (reduced by \$3,000,000) (increased by
14 \$3,000,000) shall be for the drug demand reduction pro-
15 gram; \$172,291,000 shall be for the National Guard
16 counter-drug program; and \$5,371,000 shall be for the
17 National Guard counter-drug schools program: *Provided*,
18 That the funds appropriated under this heading shall be
19 available for obligation for the same time period and for
20 the same purpose as the appropriation to which trans-
21 ferred: *Provided further*, That upon a determination that
22 all or part of the funds transferred from this appropriation
23 are not necessary for the purposes provided herein, such
24 amounts may be transferred back to this appropriation:
25 *Provided further*, That the transfer authority provided

1 under this heading is in addition to any other transfer au-
2 thority contained elsewhere in this Act: *Provided further*,
3 That section 284 of title 10, United States Code, may only
4 be carried out using amounts appropriated under this
5 heading for counter-narcotics support: *Provided further*,
6 That amounts appropriated under this heading for
7 counter-narcotics support may not be used for the con-
8 struction of fences pursuant to subsection (b)(7) of such
9 section: *Provided further*, That the transfer authority con-
10 tained in section 8005 in title VIII of this Act shall not
11 apply to amounts made available under this heading: *Pro-*
12 *vided further*, That funds appropriated under this heading
13 for counter-narcotics support may only be transferred 15
14 days following written notification to the congressional de-
15 fense committees.

16 OFFICE OF THE INSPECTOR GENERAL

17 For expenses and activities of the Office of the In-
18 spector General in carrying out the provisions of the In-
19 spector General Act of 1978, as amended, \$363,499,000,
20 of which \$360,201,000 shall be for operation and mainte-
21 nance, of which not to exceed \$700,000 is available for
22 emergencies and extraordinary expenses to be expended on
23 the approval or authority of the Inspector General, and
24 payments may be made on the Inspector General's certifi-
25 cate of necessity for confidential military purposes; of

1 which \$333,000 to remain available for obligation until
2 September 30, 2022, shall be for procurement; and of
3 which \$2,965,000, to remain available until September 30,
4 2021, shall be for research, development, test and evalua-
5 tion.

6 TITLE VII

7 RELATED AGENCIES

8 CENTRAL INTELLIGENCE AGENCY RETIREMENT AND 9 DISABILITY SYSTEM FUND

10 For payment to the Central Intelligence Agency Re-
11 tirement and Disability System Fund, to maintain the
12 proper funding level for continuing the operation of the
13 Central Intelligence Agency Retirement and Disability
14 System, \$514,000,000.

15 INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

16 For necessary expenses of the Intelligence Commu-
17 nity Management Account, \$558,000,000.

18 TITLE VIII

19 GENERAL PROVISIONS

20 SEC. 8001. No part of any appropriation contained
21 in this Act shall be used for publicity or propaganda pur-
22 poses not authorized by the Congress.

23 SEC. 8002. During the current fiscal year, provisions
24 of law prohibiting the payment of compensation to, or em-
25 ployment of, any person not a citizen of the United States

1 shall not apply to personnel of the Department of Defense:
2 *Provided*, That salary increases granted to direct and indi-
3 rect hire foreign national employees of the Department of
4 Defense funded by this Act shall not be at a rate in excess
5 of the percentage increase authorized by law for civilian
6 employees of the Department of Defense whose pay is
7 computed under the provisions of section 5332 of title 5,
8 United States Code, or at a rate in excess of the percent-
9 age increase provided by the appropriate host nation to
10 its own employees, whichever is higher: *Provided further*,
11 That this section shall not apply to Department of De-
12 fense foreign service national employees serving at United
13 States diplomatic missions whose pay is set by the Depart-
14 ment of State under the Foreign Service Act of 1980: *Pro-*
15 *vided further*, That the limitations of this provision shall
16 not apply to foreign national employees of the Department
17 of Defense in the Republic of Turkey.

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

21 SEC. 8004. No more than 20 percent of the appro-
22 priations in this Act which are limited for obligation dur-
23 ing the current fiscal year shall be obligated during the
24 last 2 months of the fiscal year: *Provided*, That this sec-
25 tion shall not apply to obligations for support of active

1 duty training of reserve components or summer camp
2 training of the Reserve Officers' Training Corps.

3 (TRANSFER OF FUNDS)

4 SEC. 8005. Upon determination by the Secretary of
5 Defense that such action is necessary in the national inter-
6 est, he may, with the approval of the Office of Manage-
7 ment and Budget, transfer not to exceed a total of
8 \$1,000,000,000 of working capital funds of the Depart-
9 ment of Defense or funds made available in this Act to
10 the Department of Defense for military functions (except
11 military construction) between such appropriations or
12 funds or any subdivision thereof, to be merged with and
13 to be available for the same purposes, and for the same
14 time period, as the appropriation or fund to which trans-
15 ferred: *Provided*, That such authority to transfer may not
16 be used unless the Secretary of Defense and the head of
17 each entity affected by such transfer certifies in writing
18 to the congressional defense committees, as part of the
19 applicable request for reprogramming required for such
20 transfer, that the funds will be used for higher priority
21 items, based on unforeseen military requirements, than
22 those for which originally appropriated and in no case
23 where the item for which funds are requested has been
24 denied by the Congress: *Provided further*, That the Sec-
25 retary of Defense shall notify the Congress promptly of

1 all transfers made pursuant to this authority or any other
2 authority in this Act: *Provided further*, That no part of
3 the funds in this Act shall be available to prepare or
4 present a request to the Committees on Appropriations for
5 reprogramming of funds, unless for higher priority items,
6 based on unforeseen military requirements, than those for
7 which originally appropriated and in no case where the
8 item for which reprogramming is requested has been de-
9 nied by the Congress: *Provided further*, That a request for
10 multiple reprogrammings of funds using authority pro-
11 vided in this section shall be made prior to June 30, 2020.

12 SEC. 8006. (a) With regard to the list of specific pro-
13 grams, projects, and activities (and the dollar amounts
14 and adjustments to budget activities corresponding to
15 such programs, projects, and activities) contained in the
16 tables titled Explanation of Project Level Adjustments in
17 the explanatory statement regarding this Act, the obliga-
18 tion and expenditure of amounts appropriated or other-
19 wise made available in this Act for those programs,
20 projects, and activities for which the amounts appro-
21 priated exceed the amounts requested are hereby required
22 by law to be carried out in the manner provided by such
23 tables to the same extent as if the tables were included
24 in the text of this Act.

1 (b) Amounts specified in the referenced tables de-
2 scribed in subsection (a) shall not be treated as subdivi-
3 sions of appropriations for purposes of section 8005 of this
4 Act: *Provided*, That section 8005 shall apply when trans-
5 fers of the amounts described in subsection (a) occur be-
6 tween appropriation accounts.

7 SEC. 8007. (a) Not later than 60 days after enact-
8 ment of this Act, the Department of Defense shall submit
9 a report to the congressional defense committees to estab-
10 lish the baseline for application of reprogramming and
11 transfer authorities for fiscal year 2020: *Provided*, That
12 the report shall include—

13 (1) a table for each appropriation with a sepa-
14 rate column to display the President's budget re-
15 quest, adjustments made by Congress, adjustments
16 due to enacted rescissions, if appropriate, and the
17 fiscal year enacted level;

18 (2) a delineation in the table for each appro-
19 priation both by budget activity and program,
20 project, and activity as detailed in the Budget Ap-
21 pendix; and

22 (3) an identification of items of special congres-
23 sional interest.

24 (b) Notwithstanding section 8005 of this Act, none
25 of the funds provided in this Act shall be available for

1 reprogramming or transfer until the report identified in
2 subsection (a) is submitted to the congressional defense
3 committees, unless the Secretary of Defense certifies in
4 writing to the congressional defense committees that such
5 reprogramming or transfer is necessary as an emergency
6 requirement: *Provided*, That this subsection shall not
7 apply to transfers from the following appropriations ac-
8 counts:

- 9 (1) “Environmental Restoration, Army”;
- 10 (2) “Environmental Restoration, Navy”;
- 11 (3) “Environmental Restoration, Air Force”;
- 12 (4) “Environmental Restoration, Defense-
13 Wide”
- 14 (5) “Environmental Restoration, Formerly
15 Used Defense Sites”.

16 (TRANSFER OF FUNDS)

17 SEC. 8008. During the current fiscal year, cash bal-
18 ances in working capital funds of the Department of De-
19 fense established pursuant to section 2208 of title 10,
20 United States Code, may be maintained in only such
21 amounts as are necessary at any time for cash disburse-
22 ments to be made from such funds: *Provided*, That trans-
23 fers may be made between such funds: *Provided further*,
24 That transfers may be made between working capital
25 funds and the “Foreign Currency Fluctuations, Defense”

1 appropriation and the “Operation and Maintenance” ap-
2 propriation accounts in such amounts as may be deter-
3 mined by the Secretary of Defense, with the approval of
4 the Office of Management and Budget, except that such
5 transfers may not be made unless the Secretary of Defense
6 has notified the Congress of the proposed transfer: *Pro-*
7 *vided further*, That except in amounts equal to the
8 amounts appropriated to working capital funds in this Act,
9 no obligations may be made against a working capital fund
10 to procure or increase the value of war reserve material
11 inventory, unless the Secretary of Defense has notified the
12 Congress prior to any such obligation.

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

17 SEC. 8010. None of the funds provided in this Act
18 shall be available to initiate: (1) a multiyear contract that
19 employs economic order quantity procurement in excess of
20 \$20,000,000 in any one year of the contract or that in-
21 cludes an unfunded contingent liability in excess of
22 \$20,000,000; or (2) a contract for advance procurement
23 leading to a multiyear contract that employs economic
24 order quantity procurement in excess of \$20,000,000 in
25 any one year, unless the congressional defense committees

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

21 (1) the Secretary of Defense has submitted to
22 Congress a budget request for full funding of units
23 to be procured through the contract and, in the case
24 of a contract for procurement of aircraft, that in-
25 cludes, for any aircraft unit to be procured through

1 the contract for which procurement funds are re-
2 quired in that budget request for production be-
3 yond advance procurement activities in the fiscal
4 year covered by the budget, full funding of procure-
5 ment of such unit in that fiscal year;

6 (2) cancellation provisions in the contract do
7 not include consideration of recurring manufacturing
8 costs of the contractor associated with the produc-
9 tion of unfunded units to be delivered under the con-
10 tract;

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

14 (4) the contract does not provide for a price ad-
15 justment based on a failure to award a follow-on
16 contract.

17 SEC. 8011. Within the funds appropriated for the op-
18 eration and maintenance of the Armed Forces, funds are
19 hereby appropriated pursuant to section 401 of title 10,
20 United States Code, for humanitarian and civic assistance
21 costs under chapter 20 of title 10, United States Code.
22 Such funds may also be obligated for humanitarian and
23 civic assistance costs incidental to authorized operations
24 and pursuant to authority granted in section 401 of chap-
25 ter 20 of title 10, United States Code, and these obliga-

1 tions shall be reported as required by section 401(d) of
2 title 10, United States Code: *Provided*, That funds avail-
3 able for operation and maintenance shall be available for
4 providing humanitarian and similar assistance by using
5 Civic Action Teams in the Trust Territories of the Pacific
6 Islands and freely associated states of Micronesia, pursu-
7 ant to the Compact of Free Association as authorized by
8 Public Law 99–239: *Provided further*, That upon a deter-
9 mination by the Secretary of the Army that such action
10 is beneficial for graduate medical education programs con-
11 ducted at Army medical facilities located in Hawaii, the
12 Secretary of the Army may authorize the provision of med-
13 ical services at such facilities and transportation to such
14 facilities, on a nonreimbursable basis, for civilian patients
15 from American Samoa, the Commonwealth of the North-
16 ern Mariana Islands, the Marshall Islands, the Federated
17 States of Micronesia, Palau, and Guam.

18 SEC. 8012. (a) During the current fiscal year, the
19 civilian personnel of the Department of Defense may not
20 be managed on the basis of any end-strength, and the
21 management of such personnel during that fiscal year
22 shall not be subject to any constraint or limitation (known
23 as an end-strength) on the number of such personnel who
24 may be employed on the last day of such fiscal year.

1 (b) The fiscal year 2021 budget request for the De-
2 partment of Defense as well as all justification material
3 and other documentation supporting the fiscal year 2021
4 Department of Defense budget request shall be prepared
5 and submitted to the Congress as if subsections (a) and
6 (b) of this provision were effective with regard to fiscal
7 year 2021.

8 (c) As required by section 1107 of the National De-
9 fense Authorization Act for Fiscal Year 2014 (Public Law
10 113–66; 10 U.S.C. 2358 note) civilian personnel at the
11 Department of Army Science and Technology Reinvention
12 Laboratories may not be managed on the basis of the
13 Table of Distribution and Allowances, and the manage-
14 ment of the workforce strength shall be done in a manner
15 consistent with the budget available with respect to such
16 Laboratories.

17 (d) Nothing in this section shall be construed to apply
18 to military (civilian) technicians.

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

23 SEC. 8014. None of the funds appropriated by this
24 Act shall be available for the basic pay and allowances of
25 any member of the Army participating as a full-time stu-

1 dent and receiving benefits paid by the Secretary of Vet-
2 erans Affairs from the Department of Defense Education
3 Benefits Fund when time spent as a full-time student is
4 credited toward completion of a service commitment: *Pro-*
5 *vided*, That this section shall not apply to those members
6 who have reenlisted with this option prior to October 1,
7 1987: *Provided further*, That this section applies only to
8 active components of the Army.

9 (TRANSFER OF FUNDS)

10 SEC. 8015. Funds appropriated in title III of this Act
11 for the Department of Defense Pilot Mentor-Protege Pro-
12 gram may be transferred to any other appropriation con-
13 tained in this Act solely for the purpose of implementing
14 a Mentor-Protege Program developmental assistance
15 agreement pursuant to section 831 of the National De-
16 fense Authorization Act for Fiscal Year 1991 (Public Law
17 101-510; 10 U.S.C. 2302 note), as amended, under the
18 authority of this provision or any other transfer authority
19 contained in this Act.

20 SEC. 8016. None of the funds in this Act may be
21 available for the purchase by the Department of Defense
22 (and its departments and agencies) of welded shipboard
23 anchor and mooring chain 4 inches in diameter and under
24 unless the anchor and mooring chain are manufactured
25 in the United States from components which are substan-

1 tially manufactured in the United States: *Provided*, That
2 for the purpose of this section, the term “manufactured”
3 shall include cutting, heat treating, quality control, testing
4 of chain and welding (including the forging and shot blast-
5 ing process): *Provided further*, That for the purpose of this
6 section substantially all of the components of anchor and
7 mooring chain shall be considered to be produced or manu-
8 factured in the United States if the aggregate cost of the
9 components produced or manufactured in the United
10 States exceeds the aggregate cost of the components pro-
11 duced or manufactured outside the United States: *Pro-*
12 *vided further*, That when adequate domestic supplies are
13 not available to meet Department of Defense requirements
14 on a timely basis, the Secretary of the Service responsible
15 for the procurement may waive this restriction on a case-
16 by-case basis by certifying in writing to the Committees
17 on Appropriations that such an acquisition must be made
18 in order to acquire capability for national security pur-
19 poses.

20 SEC. 8017. None of the funds appropriated by this
21 Act shall be used for the support of any nonappropriated
22 funds activity of the Department of Defense that procures
23 malt beverages and wine with nonappropriated funds for
24 resale (including such alcoholic beverages sold by the
25 drink) on a military installation located in the United

1 States unless such malt beverages and wine are procured
2 within that State, or in the case of the District of Colum-
3 bia, within the District of Columbia, in which the military
4 installation is located: *Provided*, That, in a case in which
5 the military installation is located in more than one State,
6 purchases may be made in any State in which the installa-
7 tion is located: *Provided further*, That such local procure-
8 ment requirements for malt beverages and wine shall
9 apply to all alcoholic beverages only for military installa-
10 tions in States which are not contiguous with another
11 State: *Provided further*, That alcoholic beverages other
12 than wine and malt beverages, in contiguous States and
13 the District of Columbia shall be procured from the most
14 competitive source, price and other factors considered.

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

1 SEC. 8019. No more than \$500,000 of the funds ap-
2 propriated or made available in this Act shall be used dur-
3 ing a single fiscal year for any single relocation of an orga-
4 nization, unit, activity or function of the Department of
5 Defense into or within the National Capital Region: *Pro-*
6 *vided*, That the Secretary of Defense may waive this re-
7 striction on a case-by-case basis by certifying in writing
8 to the congressional defense committees that such a relo-
9 cation is required in the best interest of the Government.

10 SEC. 8020. Of the funds made available in this Act,
11 \$25,000,000 shall be available for incentive payments au-
12 thorized by section 504 of the Indian Financing Act of
13 1974 (25 U.S.C. 1544): *Provided*, That a prime contractor
14 or a subcontractor at any tier that makes a subcontract
15 award to any subcontractor or supplier as defined in sec-
16 tion 1544 of title 25, United States Code, or a small busi-
17 ness owned and controlled by an individual or individuals
18 defined under section 4221(9) of title 25, United States
19 Code, shall be considered a contractor for the purposes
20 of being allowed additional compensation under section
21 504 of the Indian Financing Act of 1974 (25 U.S.C.
22 1544) whenever the prime contract or subcontract amount
23 is over \$500,000 and involves the expenditure of funds
24 appropriated by an Act making appropriations for the De-
25 partment of Defense with respect to any fiscal year: *Pro-*

1 *vided further*, That notwithstanding section 1906 of title
2 41, United States Code, this section shall be applicable
3 to any Department of Defense acquisition of supplies or
4 services, including any contract and any subcontract at
5 any tier for acquisition of commercial items produced or
6 manufactured, in whole or in part, by any subcontractor
7 or supplier defined in section 1544 of title 25, United
8 States Code, or a small business owned and controlled by
9 an individual or individuals defined under section 4221(9)
10 of title 25, United States Code.

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

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

23 SEC. 8023. (a) Of the funds made available in this
24 Act, not less than \$51,800,000 shall be available for the
25 Civil Air Patrol Corporation, of which—

1 (1) \$37,233,000 shall be available from “Oper-
2 ation and Maintenance, Air Force” to support Civil
3 Air Patrol Corporation operation and maintenance,
4 readiness, counter-drug activities, and drug demand
5 reduction activities involving youth programs;

6 (2) \$11,000,000 shall be available from “Air-
7 craft Procurement, Air Force”; and

8 (3) \$3,567,000 shall be available from “Other
9 Procurement, Air Force” for vehicle and commu-
10 nication equipment procurement.

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

15 SEC. 8024. (a) None of the funds appropriated in this
16 Act are available to establish a new Department of De-
17 fense (department) federally funded research and develop-
18 ment center (FFRDC), either as a new entity, or as a
19 separate entity administrated by an organization man-
20 aging another FFRDC, or as a nonprofit membership cor-
21 poration consisting of a consortium of other FFRDCs and
22 other nonprofit entities.

23 (b) No member of a Board of Directors, Trustees,
24 Overseers, Advisory Group, Special Issues Panel, Visiting
25 Committee, or any similar entity of a defense FFRDC,

1 and no paid consultant to any defense FFRDC, except
2 when acting in a technical advisory capacity, may be com-
3 pensated for his or her services as a member of such enti-
4 ty, or as a paid consultant by more than one FFRDC in
5 a fiscal year: *Provided*, That a member of any such entity
6 referred to previously in this subsection shall be allowed
7 travel expenses and per diem as authorized under the Fed-
8 eral Joint Travel Regulations, when engaged in the per-
9 formance of membership duties.

10 (c) Notwithstanding any other provision of law, none
11 of the funds available to the department from any source
12 during the current fiscal year may be used by a defense
13 FFRDC, through a fee or other payment mechanism, for
14 construction of new buildings not located on a military in-
15 stallation, for payment of cost sharing for projects funded
16 by Government grants, for absorption of contract over-
17 runs, or for certain charitable contributions, not to include
18 employee participation in community service and/or devel-
19 opment.

20 (d) Notwithstanding any other provision of law, of
21 the funds available to the department during fiscal year
22 2020, not more than 6,100 staff years of technical effort
23 (staff years) may be funded for defense FFRDCs: *Pro-*
24 *vided*, That this subsection shall not apply to staff years

1 funded in the National Intelligence Program (NIP) and
2 the Military Intelligence Program (MIP).

3 (e) The Secretary of Defense shall, with the submis-
4 sion of the Department's fiscal year 2021 budget request,
5 submit a report presenting the specific amounts of staff
6 years of technical effort to be allocated for each defense
7 FFRDC during that fiscal year and the associated budget
8 estimates.

9 (f) Notwithstanding any other provision of this Act,
10 the total amount appropriated in this Act for FFRDCs
11 is hereby increased by \$26,800,000: *Provided*, That this
12 subsection shall not apply to appropriations for the Na-
13 tional Intelligence Program (NIP) and the Military Intel-
14 ligence Program (MIP).

15 SEC. 8025. None of the funds appropriated or made
16 available in this Act shall be used to procure carbon, alloy,
17 or armor steel plate for use in any Government-owned fa-
18 cility or property under the control of the Department of
19 Defense which were not melted and rolled in the United
20 States or Canada: *Provided*, That these procurement re-
21 strictions shall apply to any and all Federal Supply Class
22 9515, American Society of Testing and Materials (ASTM)
23 or American Iron and Steel Institute (AISI) specifications
24 of carbon, alloy or armor steel plate: *Provided further*,
25 That the Secretary of the military department responsible

1 for the procurement may waive this restriction on a case-
2 by-case basis by certifying in writing to the Committees
3 on Appropriations of the House of Representatives and the
4 Senate that adequate domestic supplies are not available
5 to meet Department of Defense requirements on a timely
6 basis and that such an acquisition must be made in order
7 to acquire capability for national security purposes: *Pro-*
8 *vided further*, That these restrictions shall not apply to
9 contracts which are in being as of the date of the enact-
10 ment of this Act.

11 SEC. 8026. For the purposes of this Act, the term
12 “congressional defense committees” means the Armed
13 Services Committee of the House of Representatives, the
14 Armed Services Committee of the Senate, the Sub-
15 committee on Defense of the Committee on Appropriations
16 of the Senate, and the Subcommittee on Defense of the
17 Committee on Appropriations of the House of Representa-
18 tives.

19 SEC. 8027. During the current fiscal year, the De-
20 partment of Defense may acquire the modification, depot
21 maintenance and repair of aircraft, vehicles and vessels
22 as well as the production of components and other De-
23 fense-related articles, through competition between De-
24 partment of Defense depot maintenance activities and pri-
25 vate firms: *Provided*, That the Senior Acquisition Execu-

1 tive of the military department or Defense Agency con-
2 cerned, with power of delegation, shall certify that success-
3 ful bids include comparable estimates of all direct and in-
4 direct costs for both public and private bids: *Provided fur-*
5 *ther*, That Office of Management and Budget Circular A-
6 76 shall not apply to competitions conducted under this
7 section.

8 SEC. 8028. (a)(1) If the Secretary of Defense, after
9 consultation with the United States Trade Representative,
10 determines that a foreign country which is party to an
11 agreement described in paragraph (2) has violated the
12 terms of the agreement by discriminating against certain
13 types of products produced in the United States that are
14 covered by the agreement, the Secretary of Defense shall
15 rescind the Secretary's blanket waiver of the Buy Amer-
16 ican Act with respect to such types of products produced
17 in that foreign country.

18 (2) An agreement referred to in paragraph (1) is any
19 reciprocal defense procurement memorandum of under-
20 standing, between the United States and a foreign country
21 pursuant to which the Secretary of Defense has prospec-
22 tively waived the Buy American Act for certain products
23 in that country.

24 (b) The Secretary of Defense shall submit to the Con-
25 gress a report on the amount of Department of Defense

1 purchases from foreign entities in fiscal year 2020. Such
2 report shall separately indicate the dollar value of items
3 for which the Buy American Act was waived pursuant to
4 any agreement described in subsection (a)(2), the Trade
5 Agreement Act of 1979 (19 U.S.C. 2501 et seq.), or any
6 international agreement to which the United States is a
7 party.

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

11 SEC. 8029. During the current fiscal year, amounts
12 contained in the Department of Defense Overseas Military
13 Facility Investment Recovery Account established by sec-
14 tion 2921(c)(1) of the National Defense Authorization Act
15 of 1991 (Public Law 101–510; 10 U.S.C. 2687 note) shall
16 be available until expended for the payments specified by
17 section 2921(c)(2) of that Act.

18 SEC. 8030. (a) Notwithstanding any other provision
19 of law, the Secretary of the Air Force may convey at no
20 cost to the Air Force, without consideration, to Indian
21 tribes located in the States of Nevada, Idaho, North Da-
22 kota, South Dakota, Montana, Oregon, Minnesota, and
23 Washington relocatable military housing units located at
24 Grand Forks Air Force Base, Malmstrom Air Force Base,
25 Mountain Home Air Force Base, Ellsworth Air Force

1 Base, and Minot Air Force Base that are excess to the
2 needs of the Air Force.

3 (b) The Secretary of the Air Force shall convey, at
4 no cost to the Air Force, military housing units under sub-
5 section (a) in accordance with the request for such units
6 that are submitted to the Secretary by the Operation
7 Walking Shield Program on behalf of Indian tribes located
8 in the States of Nevada, Idaho, North Dakota, South Da-
9 kota, Montana, Oregon, Minnesota, and Washington. Any
10 such conveyance shall be subject to the condition that the
11 housing units shall be removed within a reasonable period
12 of time, as determined by the Secretary.

13 (c) The Operation Walking Shield Program shall re-
14 solve any conflicts among requests of Indian tribes for
15 housing units under subsection (a) before submitting re-
16 quests to the Secretary of the Air Force under subsection
17 (b).

18 (d) In this section, the term “Indian tribe” means
19 any recognized Indian tribe included on the current list
20 published by the Secretary of the Interior under section
21 104 of the Federally Recognized Indian Tribe Act of 1994
22 (Public Law 103–454; 108 Stat. 4792; 25 U.S.C. 5131).

23 SEC. 8031. During the current fiscal year, appropria-
24 tions which are available to the Department of Defense
25 for operation and maintenance may be used to purchase

1 items having an investment item unit cost of not more
2 than \$250,000.

3 SEC. 8032. None of the funds made available by this
4 Act may be used to—

5 (1) disestablish, or prepare to disestablish, a
6 Senior Reserve Officers' Training Corps program in
7 accordance with Department of Defense Instruction
8 Number 1215.08, dated June 26, 2006; or

9 (2) close, downgrade from host to extension
10 center, or place on probation a Senior Reserve Offi-
11 cers' Training Corps program in accordance with the
12 information paper of the Department of the Army
13 titled "Army Senior Reserve Officer's Training
14 Corps (SROTC) Program Review and Criteria",
15 dated January 27, 2014.

16 SEC. 8033. Up to \$14,000,000 of the funds appro-
17 priated under the heading "Operation and Maintenance,
18 Navy" may be made available for the Asia Pacific Re-
19 gional Initiative Program for the purpose of enabling the
20 Pacific Command to execute Theater Security Cooperation
21 activities such as humanitarian assistance, and payment
22 of incremental and personnel costs of training and exer-
23 cising with foreign security forces: *Provided*, That funds
24 made available for this purpose may be used, notwith-
25 standing any other funding authorities for humanitarian

1 assistance, security assistance or combined exercise ex-
2 penses: *Provided further*, That funds may not be obligated
3 to provide assistance to any foreign country that is other-
4 wise prohibited from receiving such type of assistance
5 under any other provision of law.

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

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

1 investment item would be chargeable during the current
2 fiscal year to appropriations made to the Department of
3 Defense for procurement.

4 (b) The fiscal year 2021 budget request for the De-
5 partment of Defense as well as all justification material
6 and other documentation supporting the fiscal year 2021
7 Department of Defense budget shall be prepared and sub-
8 mitted to the Congress on the basis that any equipment
9 which was classified as an end item and funded in a pro-
10 curement appropriation contained in this Act shall be
11 budgeted for in a proposed fiscal year 2021 procurement
12 appropriation and not in the supply management business
13 area or any other area or category of the Department of
14 Defense Working Capital Funds.

15 SEC. 8036. None of the funds appropriated by this
16 Act for programs of the Central Intelligence Agency shall
17 remain available for obligation beyond the current fiscal
18 year, except for funds appropriated for the Reserve for
19 Contingencies, which shall remain available until Sep-
20 tember 30, 2021: *Provided*, That funds appropriated,
21 transferred, or otherwise credited to the Central Intel-
22 ligence Agency Central Services Working Capital Fund
23 during this or any prior or subsequent fiscal year shall
24 remain available until expended: *Provided further*, That
25 any funds appropriated or transferred to the Central Intel-

1 ligence Agency for advanced research and development ac-
2 quisition, for agent operations, and for covert action pro-
3 grams authorized by the President under section 503 of
4 the National Security Act of 1947 (50 U.S.C. 3093) shall
5 remain available until September 30, 2021.

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

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

22 (b) If the Secretary of Defense determines that a per-
23 son has been convicted of intentionally affixing a label
24 bearing a “Made in America” inscription to any product
25 sold in or shipped to the United States that is not made

1 in America, the Secretary shall determine, in accordance
2 with section 2410f of title 10, United States Code, wheth-
3 er the person should be debarred from contracting with
4 the Department of Defense.

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

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

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

22 (b) The Secretary of Defense or Secretary of a mili-
23 tary department may waive the limitations in subsection
24 (a), on a case-by-case basis, if the Secretary determines,
25 and certifies to the Committees on Appropriations of the

1 House of Representatives and the Senate that the grant-
2 ing of the waiver will reduce the personnel requirements
3 or the financial requirements of the department.

4 (c) This section does not apply to—

5 (1) field operating agencies funded within the
6 National Intelligence Program;

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

11 (3) an Army field operating agency established
12 to improve the effectiveness and efficiencies of bio-
13 metric activities and to integrate common biometric
14 technologies throughout the Department of Defense;
15 or

16 (4) an Air Force field operating agency estab-
17 lished to administer the Air Force Mortuary Affairs
18 Program and Mortuary Operations for the Depart-
19 ment of Defense and authorized Federal entities.

20 SEC. 8040. (a) None of the funds appropriated by
21 this Act shall be available to convert to contractor per-
22 formance an activity or function of the Department of De-
23 fense that, on or after the date of the enactment of this
24 Act, is performed by Department of Defense civilian em-
25 ployees unless—

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

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

12 (A) 10 percent of the most efficient organi-
13 zation's personnel-related costs for performance
14 of that activity or function by Federal employ-
15 ees; or

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

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

20 (A) not making an employer-sponsored
21 health insurance plan available to the workers
22 who are to be employed in the performance of
23 that activity or function under the contract; or

24 (B) offering to such workers an employer-
25 sponsored health benefits plan that requires the

1 employer to contribute less towards the pre-
2 mium or subscription share than the amount
3 that is paid by the Department of Defense for
4 health benefits for civilian employees under
5 chapter 89 of title 5, United States Code.

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

14 (A) is included on the procurement list estab-
15 lished pursuant to section 2 of the Javits-Wagner-
16 O'Day Act (section 8503 of title 41, United States
17 Code);

18 (B) is planned to be converted to performance
19 by a qualified nonprofit agency for the blind or by
20 a qualified nonprofit agency for other severely handi-
21 capped individuals in accordance with that Act; or

22 (C) is planned to be converted to performance
23 by a qualified firm under at least 51 percent owner-
24 ship by an Indian tribe, as defined in section 4(e)
25 of the Indian Self-Determination and Education As-

1 Budget or the Balanced Budget and Emergency Deficit

2 Control Act of 1985, as amended:

3 “Shipbuilding and Conversion, Navy: DDG–51 De-
4 stroyer”, 2012/2020, \$86,000,000;

5 “Shipbuilding and Conversion, Navy: LCAC SLEP”,
6 2013/2020, \$2,000,000;

7 “Missile Procurement, Army”, 2018/2020,
8 \$14,056,000;

9 “Procurement of Weapons and Tracked Combat Ve-
10 hicles, Army”, 2018/2020, \$97,000,000;

11 “Other Procurement, Army”, 2018/2020,
12 \$10,685,000;

13 “Aircraft Procurement, Navy”, 2018/2020,
14 \$126,079,000;

15 “Other Procurement, Navy”, 2018/2020,
16 \$34,087,000;

17 “Procurement, Marine Corps”, 2018/2020,
18 \$9,046,000;

19 “Aircraft Procurement, Air Force”, 2018/2020,
20 \$160,200,000;

21 “Other Procurement, Air Force”, 2018/2020,
22 \$26,000,000;

23 “Operation and Maintenance, Defense-Wide: DSCA
24 Security Cooperation Account”, 2019/2020, \$21,314,000;

1 “Aircraft Procurement, Army”, 2019/2021,
2 \$58,600,000;

3 “Procurement of Weapons and Tracked Combat Ve-
4 hicles”, 2019/2021, \$87,567,000;

5 “Other Procurement, Army”, 2019/2021,
6 \$75,173,000;

7 “Aircraft Procurement, Navy”, 2019/2021,
8 \$501,616,000;

9 “Procurement of Ammunition, Navy and Marine
10 Corps”, 2019/2021, \$22,000,000;

11 “Other Procurement, Navy”, 2019/2021,
12 \$44,964,000;

13 “Procurement, Marine Corps”, 2019/2021,
14 \$74,456,000;

15 “Aircraft Procurement, Air Force”, 2019/2021,
16 \$629,300,000;

17 “Missile Procurement, Air Force”, 2019/2021,
18 \$76,000,000;

19 “Space Procurement, Air Force”, 2019/2021,
20 \$214,509,000;

21 “Procurement of Ammunition, Air Force”, 2019/
22 2021, \$236,100,000;

23 “Research, Development, Test and Evaluation,
24 Army”, 2019/2020, \$65,933,000;

1 “Research, Development, Test and Evaluation,
2 Navy”, 2019/2020, \$240,088,000; and

3 “Research, Development, Test and Evaluation, Air
4 Force”, 2019/2020, \$131,200,000.

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

14 SEC. 8043. None of the funds appropriated or other-
15 wise made available in this Act may be obligated or ex-
16 pended for assistance to the Democratic People’s Republic
17 of Korea unless specifically appropriated for that purpose.

18 SEC. 8044. Funds appropriated in this Act for oper-
19 ation and maintenance of the Military Departments, Com-
20 batant Commands and Defense Agencies shall be available
21 for reimbursement of pay, allowances and other expenses
22 which would otherwise be incurred against appropriations
23 for the National Guard and Reserve when members of the
24 National Guard and Reserve provide intelligence or coun-
25 terintelligence support to Combatant Commands, Defense

1 Agencies and Joint Intelligence Activities, including the
2 activities and programs included within the National Intel-
3 ligence Program and the Military Intelligence Program:
4 *Provided*, That nothing in this section authorizes deviation
5 from established Reserve and National Guard personnel
6 and training procedures.

7 SEC. 8045. (a) None of the funds available to the
8 Department of Defense for any fiscal year for drug inter-
9 diction or counter-drug activities may be transferred to
10 any other department or agency of the United States.

11 (b) None of the funds available to the Central Intel-
12 ligence Agency for any fiscal year for drug interdiction or
13 counter-drug activities may be transferred to any other de-
14 partment or agency of the United States.

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

1 pability for national security purposes: *Provided further*,
2 That this restriction shall not apply to the purchase of
3 “commercial items”, as defined by section 103 of title 41,
4 United States Code, except that the restriction shall apply
5 to ball or roller bearings purchased as end items.

6 SEC. 8047. In addition to the amounts appropriated
7 or otherwise made available elsewhere in this Act,
8 \$44,000,000 is hereby appropriated to the Department of
9 Defense: *Provided*, That upon the determination of the
10 Secretary of Defense that it shall serve the national inter-
11 est, the Secretary shall make grants in the amounts speci-
12 fied as follows: \$20,000,000 to the United Service Organi-
13 zations and \$24,000,000 to the Red Cross.

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

21 SEC. 8049. Notwithstanding any other provision in
22 this Act, the Small Business Innovation Research program
23 and the Small Business Technology Transfer program set-
24 asides shall be taken proportionally from all programs,

1 projects, or activities to the extent they contribute to the
2 extramural budget.

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

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

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

13 (INCLUDING TRANSFER OF FUNDS)

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

1 SEC. 8052. During the current fiscal year, in the case
2 of an appropriation account of the Department of Defense
3 for which the period of availability for obligation has ex-
4 pired or which has closed under the provisions of section
5 1552 of title 31, United States Code, and which has a
6 negative unliquidated or unexpended balance, an obliga-
7 tion or an adjustment of an obligation may be charged
8 to any current appropriation account for the same purpose
9 as the expired or closed account if—

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

14 (2) the obligation is not otherwise properly
15 chargeable to any current appropriation account of
16 the Department of Defense; and

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

1 Counsel Program: *Provided*, That the funds are made
2 available for transfer to the Department of the Army, the
3 Department of the Navy, and the Department of the Air
4 Force: *Provided further*, That funds transferred shall be
5 merged with and available for the same purposes and for
6 the same time period as the appropriations to which the
7 funds are transferred: *Provided further*, That this transfer
8 authority is in addition to any other transfer authority
9 provided in this Act.

10 SEC. 8055. None of the funds appropriated in title
11 IV of this Act may be used to procure end-items for deliv-
12 ery to military forces for operational training, operational
13 use or inventory requirements: *Provided*, That this restric-
14 tion does not apply to end-items used in development,
15 prototyping, and test activities preceding and leading to
16 acceptance for operational use: *Provided further*, That the
17 Secretary of Defense shall, with submission of the Depart-
18 ment's fiscal year 2021 budget request, submit a report
19 detailing the use of funds requested in research, develop-
20 ment, test and evaluation accounts for end-items used in
21 development, prototyping and test activities preceding and
22 leading to acceptance for operational use: *Provided further*,
23 That this restriction does not apply to programs funded
24 within the National Intelligence Program: *Provided fur-*
25 *ther*, That the Secretary of Defense may waive this restric-

1 tion on a case-by-case basis by certifying in writing to the
2 Committees on Appropriations of the House of Represent-
3 atives and the Senate that it is in the national security
4 interest to do so.

5 SEC. 8056. (a) The Secretary of Defense may, on a
6 case-by-case basis, waive with respect to a foreign country
7 each limitation on the procurement of defense items from
8 foreign sources provided in law if the Secretary determines
9 that the application of the limitation with respect to that
10 country would invalidate cooperative programs entered
11 into between the Department of Defense and the foreign
12 country, or would invalidate reciprocal trade agreements
13 for the procurement of defense items entered into under
14 section 2531 of title 10, United States Code, and the
15 country does not discriminate against the same or similar
16 defense items produced in the United States for that coun-
17 try.

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

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

21 (2) options for the procurement of items that
22 are exercised after such date under contracts that
23 are entered into before such date if the option prices
24 are adjusted for any reason other than the applica-
25 tion of a waiver granted under subsection (a).

1 (c) Subsection (a) does not apply to a limitation re-
2 garding construction of public vessels, ball and roller bear-
3 ings, food, and clothing or textile materials as defined by
4 section XI (chapters 50–65) of the Harmonized Tariff
5 Schedule of the United States and products classified
6 under headings 4010, 4202, 4203, 6401 through 6406,
7 6505, 7019, 7218 through 7229, 7304.41 through
8 7304.49, 7306.40, 7502 through 7508, 8105, 8108, 8109,
9 8211, 8215, and 9404.

10 SEC. 8057. None of the funds appropriated or other-
11 wise made available by this or other Department of De-
12 fense Appropriations Acts may be obligated or expended
13 for the purpose of performing repairs or maintenance to
14 military family housing units of the Department of De-
15 fense, including areas in such military family housing
16 units that may be used for the purpose of conducting offi-
17 cial Department of Defense business.

18 SEC. 8058. Notwithstanding any other provision of
19 law, funds appropriated in this Act under the heading
20 “Research, Development, Test and Evaluation, Defense-
21 Wide” for any new start advanced concept technology
22 demonstration project or joint capability demonstration
23 project may only be obligated 45 days after a report, in-
24 cluding a description of the project, the planned acquisi-
25 tion and transition strategy and its estimated annual and

1 total cost, has been provided in writing to the congress-
2 sional defense committees.

3 SEC. 8059. The Secretary of Defense shall continue
4 to provide a classified quarterly report to the House and
5 Senate Appropriations Committees, Subcommittees on
6 Defense on certain matters as directed in the classified
7 annex accompanying this Act.

8 SEC. 8060. Notwithstanding section 12310(b) of title
9 10, United States Code, a Reserve who is a member of
10 the National Guard serving on full-time National Guard
11 duty under section 502(f) of title 32, United States Code,
12 may perform duties in support of the ground-based ele-
13 ments of the National Ballistic Missile Defense System.

14 SEC. 8061. None of the funds provided in this Act
15 may be used to transfer to any nongovernmental entity
16 ammunition held by the Department of Defense that has
17 a center-fire cartridge and a United States military no-
18 menclature designation of “armor penetrator”, “armor
19 piercing (AP)”, “armor piercing incendiary (API)”, or
20 “armor-piercing incendiary tracer (API-T)”, except to an
21 entity performing demilitarization services for the Depart-
22 ment of Defense under a contract that requires the entity
23 to demonstrate to the satisfaction of the Department of
24 Defense that armor piercing projectiles are either: (1) ren-
25 dered incapable of reuse by the demilitarization process;

1 or (2) used to manufacture ammunition pursuant to a con-
2 tract with the Department of Defense or the manufacture
3 of ammunition for export pursuant to a License for Per-
4 manent Export of Unclassified Military Articles issued by
5 the Department of State.

6 SEC. 8062. Notwithstanding any other provision of
7 law, the Chief of the National Guard Bureau, or his des-
8 ignee, may waive payment of all or part of the consider-
9 ation that otherwise would be required under section 2667
10 of title 10, United States Code, in the case of a lease of
11 personal property for a period not in excess of 1 year to
12 any organization specified in section 508(d) of title 32,
13 United States Code, or any other youth, social, or fra-
14 ternal nonprofit organization as may be approved by the
15 Chief of the National Guard Bureau, or his designee, on
16 a case-by-case basis.

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 8063. Of the amounts appropriated in this Act
19 under the heading “Operation and Maintenance, Army”,
20 \$138,103,000 shall remain available until expended: *Pro-*
21 *vided*, That, notwithstanding any other provision of law,
22 the Secretary of Defense is authorized to transfer such
23 funds to other activities of the Federal Government: *Pro-*
24 *vided further*, That the Secretary of Defense is authorized
25 to enter into and carry out contracts for the acquisition

1 of real property, construction, personal services, and oper-
2 ations related to projects carrying out the purposes of this
3 section: *Provided further*, That contracts entered into
4 under the authority of this section may provide for such
5 indemnification as the Secretary determines to be nec-
6 essary: *Provided further*, That projects authorized by this
7 section shall comply with applicable Federal, State, and
8 local law to the maximum extent consistent with the na-
9 tional security, as determined by the Secretary of Defense.

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

13 (1) the appropriations account structure for the
14 National Intelligence Program budget, including
15 through the creation of a new appropriation or new
16 appropriation account;

17 (2) how the National Intelligence Program
18 budget request is presented in the unclassified P-1,
19 R-1, and O-1 documents supporting the Depart-
20 ment of Defense budget request;

21 (3) the process by which the National Intel-
22 ligence Program appropriations are apportioned to
23 the executing agencies; or

1 (4) the process by which the National Intel-
2 ligence Program appropriations are allotted, obli-
3 gated and disbursed.

4 (b) Nothing in section (a) shall be construed to pro-
5 hibit the merger of programs or changes to the National
6 Intelligence Program budget at or below the Expenditure
7 Center level, provided such change is otherwise in accord-
8 ance with paragraphs (a)(1)–(3).

9 (c) The Director of National Intelligence and the Sec-
10 retary of Defense may jointly, only for the purposes of
11 achieving auditable financial statements and improving
12 fiscal reporting, study and develop detailed proposals for
13 alternative financial management processes. Such study
14 shall include a comprehensive counterintelligence risk as-
15 sessment to ensure that none of the alternative processes
16 will adversely affect counterintelligence.

17 (d) Upon development of the detailed proposals de-
18 fined under subsection (c), the Director of National Intel-
19 ligence and the Secretary of Defense shall—

20 (1) provide the proposed alternatives to all af-
21 fected agencies;

22 (2) receive certification from all affected agen-
23 cies attesting that the proposed alternatives will help
24 achieve auditability, improve fiscal reporting, and
25 will not adversely affect counterintelligence; and

1 (3) not later than 30 days after receiving all
2 necessary certifications under paragraph (2), present
3 the proposed alternatives and certifications to the
4 congressional defense and intelligence committees.

5 SEC. 8065. In addition to amounts provided else-
6 where in this Act, \$5,000,000 (increased by \$5,000,000)
7 is hereby appropriated to the Department of Defense, to
8 remain available for obligation until expended: *Provided*,
9 That notwithstanding any other provision of law, that
10 upon the determination of the Secretary of Defense that
11 it shall serve the national interest, these funds shall be
12 available only for a grant to the Fisher House Foundation,
13 Inc., only for the construction and furnishing of additional
14 Fisher Houses to meet the needs of military family mem-
15 bers when confronted with the illness or hospitalization of
16 an eligible military beneficiary.

17 SEC. 8066. None of the funds available to the De-
18 partment of Defense may be obligated to modify command
19 and control relationships to give Fleet Forces Command
20 operational and administrative control of United States
21 Navy forces assigned to the Pacific fleet: *Provided*, That
22 the command and control relationships which existed on
23 October 1, 2004, shall remain in force until a written
24 modification has been proposed to the House and Senate
25 Appropriations Committees: *Provided further*, That the

1 proposed modification may be implemented 30 days after
2 the notification unless an objection is received from either
3 the House or Senate Appropriations Committees: *Provided*
4 *further*, That any proposed modification shall not preclude
5 the ability of the commander of United States Indo-Pacific
6 Command to meet operational requirements.

7 SEC. 8067. Any notice that is required to be sub-
8 mitted to the Committees on Appropriations of the Senate
9 and the House of Representatives under section 806(c)(4)
10 of the Bob Stump National Defense Authorization Act for
11 Fiscal Year 2003 (10 U.S.C. 2302 note) after the date
12 of the enactment of this Act shall be submitted pursuant
13 to that requirement concurrently to the Subcommittees on
14 Defense of the Committees on Appropriations of the Sen-
15 ate and the House of Representatives.

16 (INCLUDING TRANSFER OF FUNDS)

17 SEC. 8068. Of the amounts appropriated in this Act
18 under the headings “Procurement, Defense-Wide” and
19 “Research, Development, Test and Evaluation, Defense-
20 Wide”, \$500,000,000 shall be for the Israeli Cooperative
21 Programs: *Provided*, That of this amount, \$95,000,000
22 shall be for the Secretary of Defense to provide to the Gov-
23 ernment of Israel for the procurement of the Iron Dome
24 defense system to counter short-range rocket threats, sub-
25 ject to the U.S.-Israel Iron Dome Procurement Agree-

1 ment, as amended; \$191,000,000 shall be for the Short
2 Range Ballistic Missile Defense (SRBMD) program, in-
3 cluding cruise missile defense research and development
4 under the SRBMD program, of which \$50,000,000 shall
5 be for co-production activities of SRBMD systems in the
6 United States and in Israel to meet Israel's defense re-
7 quirements consistent with each nation's laws, regulations,
8 and procedures, subject to the U.S.-Israeli co-production
9 agreement for SRBMD, as amended; \$55,000,000 shall
10 be for an upper-tier component to the Israeli Missile De-
11 fense Architecture, of which \$55,000,000 shall be for co-
12 production activities of Arrow 3 Upper Tier systems in
13 the United States and in Israel to meet Israel's defense
14 requirements consistent with each nation's laws, regula-
15 tions, and procedures, subject to the U.S.-Israeli co-pro-
16 duction agreement for Arrow 3 Upper Tier, as amended;
17 and \$159,000,000 shall be for the Arrow System Improve-
18 ment Program including development of a long range,
19 ground and airborne, detection suite: *Provided further,*
20 That the transfer authority provided under this provision
21 is in addition to any other transfer authority contained
22 in this Act.

23 (INCLUDING TRANSFER OF FUNDS)

24 SEC. 8069. Of the amounts appropriated in this Act
25 under the heading "Shipbuilding and Conversion, Navy",

1 \$55,700,000 shall be available until September 30, 2020,
2 to fund prior year shipbuilding cost increases: *Provided*,
3 That upon enactment of this Act, the Secretary of the
4 Navy shall transfer funds to the following appropriations
5 in the amounts specified: *Provided further*, That the
6 amounts transferred shall be merged with and be available
7 for the same purposes as the appropriations to which
8 transferred to:

9 (1) Under the heading “Shipbuilding and Con-
10 version, Navy”, 2016/2020: Littoral Combat Ship
11 \$14,000,000;

12 (2) Under the heading “Shipbuilding and Con-
13 version, Navy”, 2016/2020: Expeditionary Sea Base
14 \$38,000,000; and

15 (3) Under the heading “Shipbuilding and Con-
16 version, Navy”, 2018/2020: TAO Fleet Oiler
17 \$3,700,000.

18 SEC. 8070. Funds appropriated by this Act, or made
19 available by the transfer of funds in this Act, for intel-
20 ligence activities are deemed to be specifically authorized
21 by the Congress for purposes of section 504 of the Na-
22 tional Security Act of 1947 (50 U.S.C. 3094) during fiscal
23 year 2020 until the enactment of the Intelligence Author-
24 ization Act for Fiscal Year 2020.

1 SEC. 8071. None of the funds provided in this Act
2 shall be available for obligation or expenditure through a
3 reprogramming of funds that creates or initiates a new
4 program, project, or activity, unless the Secretary of De-
5 fense notifies the congressional defense committees not
6 less than 30 days in advance (or in an emergency, as far
7 in advance as is practicable) that such program, project,
8 or activity must be undertaken immediately to address a
9 documented requirement in ongoing or anticipated contin-
10 gency operations that if left unfulfilled could potentially
11 result in loss of life.

12 SEC. 8072. The budget of the President for fiscal
13 year 2021 submitted to the Congress pursuant to section
14 1105 of title 31, United States Code, shall include sepa-
15 rate budget justification documents for costs of United
16 States Armed Forces' participation in contingency oper-
17 ations for the Military Personnel accounts, the Operation
18 and Maintenance accounts, the Procurement accounts,
19 and the Research, Development, Test and Evaluation ac-
20 counts: *Provided*, That these documents shall include a de-
21 scription of the funding requested for each contingency op-
22 eration, for each military service, to include all Active and
23 Reserve components, and for each appropriations account:
24 *Provided further*, That these documents shall include esti-
25 mated costs for each element of expense or object class,

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

11 SEC. 8073. None of the funds in this Act may be
12 used for research, development, test, evaluation, procure-
13 ment or deployment of nuclear armed interceptors of a
14 missile defense system.

15 SEC. 8074. The Secretary of Defense may use up to
16 \$500,000,000 of the amounts appropriated or otherwise
17 made available in this Act to the Department of Defense
18 for the rapid acquisition and deployment of supplies and
19 associated support services pursuant to section 806 of the
20 Bob Stump National Defense Authorization Act for Fiscal
21 Year 2003 (Public Law 107-314; 10 U.S.C. 2302 note):
22 *Provided*, That the Secretary of Defense shall notify the
23 congressional defense committees promptly of all uses of
24 this authority.

1 SEC. 8075. None of the funds appropriated or made
2 available in this Act shall be used to reduce or disestablish
3 the operation of the 53rd Weather Reconnaissance Squad-
4 ron of the Air Force Reserve, if such action would reduce
5 the WC-130 Weather Reconnaissance mission below the
6 levels funded in this Act: *Provided*, That the Air Force
7 shall allow the 53rd Weather Reconnaissance Squadron to
8 perform other missions in support of national defense re-
9 quirements during the non-hurricane season.

10 SEC. 8076. None of the funds provided in this Act
11 shall be available for integration of foreign intelligence in-
12 formation unless the information has been lawfully col-
13 lected and processed during the conduct of authorized for-
14 eign intelligence activities: *Provided*, That information
15 pertaining to United States persons shall only be handled
16 in accordance with protections provided in the Fourth
17 Amendment of the United States Constitution as imple-
18 mented through Executive Order No. 12333.

19 SEC. 8077. (a) None of the funds appropriated by
20 this Act may be used to transfer research and develop-
21 ment, acquisition, or other program authority relating to
22 current tactical unmanned aerial vehicles (TUAVs) from
23 the Army.

24 (b) The Army shall retain responsibility for and oper-
25 ational control of the MQ-1C Gray Eagle Unmanned Aer-

1 ial Vehicle (UAV) in order to support the Secretary of De-
2 fense in matters relating to the employment of unmanned
3 aerial vehicles.

4 SEC. 8078. None of the funds appropriated by this
5 Act for programs of the Office of the Director of National
6 Intelligence shall remain available for obligation beyond
7 the current fiscal year, except for funds appropriated for
8 research and technology, which shall remain available until
9 September 30, 2021.

10 SEC. 8079. For purposes of section 1553(b) of title
11 31, United States Code, any subdivision of appropriations
12 made in this Act under the heading “Shipbuilding and
13 Conversion, Navy” shall be considered to be for the same
14 purpose as any subdivision under the heading “Ship-
15 building and Conversion, Navy” appropriations in any
16 prior fiscal year, and the 1 percent limitation shall apply
17 to the total amount of the appropriation.

18 SEC. 8080. (a) Not later than 60 days after the date
19 of enactment of this Act, the Director of National Intel-
20 ligence shall submit a report to the congressional intel-
21 ligence committees to establish the baseline for application
22 of reprogramming and transfer authorities for fiscal year
23 2020: *Provided*, That the report shall include—

24 (1) a table for each appropriation with a sepa-
25 rate column to display the President’s budget re-

1 quest, adjustments made by Congress, adjustments
2 due to enacted rescissions, if appropriate, and the
3 fiscal year enacted level;

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

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

8 (b) None of the funds provided for the National Intel-
9 ligence Program in this Act shall be available for re-
10 programming or transfer until the report identified in sub-
11 section (a) is submitted to the congressional intelligence
12 committees, unless the Director of National Intelligence
13 certifies in writing to the congressional intelligence com-
14 mittees that such reprogramming or transfer is necessary
15 as an emergency requirement.

16 SEC. 8081. Notwithstanding any other provision of
17 law, any transfer of funds, appropriated or otherwise made
18 available by this Act, for support to friendly foreign coun-
19 tries in connection with the conduct of operations in which
20 the United States is not participating, pursuant to section
21 331(d) of title 10, United States Code, shall be made in
22 accordance with section 8005 or 9002 of this Act, as appli-
23 cable.

24 SEC. 8082. Any transfer of amounts appropriated to,
25 credited to, or deposited in the Department of Defense Ac-

1 quision Workforce Development Fund in or for fiscal
2 year 2020 to a military department or Defense Agency
3 pursuant to section 1705(e)(1) of title 10, United States
4 Code, shall be covered by and subject to section 8005 or
5 9002 of this Act, as applicable.

6 SEC. 8083. None of the funds made available by this
7 Act for excess defense articles, assistance under section
8 333 of title 10, United States Code, or peacekeeping oper-
9 ations for the countries designated annually to be in viola-
10 tion of the standards of the Child Soldiers Prevention Act
11 of 2008 (Public Law 110–457; 22 U.S.C. 2370c–1) may
12 be used to support any military training or operation that
13 includes child soldiers, as defined by the Child Soldiers
14 Prevention Act of 2008, unless such assistance is other-
15 wise permitted under section 404 of the Child Soldiers
16 Prevention Act of 2008.

17 SEC. 8084. (a) None of the funds provided for the
18 National Intelligence Program in this or any prior appro-
19 priations Act shall be available for obligation or expendi-
20 ture through a reprogramming or transfer of funds in ac-
21 cordance with section 102A(d) of the National Security
22 Act of 1947 (50 U.S.C. 3024(d)) that—

- 23 (1) creates a new start effort;
- 24 (2) terminates a program with appropriated
25 funding of \$10,000,000 or more;

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

3 (4) transfers funding between appropriations,
4 unless the congressional intelligence committees are noti-
5 fied 30 days in advance of such reprogramming of funds;
6 this notification period may be reduced for urgent national
7 security requirements.

8 (b) None of the funds provided for the National Intel-
9 ligence Program in this or any prior appropriations Act
10 shall be available for obligation or expenditure through a
11 reprogramming or transfer of funds in accordance with
12 section 102A(d) of the National Security Act of 1947 (50
13 U.S.C. 3024(d)) that results in a cumulative increase or
14 decrease of the levels specified in the classified annex ac-
15 companying the Act unless the congressional intelligence
16 committees are notified 30 days in advance of such re-
17 programming of funds; this notification period may be re-
18 duced for urgent national security requirements.

19 SEC. 8085. The Director of National Intelligence
20 shall submit to Congress each year, at or about the time
21 that the President's budget is submitted to Congress that
22 year under section 1105(a) of title 31, United States
23 Code, a future-years intelligence program (including asso-
24 ciated annexes) reflecting the estimated expenditures and
25 proposed appropriations included in that budget. Any such

1 future-years intelligence program shall cover the fiscal
2 year with respect to which the budget is submitted and
3 at least the 4 succeeding fiscal years.

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

12 (INCLUDING TRANSFER OF FUNDS)

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

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

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

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

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

10 (2) the report contains proprietary information.

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

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

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

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

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

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

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

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

23 (INCLUDING TRANSFER OF FUNDS)

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

1 gram in this Act, up to \$129,000,000, shall be available
2 for transfer to the Joint Department of Defense-Depart-
3 ment of Veterans Affairs Medical Facility Demonstration
4 Fund in accordance with the provisions of section 1704
5 of the National Defense Authorization Act for Fiscal Year
6 2010, Public Law 111–84: *Provided*, That for purposes
7 of section 1704(b), the facility operations funded are oper-
8 ations of the integrated Captain James A. Lovell Federal
9 Health Care Center, consisting of the North Chicago Vet-
10 erans Affairs Medical Center, the Navy Ambulatory Care
11 Center, and supporting facilities designated as a combined
12 Federal medical facility as described by section 706 of
13 Public Law 110–417: *Provided further*, That additional
14 funds may be transferred from funds appropriated for op-
15 eration and maintenance for the Defense Health Program
16 to the Joint Department of Defense-Department of Vet-
17 erans Affairs Medical Facility Demonstration Fund upon
18 written notification by the Secretary of Defense to the
19 Committees on Appropriations of the House of Represent-
20 atives and the Senate.

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

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

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 8094. Upon a determination by the Director of
10 National Intelligence that such action is necessary and in
11 the national interest, the Director may, with the approval
12 of the Office of Management and Budget, transfer not to
13 exceed \$1,000,000,000 of the funds made available in this
14 Act for the National Intelligence Program: *Provided*, That
15 such authority to transfer may not be used unless for
16 higher priority items, based on unforeseen intelligence re-
17 quirements, than those for which originally appropriated
18 and in no case where the item for which funds are re-
19 quested has been denied by the Congress: *Provided further*,
20 That a request for multiple reprogrammings of funds
21 using authority provided in this section shall be made
22 prior to June 30, 2020.

23 SEC. 8095. None of the funds appropriated or other-
24 wise made available in this or any other Act may be used
25 to transfer, release, or assist in the transfer or release to

1 or within the United States, its territories, or possessions
2 Khalid Sheikh Mohammed or any other detainee who—

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

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

8 SEC. 8096. None of the funds appropriated or other-
9 wise made available in this Act may be used to transfer
10 any individual detained at United States Naval Station
11 Guantánamo Bay, Cuba, to the custody or control of the
12 individual's country of origin, any other foreign country,
13 or any other foreign entity except in accordance with sec-
14 tion 1034 of the National Defense Authorization Act for
15 Fiscal Year 2016 (Public Law 114–92) and section 1035
16 of the National Defense Authorization Act for Fiscal Year
17 2019 (Public Law 115–232).

18 SEC. 8097. None of the funds made available by this
19 Act may be used in contravention of the War Powers Res-
20 olution (50 U.S.C. 1541 et seq.).

21 SEC. 8098. (a) None of the funds appropriated or
22 otherwise made available by this or any other Act may
23 be used by the Secretary of Defense, or any other official
24 or officer of the Department of Defense, to enter into a
25 contract, memorandum of understanding, or cooperative

1 agreement with, or make a grant to, or provide a loan
2 or loan guarantee to Rosoboronexport or any subsidiary
3 of Rosoboronexport.

4 (b) The Secretary of Defense may waive the limita-
5 tion in subsection (a) if the Secretary, in consultation with
6 the Secretary of State and the Director of National Intel-
7 ligence, determines that it is in the vital national security
8 interest of the United States to do so, and certifies in writ-
9 ing to the congressional defense committees that, to the
10 best of the Secretary's knowledge:

11 (1) Rosoboronexport has ceased the transfer of
12 lethal military equipment to, and the maintenance of
13 existing lethal military equipment for, the Govern-
14 ment of the Syrian Arab Republic.

15 (2) The armed forces of the Russian Federation
16 have withdrawn from Crimea, other than armed
17 forces present on military bases subject to agree-
18 ments in force between the Government of the Rus-
19 sian Federation and the Government of Ukraine.

20 (3) Agents of the Russian Federation have
21 ceased taking active measures to destabilize the con-
22 trol of the Government of Ukraine over eastern
23 Ukraine.

24 (c) The Inspector General of the Department of De-
25 fense shall conduct a review of any action involving

1 Rosoboronexport with respect to a waiver issued by the
2 Secretary of Defense pursuant to subsection (b), and not
3 later than 90 days after the date on which such a waiver
4 is issued by the Secretary of Defense, the Inspector Gen-
5 eral shall submit to the congressional defense committees
6 a report containing the results of the review conducted
7 with respect to such waiver.

8 SEC. 8099. None of the funds made available in this
9 Act may be used for the purchase or manufacture of a
10 flag of the United States unless such flags are treated as
11 covered items under section 2533a(b) of title 10, United
12 States Code.

13 SEC. 8100. (a) Of the funds appropriated in this Act
14 for the Department of Defense, amounts may be made
15 available, under such regulations as the Secretary of De-
16 fense may prescribe, to local military commanders ap-
17 pointed by the Secretary, or by an officer or employee des-
18 igned by the Secretary, to provide at their discretion ex
19 gratia payments in amounts consistent with subsection (d)
20 of this section for damage, personal injury, or death that
21 is incident to combat operations of the Armed Forces in
22 a foreign country.

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

1 (1) the prospective foreign civilian recipient is
2 determined by the local military commander to be
3 friendly to the United States;

4 (2) a claim for damages would not be compen-
5 sable under chapter 163 of title 10, United States
6 Code (commonly known as the “Foreign Claims
7 Act”); and

8 (3) the property damage, personal injury, or
9 death was not caused by action by an enemy.

10 (c) Any payments provided under a program under
11 subsection (a) shall not be considered an admission or ac-
12 knowledgement of any legal obligation to compensate for
13 any damage, personal injury, or death.

14 (d) If the Secretary of Defense determines a program
15 under subsection (a) to be appropriate in a particular set-
16 ting, the amounts of payments, if any, to be provided to
17 civilians determined to have suffered harm incident to
18 combat operations of the Armed Forces under the pro-
19 gram should be determined pursuant to regulations pre-
20 scribed by the Secretary and based on an assessment,
21 which should include such factors as cultural appropriate-
22 ness and prevailing economic conditions.

23 (e) Local military commanders shall receive legal ad-
24 vice before making ex gratia payments under this sub-
25 section. The legal advisor, under regulations of the De-

1 partment of Defense, shall advise on whether an ex gratia
2 payment is proper under this section and applicable De-
3 partment of Defense regulations.

4 (f) A written record of any ex gratia payment offered
5 or denied shall be kept by the local commander and on
6 a timely basis submitted to the appropriate office in the
7 Department of Defense as determined by the Secretary
8 of Defense.

9 (g) The Secretary of Defense shall report to the con-
10 gressional defense committees on an annual basis the effi-
11 cacy of the ex gratia payment program including the num-
12 ber of types of cases considered, amounts offered, the re-
13 sponse from ex gratia payment recipients, and any rec-
14 ommended modifications to the program.

15 SEC. 8101. The Secretary of Defense shall post grant
16 awards on a public website in a searchable format.

17 SEC. 8102. The Secretary of each military depart-
18 ment, in reducing each research, development, test and
19 evaluation and procurement account of the military de-
20 partment as required under paragraph (1) of section
21 828(d) of the National Defense Authorization Act for Fis-
22 cal Year 2016 (Public Law 114–92; 10 U.S.C. 2430 note),
23 as amended by section 825(a)(3) of the National Defense
24 Authorization Act for Fiscal Year 2018, shall allocate the
25 percentage reduction determined under paragraph (2) of

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

8 SEC. 8103. None of the funds made available by this
9 Act may be used by the National Security Agency to—

10 (1) conduct an acquisition pursuant to section
11 702 of the Foreign Intelligence Surveillance Act of
12 1978 for the purpose of targeting a United States
13 person; or

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

21 SEC. 8104. None of the funds made available in this
22 or any other Act may be used to pay the salary of any
23 officer or employee of any agency funded by this Act who
24 approves or implements the transfer of administrative re-
25 sponsibilities or budgetary resources of any program,

1 project, or activity financed by this Act to the jurisdiction
2 of another Federal agency not financed by this Act with-
3 out the express authorization of Congress: *Provided*, That
4 this limitation shall not apply to transfers of funds ex-
5 pressly provided for in Defense Appropriations Acts, or
6 provisions of Acts providing supplemental appropriations
7 for the Department of Defense.

8 SEC. 8105. Of the amounts appropriated in this Act
9 for “Operation and Maintenance, Navy”, \$352,044,000,
10 to remain available until expended, may be used for any
11 purposes related to the National Defense Reserve Fleet
12 established under section 11 of the Merchant Ship Sales
13 Act of 1946 (46 U.S.C. 57100): *Provided*, That such
14 amounts are available for reimbursements to the Ready
15 Reserve Force, Maritime Administration account of the
16 United States Department of Transportation for pro-
17 grams, projects, activities, and expenses related to the Na-
18 tional Defense Reserve Fleet.

19 SEC. 8106. None of the funds made available in this
20 Act may be obligated for activities authorized under sec-
21 tion 1208 of the Ronald W. Reagan National Defense Au-
22 thorization Act for Fiscal Year 2005 (Public Law 112–
23 81; 125 Stat. 1621) to initiate support for, or expand sup-
24 port to, foreign forces, irregular forces, groups, or individ-
25 uals unless the congressional defense committees are noti-

1 fied in accordance with the direction contained in the clas-
2 sified annex accompanying this Act, not less than 15 days
3 before initiating such support: *Provided*, That none of the
4 funds made available in this Act may be used under sec-
5 tion 1208 for any activity that is not in support of an
6 ongoing military operation being conducted by United
7 States Special Operations Forces to combat terrorism:
8 *Provided further*, That the Secretary of Defense may waive
9 the prohibitions in this section if the Secretary determines
10 that such waiver is required by extraordinary cir-
11 cumstances and, by not later than 72 hours after making
12 such waiver, notifies the congressional defense committees
13 of such waiver.

14 SEC. 8107. None of the funds made available by this
15 Act may be used with respect to Iraq in contravention of
16 the War Powers Resolution (50 U.S.C. 1541 et seq.), in-
17 cluding for the introduction of United States armed forces
18 into hostilities in Iraq, into situations in Iraq where immi-
19 nent involvement in hostilities is clearly indicated by the
20 circumstances, or into Iraqi territory, airspace, or waters
21 while equipped for combat, in contravention of the con-
22 gressional consultation and reporting requirements of sec-
23 tions 3 and 4 of such Resolution (50 U.S.C. 1542 and
24 1543).

1 SEC. 8108. None of the funds provided in this Act
2 for the TAO Fleet Oiler program or the FFG-Frigate pro-
3 gram shall be used to award a new contract that provides
4 for the acquisition of the following components unless
5 those components are manufactured in the United States:
6 Auxiliary equipment (including pumps) for shipboard serv-
7 ices; propulsion equipment (including engines, reduction
8 gears, and propellers); shipboard cranes; and spreaders for
9 shipboard cranes.

10 SEC. 8109. No amounts credited or otherwise made
11 available in this or any other Act to the Department of
12 Defense Acquisition Workforce Development Fund may be
13 transferred to—

14 (1) the Rapid Prototyping Fund established
15 under section 804(d) of the National Defense Au-
16 thorization Act for Fiscal Year 2016 (10 U.S.C.
17 2302 note); or

18 (2) credited to a military-department specific
19 fund established under section 804(d)(2) of the Na-
20 tional Defense Authorization Act for Fiscal Year
21 2016 (as amended by section 897 of the National
22 Defense Authorization Act for Fiscal Year 2017).

23 SEC. 8110. None of the funds made available by this
24 Act may be used for Government Travel Charge Card ex-
25 penses by military or civilian personnel of the Department

1 of Defense for gaming, or for entertainment that includes
2 topless or nude entertainers or participants, as prohibited
3 by Department of Defense FMR, Volume 9, Chapter 3
4 and Department of Defense Instruction 1015.10 (enclo-
5 sure 3, 14a and 14b).

6 SEC. 8111. None of the funds appropriated by this
7 or any other Act may be made available to deliver F-35
8 air vehicles or any other F-35 weapon system equipment
9 to the Republic of Turkey.

10 (INCLUDING TRANSFER OF FUNDS)

11 SEC. 8112. Of the amounts appropriated in this Act,
12 the Secretary of Defense may use up to \$82,046,000
13 under the heading “Operation and Maintenance, Defense-
14 Wide”, and up to \$44,001,000 under the heading “Re-
15 search, Development, Test and Evaluation, Defense-
16 Wide” to develop, replace, and sustain Federal Govern-
17 ment security and suitability background investigation in-
18 formation technology systems of the Office of Personnel
19 Management or other Federal agency responsible for con-
20 ducting such investigations: *Provided*, That the Secretary
21 may transfer additional amounts into these headings or
22 into “Procurement, Defense-Wide” using established re-
23 programming procedures prescribed in the Department of
24 Defense Financial Management Regulation 7000.14, Vol-
25 ume 3, Chapter 6, dated September 2015: *Provided fur-*

1 *ther*, That such funds shall supplement, not supplant any
2 other amounts made available to other Federal agencies
3 for such purposes.

4 SEC. 8113. (a) None of the funds made available in
5 this Act may be used to maintain or establish a computer
6 network unless such network is designed to block access
7 to pornography websites.

8 (b) Nothing in subsection (a) shall limit the use of
9 funds necessary for any Federal, State, tribal, or local law
10 enforcement agency or any other entity carrying out crimi-
11 nal investigations, prosecution, or adjudication activities,
12 or for any activity necessary for the national defense, in-
13 cluding intelligence activities.

14 SEC. 8114. Notwithstanding any other provision of
15 law, any transfer of funds appropriated or otherwise made
16 available by this Act to the Global Engagement Center es-
17 tablished by section 1287 of the National Defense Author-
18 ization Act for Fiscal Year 2017 (Public Law 114–328;
19 130 Stat. 22 U.S.C. 2656 note) shall be made in accord-
20 ance with section 8005 or 9002 of this Act, as applicable.

21 SEC. 8115. In addition to amounts provided else-
22 where in this Act, there is appropriated \$270,000,000, for
23 an additional amount for “Operation and Maintenance,
24 Defense-Wide”, to remain available until expended: *Pro-*
25 *vided*, That such funds shall only be available to the Sec-

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

1 installations in order to address capacity or facility condi-
2 tion deficiencies at such schools to the extent such funds
3 remain unobligated on the date of enactment of this sec-
4 tion.

5 SEC. 8116. In carrying out the program described in
6 the memorandum on the subject of “Policy for Assisted
7 Reproductive Services for the Benefit of Seriously or Se-
8 verely Ill/Injured (Category II or III) Active Duty Service
9 Members” issued by the Assistant Secretary of Defense
10 for Health Affairs on April 3, 2012, and the guidance
11 issued to implement such memorandum, the Secretary of
12 Defense shall apply such policy and guidance, except
13 that—

14 (1) the limitation on periods regarding embryo
15 cryopreservation and storage set forth in part III(G)
16 and in part IV(H) of such memorandum shall not
17 apply; and

18 (2) the term “assisted reproductive technology”
19 shall include embryo cryopreservation and storage
20 without limitation on the duration of such
21 cryopreservation and storage.

22 SEC. 8117. None of the funds made available by this
23 Act may be used to provide arms, training, or other assist-
24 ance to the Azov Battalion.

1 SEC. 8118. None of the funds provided for, or other-
2 wise made available, in this or any other Act, may be obli-
3 gated or expended by the Secretary of Defense to provide
4 motorized vehicles, aviation platforms, munitions other
5 than small arms and munitions appropriate for customary
6 ceremonial honors, operational military units, or oper-
7 ational military platforms if the Secretary determines that
8 providing such units, platforms, or equipment would un-
9 dermine the readiness of such units, platforms, or equip-
10 ment.

11 SEC. 8119. The Secretary of Defense may obligate
12 and expend funds made available under this Act for pro-
13 curement or for research, development, test and evaluation
14 for the F-35 Joint Strike Fighter to modify up to six F-
15 35 aircraft, including up to two F-35 aircraft of each vari-
16 ant, to a test configuration: *Provided*, That the Secretary
17 of Defense shall, with the concurrence of the Secretary
18 of the Air Force and the Secretary of the Navy, notify
19 the congressional defense committees not fewer than 30
20 days prior to obligating and expending funds under this
21 section: *Provided further*, That any transfer of funds pur-
22 suant to the authority provided in this section shall be
23 made in accordance with section 8005 or 9002 of this Act,
24 as appropriate, if applicable: *Provided further*, That air-
25 craft referred to previously in this section are not addi-

1 tional to aircraft referred to in section 8135 of the Depart-
2 ment of Defense Appropriations Act, 2019.

3 SEC. 8120. Amounts appropriated for “Defense
4 Health Program” in this Act and hereafter may be obli-
5 gated to make death gratuity payments, as authorized in
6 subchapter II of chapter 75 of title 10, United States
7 Code, if no appropriation for “Military Personnel” is avail-
8 able for obligation for such payments: *Provided*, That such
9 obligations may subsequently be recorded against appro-
10 priations available for “Military Personnel”.

11 SEC. 8121. (a) None of the funds made available by
12 this or any other Act may be used to enter into a contract,
13 memorandum of understanding, or cooperative agreement
14 with, make a grant to, or provide a loan or loan guarantee
15 to any corporation that has any unpaid Federal tax liabil-
16 ity that has been assessed, for which all judicial and ad-
17 ministrative remedies have been exhausted or have lapsed,
18 and that is not being paid in a timely manner pursuant
19 to an agreement with the authority responsible for col-
20 lecting such tax liability, provided that the applicable Fed-
21 eral agency is aware of the unpaid Federal tax liability.

22 (b) Subsection (a) shall not apply if the applicable
23 Federal agency has considered suspension or debarment
24 of the corporation described in such subsection and has
25 made a determination that such suspension or debarment

1 is not necessary to protect the interests of the Federal
2 Government.

3 SEC. 8122. None of the funds made available by this
4 Act may be used in contravention of—

5 (1) Executive Order No. 13175 (65 Fed. Reg.
6 67249; relating to consultation and coordination
7 with Indian Tribal governments); or

8 (2) section 1501.2(d)(2) of title 40, Code of
9 Federal Regulations.

10 SEC. 8123. Funds appropriated for the Next Genera-
11 tion Aerial Refueling Aircraft (KC-46), Missile Segment
12 Enhancement (MSE) Missile, and Trident missile pro-
13 grams by the Department of Defense Appropriations Act,
14 2014 (division C of Public Law 113-76) and the Depart-
15 ment of Defense Appropriations Act, 2015 (division C of
16 Public Law 113-235) are to remain available through fis-
17 cal year 2024 for the liquidation of valid obligations in-
18 curred for the programs specified in this section as of Sep-
19 tember 30, 2016.

20 SEC. 8124. During fiscal year 2020, any advance bill-
21 ing for background investigation services and related serv-
22 ices purchased from activities financed using Defense
23 Working Capital Funds shall be excluded from the calcula-
24 tion of cumulative advance billings under section
25 2208(l)(3) of title 10, United States Code.

1 SEC. 8125. None of the funds appropriated or other-
2 wise made available by this Act may be obligated or ex-
3 pended by the Department of Defense for the Space De-
4 velopment Agency (SDA), and not more than 50 percent
5 of the funds appropriated or otherwise made available by
6 this Act may be obligated or expended by the Department
7 of Defense for the Next Generation Overhead Persistent
8 Infrared program (PE 1206442F) until a period of 90
9 days has elapsed following the date on which the Secretary
10 of Defense, in consultation with the Secretary of the Air
11 Force and the Under Secretary of Defense for Research
12 and Engineering, submits to the congressional defense
13 committees—

14 (1) the proposed plan to establish the SDA, and
15 a description of the programs and projects the SDA
16 plans to carry out over the next 3 years, including
17 associated funding requirements;

18 (2) a description of how the Air Force and the
19 SDA will coordinate and cooperate to develop an
20 agreed-upon integrated space architecture that will
21 guide both SDA and Air Force investments;

22 (3) the process by which the SDA and the Air
23 Force will cooperate in demonstrating and proto-
24 typing new capabilities, and transition to programs
25 of record;

1 (4) the proposed physical location of the SDA
2 and the proposed number of government and con-
3 tractor personnel expected to comprise the SDA in
4 the first 3 years; and

5 (5) a plan to transition the SDA into the Air
6 Force not later than fiscal year 2022, or into a
7 Space Force.

8 SEC. 8126. None of the funds appropriated or other-
9 wise made available by this or any other Act may be used
10 to transfer any element, personnel, property, or resources
11 of the intelligence community, as defined in section 3 of
12 the National Security Act of 1947 (50 U.S.C. 3003), to
13 the Space Force.

14 SEC. 8127. None of the funds appropriated or other-
15 wise made available by this Act or any prior Department
16 of Defense appropriations Acts may be used to construct
17 a wall, fence, border barriers, or border security infra-
18 structure along the southern land border of the United
19 States.

20 TITLE IX

21 OVERSEAS CONTINGENCY OPERATIONS

22 MILITARY PERSONNEL

23 MILITARY PERSONNEL, ARMY

24 For an additional amount for “Military Personnel,
25 Army”, \$2,743,132,000: *Provided*, That such amount is

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

5 MILITARY PERSONNEL, NAVY

6 For an additional amount for “Military Personnel,
7 Navy”, \$356,392,000: *Provided*, That such amount is des-
8 ignated by the Congress for Overseas Contingency Oper-
9 ations/Global War on Terrorism pursuant to section
10 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 MILITARY PERSONNEL, MARINE CORPS

13 For an additional amount for “Military Personnel,
14 Marine Corps”, \$104,213,000: *Provided*, That such
15 amount is designated by the Congress for Overseas Con-
16 tingency Operations/Global War on Terrorism pursuant to
17 section 251(b)(2)(A)(ii) of the Balanced Budget and
18 Emergency Deficit Control Act of 1985.

19 MILITARY PERSONNEL, AIR FORCE

20 For an additional amount for “Military Personnel,
21 Air Force”, \$1,007,594,000: *Provided*, That such amount
22 is designated by the Congress for Overseas Contingency
23 Operations/Global War on Terrorism pursuant to section
24 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
25 Deficit Control Act of 1985.

1 RESERVE PERSONNEL, ARMY

2 For an additional amount for “Reserve Personnel,
3 Army”, \$34,812,000: *Provided*, That such amount is des-
4 ignated by the Congress for Overseas Contingency Oper-
5 ations/Global War on Terrorism pursuant to section
6 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
7 Deficit Control Act of 1985.

8 RESERVE PERSONNEL, NAVY

9 For an additional amount for “Reserve Personnel,
10 Navy”, \$11,370,000: *Provided*, That such amount is des-
11 ignated by the Congress for Overseas Contingency Oper-
12 ations/Global War on Terrorism pursuant to section
13 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 RESERVE PERSONNEL, MARINE CORPS

16 For an additional amount for “Reserve Personnel,
17 Marine Corps”, \$3,599,000: *Provided*, That such amount
18 is designated by the Congress for Overseas Contingency
19 Operations/Global War on Terrorism pursuant to section
20 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

22 RESERVE PERSONNEL, AIR FORCE

23 For an additional amount for “Reserve Personnel,
24 Air Force”, \$16,428,000: *Provided*, That such amount is
25 designated by the Congress for Overseas Contingency Op-

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

4 NATIONAL GUARD PERSONNEL, ARMY

5 For an additional amount for “National Guard Per-
6 sonnel, Army”, \$202,644,000: *Provided*, That such
7 amount is designated by the Congress for Overseas Con-
8 tingency Operations/Global War on Terrorism pursuant to
9 section 251(b)(2)(A)(ii) of the Balanced Budget and
10 Emergency Deficit Control Act of 1985.

11 NATIONAL GUARD PERSONNEL, AIR FORCE

12 For an additional amount for “National Guard Per-
13 sonnel, Air Force”, \$5,624,000: *Provided*, That such
14 amount is designated by the Congress for Overseas Con-
15 tingency Operations/Global War on Terrorism pursuant to
16 section 251(b)(2)(A)(ii) of the Balanced Budget and
17 Emergency Deficit Control Act of 1985.

18 OPERATION AND MAINTENANCE

19 OPERATION AND MAINTENANCE, ARMY

20 For an additional amount for “Operation and Main-
21 tenance, Army”, \$18,507,827,000: *Provided*, That such
22 amount is designated by the Congress for Overseas Con-
23 tingency Operations/Global War on Terrorism pursuant to
24 section 251(b)(2)(A)(ii) of the Balanced Budget and
25 Emergency Deficit Control Act of 1985.

1 OPERATION AND MAINTENANCE, NAVY

2 For an additional amount for “Operation and Main-
3 tenance, Navy”, \$6,561,650,000, of which up to
4 \$190,000,000 may be transferred to the Coast Guard
5 “Operating Expenses” account: *Provided*, That such
6 amount is designated by the Congress for Overseas Con-
7 tingency Operations/Global War on Terrorism pursuant to
8 section 251(b)(2)(A)(ii) of the Balanced Budget and
9 Emergency Deficit Control Act of 1985.

10 OPERATION AND MAINTENANCE, MARINE CORPS

11 For an additional amount for “Operation and Main-
12 tenance, Marine Corps”, \$1,124,791,000: *Provided*, That
13 such amount is designated by the Congress for Overseas
14 Contingency Operations/Global War on Terrorism pursu-
15 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
16 and Emergency Deficit Control Act of 1985.

17 OPERATION AND MAINTENANCE, AIR FORCE

18 For an additional amount for “Operation and Main-
19 tenance, Air Force”, \$9,314,379,000: *Provided*, That such
20 amount is designated by the Congress for Overseas Con-
21 tingency Operations/Global War on Terrorism pursuant to
22 section 251(b)(2)(A)(ii) of the Balanced Budget and
23 Emergency Deficit Control Act of 1985.

1 OPERATION AND MAINTENANCE, DEFENSE-WIDE

2 For an additional amount for “Operation and Main-
3 tenance, Defense-Wide”, \$8,105,206,000: *Provided*, That
4 of the funds provided under this heading, not to exceed
5 \$450,000,000, to remain available until September 30,
6 2021, shall be for payments to reimburse key cooperating
7 nations for logistical, military, and other support, includ-
8 ing access, provided to United States military and stability
9 operations in Afghanistan and to counter the Islamic
10 State of Iraq and Syria: *Provided further*, That such reim-
11 bursement payments may be made in such amounts as the
12 Secretary of Defense, with the concurrence of the Sec-
13 retary of State, and in consultation with the Director of
14 the Office of Management and Budget, may determine,
15 based on documentation determined by the Secretary of
16 Defense to adequately account for the support provided,
17 and such determination is final and conclusive upon the
18 accounting officers of the United States, and 15 days fol-
19 lowing written notification to the appropriate congres-
20 sional committees: *Provided further*, That these funds may
21 be used for the purpose of providing specialized training
22 and procuring supplies and specialized equipment and pro-
23 viding such supplies and loaning such equipment on a non-
24 reimbursable basis to coalition forces supporting United
25 States military and stability operations in Afghanistan

1 and to counter the Islamic State of Iraq and Syria, and
2 15 days following written notification to the appropriate
3 congressional committees: *Provided further*, That these
4 funds may be used to support the Government of Jordan
5 in such amounts as the Secretary of Defense may deter-
6 mine, to enhance the ability of the armed forces of Jordan
7 to increase or sustain security along its borders, upon 15
8 days prior written notification to the congressional defense
9 committees outlining the amounts intended to be provided
10 and the nature of the expenses incurred: *Provided further*,
11 That of the funds provided under this heading, not to ex-
12 ceed \$749,178,000 to remain available until September
13 30, 2021, shall be available to provide support and assist-
14 ance to foreign security forces or other groups or individ-
15 uals to conduct, support or facilitate counterterrorism, cri-
16 sis response, or other Department of Defense security co-
17 operation programs: *Provided further*, That the Secretary
18 of Defense shall provide quarterly reports to the congres-
19 sional defense committees on the use of funds provided
20 in this paragraph: *Provided further*, That such amount is
21 designated by the Congress for Overseas Contingency Op-
22 erations/Global War on Terrorism pursuant to section
23 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 OPERATION AND MAINTENANCE, ARMY RESERVE

2 For an additional amount for “Operation and Main-
3 tenance, Army Reserve”, \$37,592,000: *Provided*, That
4 such amount is designated by the Congress for Overseas
5 Contingency Operations/Global War on Terrorism pursu-
6 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
7 and Emergency Deficit Control Act of 1985.

8 OPERATION AND MAINTENANCE, NAVY RESERVE

9 For an additional amount for “Operation and Main-
10 tenance, Navy Reserve”, \$23,036,000: *Provided*, That
11 such amount is designated by the Congress for Overseas
12 Contingency Operations/Global War on Terrorism pursu-
13 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
14 and Emergency Deficit Control Act of 1985.

15 OPERATION AND MAINTENANCE, MARINE CORPS

16 RESERVE

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

23 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

24 For an additional amount for “Operation and Main-
25 tenance, Air Force Reserve”, \$29,758,000: *Provided*, That

1 such amount is designated by the Congress for Overseas
2 Contingency Operations/Global War on Terrorism pursu-
3 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
4 and Emergency Deficit Control Act of 1985.

5 OPERATION AND MAINTENANCE, ARMY NATIONAL
6 GUARD

7 For an additional amount for “Operation and Main-
8 tenance, Army National Guard”, \$83,291,000: *Provided*,
9 That such amount is designated by the Congress for Over-
10 seas Contingency Operations/Global War on Terrorism
11 pursuant to section 251(b)(2)(A)(ii) of the Balanced
12 Budget and Emergency Deficit Control Act of 1985.

13 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

14 For an additional amount for “Operation and Main-
15 tenance, Air National Guard”, \$176,909,000: *Provided*,
16 That such amount is designated by the Congress for Over-
17 seas Contingency Operations/Global War on Terrorism
18 pursuant to section 251(b)(2)(A)(ii) of the Balanced
19 Budget and Emergency Deficit Control Act of 1985.

20 AFGHANISTAN SECURITY FORCES FUND

21 For the “Afghanistan Security Forces Fund”,
22 \$4,503,978,000, to remain available until September 30,
23 2021: *Provided*, That such funds shall be available to the
24 Secretary of Defense for the purpose of allowing the Com-
25 mander, Combined Security Transition Command—Af-

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

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

1 be treated as stocks of the Department of Defense upon
2 written notification to the congressional defense commit-
3 tees: *Provided further*, That of the funds provided under
4 this heading, not less than \$10,000,000 shall be for re-
5 cruitment and retention of women in the Afghanistan Na-
6 tional Security Forces, and the recruitment and training
7 of female security personnel: *Provided further*, That funds
8 appropriated under this heading and made available for
9 the salaries and benefits of personnel of the Afghanistan
10 Security Forces may only be used for personnel who are
11 enrolled in the Afghanistan Personnel and Pay System:
12 *Provided further*, That such amount is designated by the
13 Congress for Overseas Contingency Operations/Global
14 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
15 the Balanced Budget and Emergency Deficit Control Act
16 of 1985.

17 COUNTER-ISIS TRAIN AND EQUIP FUND

18 For the “Counter-Islamic State of Iraq and Syria
19 Train and Equip Fund”, \$1,295,000,000, to remain avail-
20 able until September 30, 2021: *Provided*, That such funds
21 shall be available to the Secretary of Defense in coordina-
22 tion with the Secretary of State, to provide assistance, in-
23 cluding training; equipment; logistics support, supplies,
24 and services; stipends; infrastructure repair and renova-
25 tion; and sustainment, to foreign security forces, irregular

1 forces, groups, or individuals participating, or preparing
2 to participate in activities to counter the Islamic State of
3 Iraq and Syria, and their affiliated or associated groups:
4 *Provided further*, That these funds may be used in such
5 amounts as the Secretary of Defense may determine to
6 enhance the border security of nations adjacent to conflict
7 areas including Jordan, Lebanon, Egypt, and Tunisia re-
8 sulting from actions of the Islamic State of Iraq and
9 Syria: *Provided further*, That amounts made available
10 under this heading shall be available to provide assistance
11 only for activities in a country designated by the Secretary
12 of Defense, in coordination with the Secretary of State,
13 as having a security mission to counter the Islamic State
14 of Iraq and Syria, and following written notification to the
15 congressional defense committees of such designation:
16 *Provided further*, That the Secretary of Defense shall en-
17 sure that prior to providing assistance to elements of any
18 forces or individuals, such elements or individuals are ap-
19 propriately vetted, including at a minimum, assessing such
20 elements for associations with terrorist groups or groups
21 associated with the Government of Iran; and receiving
22 commitments from such elements to promote respect for
23 human rights and the rule of law: *Provided further*, That
24 the Secretary of Defense shall, not fewer than 15 days
25 prior to obligating from this appropriation account, notify

1 the congressional defense committees in writing of the de-
2 tails of any such obligation: *Provided further*, That the
3 Secretary of Defense may accept and retain contributions,
4 including assistance in-kind, from foreign governments,
5 including the Government of Iraq and other entities, to
6 carry out assistance authorized under this heading: *Pro-*
7 *vided further*, That contributions of funds for the purposes
8 provided herein from any foreign government or other en-
9 tity may be credited to this Fund, to remain available until
10 expended, and used for such purposes: *Provided further*,
11 That the Secretary of Defense may waive a provision of
12 law relating to the acquisition of items and support serv-
13 ices or sections 40 and 40A of the Arms Export Control
14 Act (22 U.S.C. 2780 and 2785) if the Secretary deter-
15 mines that such provision of law would prohibit, restrict,
16 delay or otherwise limit the provision of such assistance
17 and a notice of and justification for such waiver is sub-
18 mitted to the congressional defense committees, the Com-
19 mittees on Appropriations and Foreign Relations of the
20 Senate and the Committees on Appropriations and For-
21 eign Affairs of the House of Representatives: *Provided fur-*
22 *ther*, That the United States may accept equipment pro-
23 cured using funds provided under this heading, or under
24 the heading, “Iraq Train and Equip Fund” in prior Acts,
25 that was transferred to security forces, irregular forces,

1 or groups participating, or preparing to participate in ac-
2 tivities to counter the Islamic State of Iraq and Syria and
3 returned by such forces or groups to the United States,
4 and such equipment may be treated as stocks of the De-
5 partment of Defense upon written notification to the con-
6 gressional defense committees: *Provided further*, That
7 equipment procured using funds provided under this head-
8 ing, or under the heading, “Iraq Train and Equip Fund”
9 in prior Acts, and not yet transferred to security forces,
10 irregular forces, or groups participating, or preparing to
11 participate in activities to counter the Islamic State of
12 Iraq and Syria may be treated as stocks of the Depart-
13 ment of Defense when determined by the Secretary to no
14 longer be required for transfer to such forces or groups
15 and upon written notification to the congressional defense
16 committees: *Provided further*, That the Secretary of De-
17 fense shall provide quarterly reports to the congressional
18 defense committees on the use of funds provided under
19 this heading, including, but not limited to, the number of
20 individuals trained, the nature and scope of support and
21 sustainment provided to each group or individual, the area
22 of operations for each group, and the contributions of
23 other countries, groups, or individuals: *Provided further*,
24 That such amount is designated by the Congress for Over-
25 seas Contingency Operations/Global War on Terrorism

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

3 PROCUREMENT

4 AIRCRAFT PROCUREMENT, ARMY

5 For an additional amount for “Aircraft Procurement,
6 Army”, \$482,091,000, to remain available until Sep-
7 tember 30, 2022: *Provided*, That such amount is des-
8 ignated by the Congress for Overseas Contingency Oper-
9 ations/Global War on Terrorism pursuant to section
10 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 MISSILE PROCUREMENT, ARMY

13 For an additional amount for “Missile Procurement,
14 Army”, \$1,414,218,000, to remain available until Sep-
15 tember 30, 2022: *Provided*, That such amount is des-
16 ignated by the Congress for Overseas Contingency Oper-
17 ations/Global War on Terrorism pursuant to section
18 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 PROCUREMENT OF WEAPONS AND TRACKED COMBAT

21 VEHICLES, ARMY

22 For an additional amount for “Procurement of Weap-
23 ons and Tracked Combat Vehicles, Army”, \$353,454,000,
24 to remain available until September 30, 2022: *Provided*,
25 That such amount is designated by the Congress for Over-

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

4 PROCUREMENT OF AMMUNITION, ARMY

5 For an additional amount for “Procurement of Am-
6 muniton, Army”, \$148,682,000, to remain available until
7 September 30, 2022: *Provided*, That such amount is des-
8 ignated by the Congress for Overseas Contingency Oper-
9 ations/Global War on Terrorism pursuant to section
10 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 OTHER PROCUREMENT, ARMY

13 For an additional amount for “Other Procurement,
14 Army”, \$1,105,850,000, to remain available until Sep-
15 tember 30, 2022: *Provided*, That such amount is des-
16 ignated by the Congress for Overseas Contingency Oper-
17 ations/Global War on Terrorism pursuant to section
18 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
19 Deficit Control Act of 1985.

20 AIRCRAFT PROCUREMENT, NAVY

21 For an additional amount for “Aircraft Procurement,
22 Navy”, \$119,045,000, to remain available until September
23 30, 2022: *Provided*, That such amount is designated by
24 the Congress for Overseas Contingency Operations/Global
25 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of

1 the Balanced Budget and Emergency Deficit Control Act
2 of 1985.

3 WEAPONS PROCUREMENT, NAVY

4 For an additional amount for “Weapons Procure-
5 ment, Navy”, \$116,429,000, to remain available until
6 September 30, 2022: *Provided*, That such amount is des-
7 ignated by the Congress for Overseas Contingency Oper-
8 ations/Global War on Terrorism pursuant to section
9 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 PROCUREMENT OF AMMUNITION, NAVY AND MARINE

12 CORPS

13 For an additional amount for “Procurement of Am-
14 munition, Navy and Marine Corps”, \$204,814,000, to re-
15 main available until September 30, 2022: *Provided*, That
16 such amount is designated by the Congress for Overseas
17 Contingency Operations/Global War on Terrorism pursu-
18 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
19 and Emergency Deficit Control Act of 1985.

20 OTHER PROCUREMENT, NAVY

21 For an additional amount for “Other Procurement,
22 Navy”, \$351,300,000, to remain available until September
23 30, 2022: *Provided*, That such amount is designated by
24 the Congress for Overseas Contingency Operations/Global
25 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of

1 the Balanced Budget and Emergency Deficit Control Act
2 of 1985.

3 PROCUREMENT, MARINE CORPS

4 For an additional amount for “Procurement, Marine
5 Corps”, \$20,589,000, to remain available until September
6 30, 2022: *Provided*, That such amount is designated by
7 the Congress for Overseas Contingency Operations/Global
8 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
9 the Balanced Budget and Emergency Deficit Control Act
10 of 1985.

11 AIRCRAFT PROCUREMENT, AIR FORCE

12 For an additional amount for “Aircraft Procurement,
13 Air Force”, \$513,310,000, to remain available until Sep-
14 tember 30, 2022: *Provided*, That such amount is des-
15 ignated by the Congress for Overseas Contingency Oper-
16 ations/Global War on Terrorism pursuant to section
17 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 MISSILE PROCUREMENT, AIR FORCE

20 For an additional amount for “Missile Procurement,
21 Air Force”, \$201,671,000, to remain available until Sep-
22 tember 30, 2022: *Provided*, That such amount is des-
23 ignated by the Congress for Overseas Contingency Oper-
24 ations/Global War on Terrorism pursuant to section

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

3 PROCUREMENT OF AMMUNITION, AIR FORCE

4 For an additional amount for “Procurement of Am-
5 munition, Air Force”, \$939,433,000 to remain available
6 until September 30, 2022: *Provided*, That such amount
7 is designated by the Congress for Overseas Contingency
8 Operations/Global War on Terrorism pursuant to section
9 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985.

11 OTHER PROCUREMENT, AIR FORCE

12 For an additional amount for “Other Procurement,
13 Air Force”, \$4,011,201,000, to remain available until
14 September 30, 2022: *Provided*, That such amount is des-
15 ignated by the Congress for Overseas Contingency Oper-
16 ations/Global War on Terrorism pursuant to section
17 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

19 PROCUREMENT, DEFENSE-WIDE

20 For an additional amount for “Procurement, De-
21 fense-Wide”, \$465,987,000, to remain available until Sep-
22 tember 30, 2022: *Provided*, That such amount is des-
23 ignated by the Congress for Overseas Contingency Oper-
24 ations/Global War on Terrorism pursuant to section

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

3 NATIONAL GUARD AND RESERVE EQUIPMENT ACCOUNT

4 For procurement of rotary-wing aircraft; combat, tac-
5 tical and support vehicles; other weapons; and other pro-
6 curement items for the reserve components of the Armed
7 Forces, \$1,300,000,000, to remain available for obligation
8 until September 30, 2022: *Provided*, That the Chiefs of
9 National Guard and Reserve components shall, not later
10 than 30 days after enactment of this Act, individually sub-
11 mit to the congressional defense committees the mod-
12 ernization priority assessment for their respective Na-
13 tional Guard or Reserve component: *Provided further*,
14 That none of the funds made available by this paragraph
15 may be used to procure manned fixed wing aircraft, or
16 procure or modify missiles, munitions, or ammunition:
17 *Provided further*, That such amount is designated by the
18 Congress for Overseas Contingency Operations/Global
19 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
20 the Balanced Budget and Emergency Deficit Control Act
21 of 1985.

1 RESEARCH, DEVELOPMENT, TEST AND
2 EVALUATION

3 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
4 ARMY

5 For an additional amount for “Research, Develop-
6 ment, Test and Evaluation, Army”, \$169,074,000, to re-
7 main available until September 30, 2021: *Provided*, That
8 such amount is designated by the Congress for Overseas
9 Contingency Operations/Global War on Terrorism pursu-
10 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
11 and Emergency Deficit Control Act of 1985.

12 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
13 NAVY

14 For an additional amount for “Research, Develop-
15 ment, Test and Evaluation, Navy”, \$164,410,000, to re-
16 main available until September 30, 2021: *Provided*, That
17 such amount is designated by the Congress for Overseas
18 Contingency Operations/Global War on Terrorism pursu-
19 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
20 and Emergency Deficit Control Act of 1985.

21 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
22 AIR FORCE

23 For an additional amount for “Research, Develop-
24 ment, Test and Evaluation, Air Force”, \$128,248,000, to
25 remain available until September 30, 2021: *Provided*,

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

5 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
6 DEFENSE-WIDE

7 For an additional amount for “Research, Develop-
8 ment, Test and Evaluation, Defense-Wide”,
9 \$382,636,000, to remain available until September 30,
10 2021: *Provided*, That such amount is designated by the
11 Congress for Overseas Contingency Operations/Global
12 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
13 the Balanced Budget and Emergency Deficit Control Act
14 of 1985.

15 REVOLVING AND MANAGEMENT FUNDS

16 DEFENSE WORKING CAPITAL FUNDS

17 For an additional amount for “Defense Working
18 Capital Funds”, \$20,100,000: *Provided*, That such
19 amount is designated by the Congress for Overseas Con-
20 tingency Operations/Global War on Terrorism pursuant to
21 section 251(b)(2)(A)(ii) of the Balanced Budget and
22 Emergency Deficit Control Act of 1985.

1 OTHER DEPARTMENT OF DEFENSE PROGRAMS
2 DEFENSE HEALTH PROGRAM

3 For an additional amount for “Defense Health Pro-
4 gram”, \$347,746,000, which shall be for operation and
5 maintenance: *Provided*, That such amount is designated
6 by the Congress for Overseas Contingency Operations/
7 Global War on Terrorism pursuant to section
8 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,
11 DEFENSE

12 For an additional amount for “Drug Interdiction and
13 Counter-Drug Activities, Defense”, \$153,100,000: *Pro-*
14 *vided*, That the transfer authority contained in section
15 9002 in title IX of this Act shall not apply to amounts
16 made available under this heading: *Provided further*, That
17 such amount is designated by the Congress for Overseas
18 Contingency Operations/Global War on Terrorism pursu-
19 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
20 and Emergency Deficit Control Act of 1985.

21 OFFICE OF THE INSPECTOR GENERAL

22 For an additional amount for the “Office of the In-
23 spector General”, \$24,254,000: *Provided*, That such
24 amount is designated by the Congress for Overseas Con-
25 tingency Operations/Global War on Terrorism pursuant to

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

3 GENERAL PROVISIONS—THIS TITLE

4 SEC. 9001. Notwithstanding any other provision of
5 law, funds made available in this title are in addition to
6 amounts appropriated or otherwise made available for the
7 Department of Defense for fiscal year 2020.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 9002. Upon the determination of the Secretary
10 of Defense that such action is necessary in the national
11 interest, the Secretary may, with the approval of the Of-
12 fice of Management and Budget, transfer up to
13 \$500,000,000 between the appropriations or funds made
14 available to the Department of Defense in this title: *Pro-*
15 *vided*, That the Secretary shall notify the Congress
16 promptly of each transfer made pursuant to the authority
17 in this section: *Provided further*, That the authority pro-
18 vided in this section is in addition to any other transfer
19 authority available to the Department of Defense and is
20 subject to the same terms and conditions as the authority
21 provided in section 8005 of this Act.

22 SEC. 9003. Supervision and administration costs and
23 costs for design during construction associated with a con-
24 struction project funded with appropriations available for
25 operation and maintenance or the “Afghanistan Security

1 Forces Fund” provided in this Act and executed in direct
2 support of overseas contingency operations in Afghani-
3 stan, may be obligated at the time a construction contract
4 is awarded: *Provided*, That, for the purpose of this section,
5 supervision and administration costs and costs for design
6 during construction include all in-house Government costs.

7 SEC. 9004. From funds made available in this title,
8 the Secretary of Defense may purchase for use by military
9 and civilian employees of the Department of Defense in
10 the United States Central Command area of responsi-
11 bility: (1) passenger motor vehicles up to a limit of
12 \$75,000 per vehicle; and (2) heavy and light armored vehi-
13 cles for the physical security of personnel or for force pro-
14 tection purposes up to a limit of \$450,000 per vehicle, not-
15 withstanding price or other limitations applicable to the
16 purchase of passenger carrying vehicles.

17 SEC. 9005. Not to exceed \$5,000,000 of the amounts
18 appropriated by this title under the heading “Operation
19 and Maintenance, Army” may be used, notwithstanding
20 any other provision of law, to fund the Commanders’
21 Emergency Response Program (CERP), for the purpose
22 of enabling military commanders in Afghanistan to re-
23 spond to urgent, small-scale, humanitarian relief and re-
24 construction requirements within their areas of responsi-
25 bility: *Provided*, That each project (including any ancillary

1 or related elements in connection with such project) exe-
2 cuted under this authority shall not exceed \$2,000,000:
3 *Provided further*, That not later than 45 days after the
4 end of each 6 months of the fiscal year, the Secretary of
5 Defense shall submit to the congressional defense commit-
6 tees a report regarding the source of funds and the alloca-
7 tion and use of funds during that 6-month period that
8 were made available pursuant to the authority provided
9 in this section or under any other provision of law for the
10 purposes described herein: *Provided further*, That, not
11 later than 30 days after the end of each fiscal year quar-
12 ter, the Army shall submit to the congressional defense
13 committees quarterly commitment, obligation, and expend-
14 iture data for the CERP in Afghanistan: *Provided further*,
15 That, not less than 15 days before making funds available
16 pursuant to the authority provided in this section or under
17 any other provision of law for the purposes described here-
18 in for a project with a total anticipated cost for completion
19 of \$500,000 or more, the Secretary shall submit to the
20 congressional defense committees a written notice con-
21 taining each of the following:

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

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

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

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

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

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

8 (2) To exercise United States control over any
9 oil resource of Iraq.

10 (3) To establish any military installation or
11 base for the purpose of providing for the permanent
12 stationing of United States Armed Forces in Af-
13 ghanistan.

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

20 (1) Section 2340A of title 18, United States
21 Code.

22 (2) Section 2242 of the Foreign Affairs Reform
23 and Restructuring Act of 1998 (division G of Public
24 Law 105–277; 112 Stat. 2681–822; 8 U.S.C. 1231
25 note) and regulations prescribed thereto, including

1 regulations under part 208 of title 8, Code of Fed-
2 eral Regulations, and part 95 of title 22, Code of
3 Federal Regulations.

4 (3) Sections 1002 and 1003 of the Department
5 of Defense, Emergency Supplemental Appropriations
6 to Address Hurricanes in the Gulf of Mexico, and
7 Pandemic Influenza Act, 2006 (Public Law 109-
8 148).

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

23 SEC. 9010. Funds made available in this title to the
24 Department of Defense for operation and maintenance
25 may be used to purchase items having an investment unit

1 cost of not more than \$250,000: *Provided*, That, upon de-
2 termination by the Secretary of Defense that such action
3 is necessary to meet the operational requirements of a
4 Commander of a Combatant Command engaged in contin-
5 gency operations overseas, such funds may be used to pur-
6 chase items having an investment item unit cost of not
7 more than \$500,000.

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

14 SEC. 9012. None of the funds made available by this
15 Act under the heading “Counter-ISIS Train and Equip
16 Fund” may be used to procure or transfer man-portable
17 air defense systems.

18 SEC. 9013. For the “Ukraine Security Assistance Ini-
19 tiative”, \$250,000,000 is hereby appropriated, to remain
20 available until September 30, 2020: *Provided*, That such
21 funds shall be available to the Secretary of Defense, in
22 coordination with the Secretary of State, to provide assist-
23 ance, including training; equipment; lethal assistance; lo-
24 gistics support, supplies and services; sustainment; and in-
25 telligence support to the military and national security

1 forces of Ukraine, and for replacement of any weapons
2 or articles provided to the Government of Ukraine from
3 the inventory of the United States: *Provided further*, That
4 of the amounts made available in this section,
5 \$50,000,000 shall be available only for lethal assistance
6 described in paragraphs (2) and (3) of section 1250(b)
7 of the National Defense Authorization Act for Fiscal Year
8 2016 (Public Law 114–92; 129 Stat. 1068): *Provided fur-*
9 *ther*, That the Secretary of Defense shall, not less than
10 15 days prior to obligating funds provided under this
11 heading, notify the congressional defense committees in
12 writing of the details of any such obligation: *Provided fur-*
13 *ther*, That the United States may accept equipment pro-
14 cured using funds provided under this heading in this or
15 prior Acts that was transferred to the security forces of
16 Ukraine and returned by such forces to the United States:
17 *Provided further*, That equipment procured using funds
18 provided under this heading in this or prior Acts, and not
19 yet transferred to the military or National Security Forces
20 of Ukraine or returned by such forces to the United
21 States, may be treated as stocks of the Department of De-
22 fense upon written notification to the congressional de-
23 fense committees: *Provided further*, That amounts made
24 available by this section are designated by the Congress
25 for Overseas Contingency Operations/Global War on Ter-

1 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
2 anced Budget and Emergency Deficit Control Act of 1985.

3 SEC. 9014. Funds appropriated in this title shall be
4 available for replacement of funds for items provided to
5 the Government of Ukraine from the inventory of the
6 United States to the extent specifically provided for in sec-
7 tion 9013 of this Act.

8 SEC. 9015. None of the funds made available by this
9 Act under section 9013 may be used to procure or transfer
10 man-portable air defense systems.

11 SEC. 9016. Equipment procured using funds provided
12 in prior Acts under the heading “Counterterrorism Part-
13 nerships Fund” for the program authorized by section
14 1209 of the Carl Levin and Howard P. “Buck” McKeon
15 National Defense Authorization Act for Fiscal Year 2015
16 (Public Law 113–291), and not yet transferred to author-
17 ized recipients may be transferred to foreign security
18 forces, irregular forces, groups, or individuals, authorized
19 to receive assistance using amounts provided under the
20 heading “Counter-ISIS Train and Equip Fund” in this
21 Act: *Provided*, That such equipment may be transferred
22 15 days following written notification to the congressional
23 defense committees.

24 SEC. 9017. (a) None of the funds appropriated or
25 otherwise made available by this Act under the heading

1 “Operation and Maintenance, Defense-Wide” for pay-
2 ments under section 1233 of Public Law 110–181 for re-
3 imbursement to the Government of Pakistan may be made
4 available unless the Secretary of Defense, in coordination
5 with the Secretary of State, certifies to the congressional
6 defense committees that the Government of Pakistan is—

7 (1) cooperating with the United States in
8 counterterrorism efforts against the Haqqani Net-
9 work, the Quetta Shura Taliban, Lashkar e-Tayyiba,
10 Jaish-e-Mohammed, Al Qaeda, and other domestic
11 and foreign terrorist organizations, including taking
12 steps to end support for such groups and prevent
13 them from basing and operating in Pakistan and
14 carrying out cross border attacks into neighboring
15 countries;

16 (2) not supporting terrorist activities against
17 United States or coalition forces in Afghanistan, and
18 Pakistan’s military and intelligence agencies are not
19 intervening extra-judicially into political and judicial
20 processes in Pakistan;

21 (3) dismantling improvised explosive device
22 (IED) networks and interdicting precursor chemicals
23 used in the manufacture of IEDs;

24 (4) preventing the proliferation of nuclear-re-
25 lated material and expertise;

1 (5) implementing policies to protect judicial
2 independence and due process of law;

3 (6) issuing visas in a timely manner for United
4 States visitors engaged in counterterrorism efforts
5 and assistance programs in Pakistan; and

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

9 (b) The Secretary of Defense, in coordination with
10 the Secretary of State, may waive the restriction in sub-
11 section (a) on a case-by-case basis by certifying in writing
12 to the congressional defense committees that it is in the
13 national security interest to do so: *Provided*, That if the
14 Secretary of Defense, in coordination with the Secretary
15 of State, exercises such waiver authority, the Secretaries
16 shall report to the congressional defense committees on
17 both the justification for the waiver and on the require-
18 ments of this section that the Government of Pakistan was
19 not able to meet: *Provided further*, That such report may
20 be submitted in classified form if necessary.

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 9018. In addition to amounts otherwise made
23 available in this Act, \$500,000,000 is hereby appropriated
24 to the Department of Defense and made available for
25 transfer only to the operation and maintenance, military

1 personnel, and procurement accounts, to improve near-
2 term intelligence, surveillance, and reconnaissance capa-
3 bilities and related processing, exploitation, and dissemi-
4 nation functions of the Department of Defense: *Provided*,
5 That the transfer authority provided in this section is in
6 addition to any other transfer authority provided else-
7 where in this Act: *Provided further*, That not later than
8 30 days prior to exercising the transfer authority provided
9 in this section, the Secretary of Defense shall submit a
10 report to the congressional defense committees on the pro-
11 posed uses of these funds: *Provided further*, That the
12 funds provided in this section may not be transferred to
13 any program, project, or activity specifically limited or de-
14 nied by this Act: *Provided further*, That such funds may
15 not be obligated for new start efforts: *Provided further*,
16 That amounts made available by this section are des-
17 ignated by the Congress for Overseas Contingency Oper-
18 ations/Global War on Terrorism pursuant to section
19 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985: *Provided further*, That the
21 authority to provide funding under this section shall termi-
22 nate on September 30, 2020.

23 SEC. 9019. None of the funds made available by this
24 Act may be used with respect to Syria in contravention
25 of the War Powers Resolution (50 U.S.C. 1541 et seq.),

1 including for the introduction of United States armed or
2 military forces into hostilities in Syria, into situations in
3 Syria where imminent involvement in hostilities is clearly
4 indicated by the circumstances, or into Syrian territory,
5 airspace, or waters while equipped for combat, in con-
6 travention of the congressional consultation and reporting
7 requirements of sections 3 and 4 of that law (50 U.S.C.
8 1542 and 1543).

9 SEC. 9020. None of the funds in this Act may be
10 made available for the transfer of additional C-130 cargo
11 aircraft to the Afghanistan National Security Forces or
12 the Afghanistan Air Force until the Department of De-
13 fense provides a report to the congressional defense com-
14 mittees of the Afghanistan Air Force's medium airlift re-
15 quirements. The report should identify Afghanistan's abil-
16 ity to utilize and maintain existing medium lift aircraft
17 in the inventory and the best alternative platform, if nec-
18 essary, to provide additional support to the Afghanistan
19 Air Force's current medium airlift capacity.

20 SEC. 9021. Funds available for the Afghanistan Se-
21 curity Forces Fund may be used to provide limited train-
22 ing, equipment, and other assistance that would otherwise
23 be prohibited by 10 U.S.C. 362 to a unit of the security
24 forces of Afghanistan only if the Secretary certifies to the
25 congressional defense committees, within 30 days of a de-

1 cision to provide such assistance, that (1) a denial of such
2 assistance would present significant risk to U.S. or coali-
3 tion forces or significantly undermine United States na-
4 tional security objectives in Afghanistan; and (2) the Sec-
5 retary has sought a commitment by the Government of
6 Afghanistan to take all necessary corrective steps: *Pro-*
7 *vided*, That such certification shall be accompanied by a
8 report describing: (1) the information relating to the gross
9 violation of human rights; (2) the circumstances that ne-
10 cessitated the provision of such assistance; (3) the Afghan
11 security force unit involved; (4) the assistance provided
12 and the assistance withheld; and (5) the corrective steps
13 to be taken by the Government of Afghanistan: *Provided*
14 *further*, That every 120 days after the initial report an
15 additional report shall be submitted detailing the status
16 of any corrective steps taken by the Government of Af-
17 ghanistan: *Provided further*, That if the Government of Af-
18 ghanistan has not initiated necessary corrective steps
19 within 1 year of the certification, the authority under this
20 section to provide assistance to such unit shall no longer
21 apply: *Provided further*, That the Secretary shall submit
22 a report to such committees detailing the final disposition
23 of the case by the Government of Afghanistan.

24 SEC. 9022. None of the funds made available by this
25 Act may be used to pay the expenses of any member of

1 the Taliban to participate in any meeting that does not
2 include the participation of members of the Government
3 of Afghanistan or that restricts the participation of
4 women.

5 (RESCISSIONS)

6 SEC. 9023. Of the funds appropriated in Department
7 of Defense Appropriations Acts, the following funds are
8 hereby rescinded from the following accounts and pro-
9 grams in the specified amounts: *Provided*, That such
10 amounts are designated by the Congress for Overseas
11 Contingency Operations/Global War on Terrorism pursu-
12 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
13 and Emergency Deficit Control Act of 1985:

14 “Operation and Maintenance, Defense-Wide: Defense
15 Security Cooperation Account”, 2019/2020, \$7,000,000;

16 “Afghanistan Security Forces Fund”, 2019/2020,
17 \$30,000,000;

18 “Counter-ISIS Train and Equip Fund”, 2019/2020,
19 \$13,000,000; and

20 “Procurement of Ammunition, Navy and Marine
21 Corps”, 2019/2021, \$16,574,000.

22 SEC. 9024. Each amount designated in this Act by
23 the Congress for Overseas Contingency Operations/Global
24 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
25 the Balanced Budget and Emergency Deficit Control Act

1 of 1985 shall be available (or rescinded, if applicable) only
2 if the President subsequently so designates all such
3 amounts and transmits such designations to the Congress.

4 SEC. 9025. (a) The Authorization for Use of Military
5 Force (Public Law 107–40; 50 U.S.C. 1541 note) is here-
6 by repealed.

7 (b) The repeal contained in subsection (a)—

8 (1) takes effect on the date that is 240 days
9 after the date of the enactment of this Act; and

10 (2) applies with respect to each operation or
11 other action that is being carried out pursuant to
12 the Authorization for Use of Military Force initiated
13 before such effective date.

14 SEC. 9026. Nothing in this Act may be construed as
15 authorizing the use of force against Iran.

16 **TITLE X—TO DIRECT THE RE-**
17 **MOVAL OF UNITED STATES**
18 **ARMED FORCES FROM HOS-**
19 **TILITIES IN THE REPUBLIC**
20 **OF YEMEN THAT HAVE NOT**
21 **BEEN AUTHORIZED BY CON-**
22 **GRESS**

23 **SEC. 10001. FINDINGS.**

24 Congress makes the following findings:

1 (1) Congress has the sole power to declare war
2 under article I, section 8, clause 11 of the United
3 States Constitution.

4 (2) Congress has not declared war with respect
5 to, or provided a specific statutory authorization for,
6 the conflict between military forces led by Saudi
7 Arabia, including forces from the United Arab Emir-
8 ates, Bahrain, Kuwait, Egypt, Jordan, Morocco,
9 Senegal, and Sudan (the Saudi-led coalition),
10 against the Houthis, also known as Ansar Allah, in
11 the Republic of Yemen.

12 (3) Since March 2015, members of the United
13 States Armed Forces have been introduced into hos-
14 tilities between the Saudi-led coalition and the
15 Houthis, including providing to the Saudi-led coali-
16 tion aerial targeting assistance, intelligence sharing,
17 and mid-flight aerial refueling.

18 (4) The United States has established a Joint
19 Combined Planning Cell with Saudi Arabia, in which
20 members of the United States Armed Forces assist
21 in aerial targeting and help to coordinate military
22 and intelligence activities.

23 (5) In December 2017, Secretary of Defense
24 James N. Mattis stated, “We have gone in to be
25 very—to be helpful where we can in identifying how

1 you do target analysis and how you make certain
2 you hit the right thing.”.

3 (6) The conflict between the Saudi-led coalition
4 and the Houthis constitutes, within the meaning of
5 section 4(a) of the War Powers Resolution (50
6 U.S.C. 1543(a)), either hostilities or a situation
7 where imminent involvement in hostilities is clearly
8 indicated by the circumstances into which United
9 States Armed Forces have been introduced.

10 (7) Section 5(c) of the War Powers Resolution
11 (50 U.S.C. 1544(c)) states that “at any time that
12 United States Armed Forces are engaged in hos-
13 tilities outside the territory of the United States, its
14 possessions and territories without a declaration of
15 war or specific statutory authorization, such forces
16 shall be removed by the President if the Congress so
17 directs”.

18 (8) Section 8(c) of the War Powers Resolution
19 (50 U.S.C. 1547(c)) defines the introduction of
20 United States Armed Forces to include “the assign-
21 ment of members of such armed forces to command,
22 coordinate, participate in the movement of, or ac-
23 company the regular or irregular military forces of
24 any foreign country or government when such mili-
25 tary forces are engaged, or there exists an imminent

1 threat that such forces will become engaged, in hos-
2 tilities,” and activities that the United States is con-
3 ducting in support of the Saudi-led coalition, includ-
4 ing aerial refueling and targeting assistance, fall
5 within this definition.

6 (9) Section 1013 of the Department of State
7 Authorization Act, Fiscal Years 1984 and 1985 (50
8 U.S.C. 1546a) provides that any joint resolution or
9 bill to require the removal of United States Armed
10 Forces engaged in hostilities without a declaration of
11 war or specific statutory authorization shall be con-
12 sidered in accordance with the expedited procedures
13 of section 601(b) of the International Security and
14 Arms Export Control Act of 1976 (Public Law 94–
15 329; 90 Stat. 765).

16 (10) No specific statutory authorization for the
17 use of United States Armed Forces with respect to
18 the conflict between the Saudi-led coalition and the
19 Houthis in Yemen has been enacted, and no provi-
20 sion of law explicitly authorizes the provision of tar-
21 geting assistance or of midair refueling services to
22 warplanes of Saudi Arabia or the United Arab Emir-
23 ates that are engaged in such conflict.

1 **SEC. 10002. REMOVAL OF UNITED STATES ARMED FORCES**
2 **FROM HOSTILITIES IN THE REPUBLIC OF**
3 **YEMEN THAT HAVE NOT BEEN AUTHORIZED**
4 **BY CONGRESS.**

5 Pursuant to section 1013 of the Department of State
6 Authorization Act, Fiscal Years 1984 and 1985 (50
7 U.S.C. 1546a) and in accordance with the provisions of
8 section 601(b) of the International Security Assistance
9 and Arms Export Control Act of 1976 (Public Law 94–
10 329; 90 Stat. 765), Congress hereby directs the President
11 to remove United States Armed Forces from hostilities in
12 or affecting the Republic of Yemen, except United States
13 Armed Forces engaged in operations directed at al Qaeda
14 or associated forces, by not later than the date that is
15 30 days after the date of the enactment of this Act (unless
16 the President requests and Congress authorizes a later
17 date), and unless and until a declaration of war or specific
18 authorization for such use of United States Armed Forces
19 has been enacted. For purposes of this title, in this sec-
20 tion, the term “hostilities” includes in-flight refueling of
21 non-United States aircraft conducting missions as part of
22 the ongoing civil war in Yemen.

1 **SEC. 10003. RULE OF CONSTRUCTION REGARDING CONTIN-**
2 **UED MILITARY OPERATIONS AND COOPERA-**
3 **TION WITH ISRAEL.**

4 Nothing in this title shall be construed to influence
5 or disrupt any military operations and cooperation with
6 Israel.

7 **SEC. 10004. RULE OF CONSTRUCTION REGARDING INTEL-**
8 **LIGENCE SHARING.**

9 Nothing in this title may be construed to influence
10 or disrupt any intelligence, counterintelligence, or inves-
11 tigative activities relating to threats in or emanating from
12 Yemen conducted by, or in conjunction with, the United
13 States Government involving—

14 (1) the collection of intelligence;

15 (2) the analysis of intelligence; or

16 (3) the sharing of intelligence between the
17 United States and any coalition partner if the Presi-
18 dent determines such sharing is appropriate and in
19 the national security interests of the United States.

20 **SEC. 10005. REPORT ON RISKS POSED BY CEASING SAUDI**
21 **ARABIA SUPPORT OPERATIONS.**

22 Not later than 90 days after the date of the enact-
23 ment of this Act, the President shall submit to Congress
24 a report assessing the risks posed to United States citizens
25 and the civilian population of Saudi Arabia and the risk
26 of regional humanitarian crises if the United States were

1 to cease support operations with respect to the conflict be-
2 tween the Saudi-led coalition and the Houthis in Yemen.

3 **SEC. 10006. REPORT ON INCREASED RISK OF TERRORIST**
4 **ATTACKS TO UNITED STATES ARMED FORCES**
5 **ABROAD, ALLIES, AND THE CONTINENTAL**
6 **UNITED STATES IF SAUDI ARABIA CEASES**
7 **YEMEN-RELATED INTELLIGENCE SHARING**
8 **WITH THE UNITED STATES.**

9 Not later than 90 days after the date of the enact-
10 ment of this Act, the President shall submit to Congress
11 a report assessing the increased risk of terrorist attacks
12 on United States Armed Forces abroad, allies, and to the
13 continental United States if the Government of Saudi Ara-
14 bia were to cease Yemen-related intelligence sharing with
15 the United States.

16 **SEC. 10007. RULE OF CONSTRUCTION REGARDING NO AU-**
17 **THORIZATION FOR USE OF MILITARY FORCE.**

18 Consistent with section 8(a)(1) of the War Powers
19 Resolution (50 U.S.C. 1547(a)(1)), nothing in this title
20 may be construed as authorizing the use of military force.

21 **TITLE XI—ADDITIONAL GENERAL PROVISIONS**

22 **SEC. 11001.** Except as expressly provided otherwise,
23 any reference to “this Act” contained in this division shall
24 be treated as referring only to the provisions of this divi-
25 sion.

1 SEC. 11002. Any reference to a “report accom-
2 panying this Act” contained in this division shall be treat-
3 ed as a reference to House Report 116–84. The effect of
4 such Report shall be limited to this division and shall
5 apply for purposes of determining the allocation of funds
6 provided by, and the implementation of, this division.

7 SEC. 11003. None of the funds made available by this
8 Act may be made available to the Taliban.

9 SEC. 11004. None of the funds made available by this
10 Act may be used to implement Directive-type Memo-
11 randum (DTM)–19–004, Military Service by Transgender
12 Persons and Persons with Gender Dysphoria, March 12,
13 2019 (effective date April 12, 2019).

14 SEC. 11005. None of the funds made available by this
15 Act may be used to issue export licenses for the following
16 defense items, including defense articles, defense services,
17 and related technical data, described in the certification
18 Transmittal Numbers DDTC–17–079, DDTC–17–094,
19 DDTC 17–112, DDTC–17–126, DDTC–17–128, DDTC–
20 18–013, DDTC–18–029, DDTC–18–030, DDTC–18–
21 050, DDTC–18–080, DDTC–18–103, DDTC–18–109,
22 DDTC–18–110, DDTC–19–001, 17–0B, 17–BM, 17–CR,
23 17–CU, 18–AU, 18–BE, 19–AA and 19–AR.

24 This Act may be cited as the “Department of Defense
25 Appropriations Act, 2020”.

1 **DIVISION D—DEPARTMENT OF STATE,**
2 **FOREIGN OPERATIONS, AND RELATED**
3 **PROGRAMS APPROPRIATIONS ACT,**
4 **2020**

5 The following sums are appropriated, out of any
6 money in the Treasury not otherwise appropriated, for the
7 Department of State, foreign operations, and related pro-
8 grams for the fiscal year ending September 30, 2020, and
9 for other purposes, namely:

10 **TITLE I**
11 **DEPARTMENT OF STATE AND RELATED**
12 **AGENCY**
13 **DEPARTMENT OF STATE**
14 **ADMINISTRATION OF FOREIGN AFFAIRS**
15 **DIPLOMATIC PROGRAMS**

16 For necessary expenses of the Department of State
17 and the Foreign Service not otherwise provided for,
18 \$9,245,766,000 (increased by \$1,000,000) (reduced by
19 \$1,000,000) (increased by \$1) (reduced by \$1) (reduced
20 by \$500,000), of which up to \$772,480,000 may remain
21 available until September 30, 2021, and of which up to
22 \$4,095,899,000 may remain available until expended for
23 Worldwide Security Protection: *Provided*, That of the
24 amount made available under this heading for Worldwide
25 Security Protection, \$2,626,122,000 is designated by the

1 Congress for Overseas Contingency Operations/Global
2 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
3 the Balanced Budget and Emergency Deficit Control Act
4 of 1985: *Provide further*, That designated funds made
5 available under this heading shall be allocated in accord-
6 ance with paragraphs (1) through (4) as follows:

7 (1) HUMAN RESOURCES.—For necessary ex-
8 penses for training, human resources management,
9 and salaries, including employment without regard
10 to civil service and classification laws of persons on
11 a temporary basis (not to exceed \$700,000), as au-
12 thorized by section 801 of the United States Infor-
13 mation and Educational Exchange Act of 1948,
14 \$2,900,417,000, of which up to \$509,782,000 is for
15 Worldwide Security Protection.

16 (2) OVERSEAS PROGRAMS.—For necessary ex-
17 penses for the regional bureaus of the Department
18 of State and overseas activities as authorized by law,
19 \$1,955,868,000.

20 (3) DIPLOMATIC POLICY AND SUPPORT.—For
21 necessary expenses for the functional bureaus of the
22 Department of State, including representation to
23 certain international organizations in which the
24 United States participates pursuant to treaties rati-
25 fied pursuant to the advice and consent of the Sen-

1 ate or specific Acts of Congress, general administra-
2 tion, and arms control, nonproliferation and disar-
3 mament activities as authorized, \$780,057,000 (re-
4 duced by \$500,000).

5 (4) SECURITY PROGRAMS.—For necessary ex-
6 penses for security activities, \$3,609,424,000, of
7 which up to \$3,586,117,000 is for Worldwide Secu-
8 rity Protection.

9 (5) FEES AND PAYMENTS COLLECTED.—In ad-
10 dition to amounts otherwise made available under
11 this heading—

12 (A) as authorized by section 810 of the
13 United States Information and Educational Ex-
14 change Act, not to exceed \$5,000,000, to re-
15 main available until expended, may be credited
16 to this appropriation from fees or other pay-
17 ments received from English teaching, library,
18 motion pictures, and publication programs and
19 from fees from educational advising and coun-
20 seling and exchange visitor programs; and

21 (B) not to exceed \$15,000, which shall be
22 derived from reimbursements, surcharges, and
23 fees for use of Blair House facilities.

24 (6) TRANSFER OF FUNDS, REPROGRAMMING,
25 AND OTHER MATTERS.—

1 (A) Notwithstanding any other provision of
2 this Act, funds may be reprogrammed within
3 and between paragraphs (1) through (4) under
4 this heading subject to section 7015 of this Act.

5 (B) Of the amount made available under
6 this heading, not to exceed \$10,000,000 may be
7 transferred to, and merged with, funds made
8 available by this Act under the heading “Emer-
9 gencies in the Diplomatic and Consular Serv-
10 ice”, to be available only for emergency evacu-
11 ations and rewards, as authorized.

12 (C) Funds appropriated under this heading
13 are available for acquisition by exchange or pur-
14 chase of passenger motor vehicles as authorized
15 by law and, pursuant to section 1108(g) of title
16 31, United States Code, for the field examina-
17 tion of programs and activities in the United
18 States funded from any account contained in
19 this title.

20 (7) CLARIFICATION.—References to the “Diplo-
21 matic and Consular Programs” account in any pro-
22 vision of law shall in this fiscal year, and each fiscal
23 year thereafter, be construed to include the “Diplo-
24 matic Programs” account.

1 CAPITAL INVESTMENT FUND

2 For necessary expenses of the Capital Investment
3 Fund, as authorized, \$140,000,000 (reduced by
4 \$500,000), to remain available until expended.

5 OFFICE OF INSPECTOR GENERAL

6 For necessary expenses of the Office of Inspector
7 General, \$90,829,000, notwithstanding section 209(a)(1)
8 of the Foreign Service Act of 1980 (22 U.S.C.
9 3929(a)(1)), as it relates to post inspections: *Provided*,
10 That of the funds appropriated by this paragraph,
11 \$13,624,000 may remain available until September 30,
12 2021.

13 In addition, for the Special Inspector General for Af-
14 ghanistan Reconstruction (SIGAR) for reconstruction
15 oversight, \$54,900,000, which is designated by the Con-
16 gress for Overseas Contingency Operations/Global War on
17 Terrorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
18 anced Budget and Emergency Deficit Control Act of 1985,
19 of which up to \$8,235,000 may remain available until Sep-
20 tember 30, 2021.

21 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

22 For expenses of educational and cultural exchange
23 programs, as authorized, \$730,000,000, to remain avail-
24 able until expended, of which not less than \$272,000,000
25 shall be for the Fulbright Program and not less than

1 \$111,961,000 shall be for Citizen Exchange Program:
2 *Provided*, That fees or other payments received from, or
3 in connection with, English teaching, educational advising
4 and counseling programs, and exchange visitor programs
5 as authorized may be credited to this account, to remain
6 available until expended: *Provided further*, That a portion
7 of the Fulbright awards from the Eurasia and Central
8 Asia regions shall be designated as Edmund S. Muskie
9 Fellowships, following consultation with the Committees
10 on Appropriations: *Provided further*, That any substantive
11 modifications from the prior fiscal year to programs fund-
12 ed by this Act under this heading shall be subject to prior
13 consultation with, and the regular notification procedures
14 of, the Committees on Appropriations.

15 REPRESENTATION EXPENSES

16 For representation expenses as authorized,
17 \$7,212,000.

18 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

19 For expenses, not otherwise provided, to enable the
20 Secretary of State to provide for extraordinary protective
21 services, as authorized, \$30,890,000, to remain available
22 until September 30, 2021.

23 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

24 For necessary expenses for carrying out the Foreign
25 Service Buildings Act of 1926 (22 U.S.C. 292 et seq.),

1 preserving, maintaining, repairing, and planning for real
2 property that are owned or leased by the Department of
3 State, and renovating, in addition to funds otherwise avail-
4 able, the Harry S Truman Building, \$781,562,000, to re-
5 main available until September 30, 2024, of which not to
6 exceed \$25,000 may be used for overseas representation
7 expenses as authorized: *Provided*, That none of the funds
8 appropriated in this paragraph shall be available for acqui-
9 sition of furniture, furnishings, or generators for other de-
10 partments and agencies of the United States Government.

11 In addition, for the costs of worldwide security up-
12 grades, acquisition, and construction as authorized,
13 \$1,205,649,000, to remain available until expended, of
14 which \$424,087,000 is designated by the Congress for
15 Overseas Contingency Operations/Global War on Ter-
16 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
17 anced Budget and Emergency Deficit Control Act of 1985.

18 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR

19 SERVICE

20 For necessary expenses to enable the Secretary of
21 State to meet unforeseen emergencies arising in the Diplo-
22 matic and Consular Service, as authorized, \$7,885,000, to
23 remain available until expended, of which not to exceed
24 \$1,000,000 may be transferred to, and merged with, funds

1 appropriated by this Act under the heading “Repatriation
2 Loans Program Account”.

3 REPATRIATION LOANS PROGRAM ACCOUNT

4 For the cost of direct loans, \$1,300,000, as author-
5 ized: *Provided*, That such costs, including the cost of
6 modifying such loans, shall be as defined in section 502
7 of the Congressional Budget Act of 1974: *Provided fur-*
8 *ther*, That such funds are available to subsidize gross obli-
9 gations for the principal amount of direct loans not to ex-
10 ceed \$5,563,619.

11 PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

12 For necessary expenses to carry out the Taiwan Rela-
13 tions Act (Public Law 96–8), \$31,963,000.

14 INTERNATIONAL CENTER, WASHINGTON, DISTRICT OF
15 COLUMBIA

16 Not to exceed \$1,806,600 shall be derived from fees
17 collected from other executive agencies for lease or use of
18 facilities at the International Center in accordance with
19 section 4 of the International Center Act (Public Law 90–
20 553), and, in addition, as authorized by section 5 of such
21 Act, \$743,000, to be derived from the reserve authorized
22 by such section, to be used for the purposes set out in
23 that section.

1 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
2 DISABILITY FUND

3 For payment to the Foreign Service Retirement and
4 Disability Fund, as authorized, \$158,900,000.

5 INTERNATIONAL ORGANIZATIONS

6 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

7 For necessary expenses, not otherwise provided for,
8 to meet annual obligations of membership in international
9 multilateral organizations, pursuant to treaties ratified
10 pursuant to the advice and consent of the Senate, conven-
11 tions, or specific Acts of Congress, \$1,520,285,000, of
12 which \$96,240,000 is designated by the Congress for
13 Overseas Contingency Operations/Global War on Ter-
14 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
15 anced Budget and Emergency Deficit Control Act of 1985:
16 *Provided*, That the Secretary of State shall, at the time
17 of the submission of the President's budget to Congress
18 under section 1105(a) of title 31, United States Code,
19 transmit to the Committees on Appropriations the most
20 recent biennial budget prepared by the United Nations for
21 the operations of the United Nations: *Provided further*,
22 That any payment of arrearages under this heading shall
23 be directed to activities that are mutually agreed upon by
24 the United States and the respective international organi-
25 zation and shall be subject to the regular notification pro-

1 cedures of the Committees on Appropriations: *Provided*
2 *further*, That none of the funds appropriated under this
3 heading shall be available for a United States contribution
4 to an international organization for the United States
5 share of interest costs made known to the United States
6 Government by such organization for loans incurred on
7 or after October 1, 1984, through external borrowings.

8 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING
9 ACTIVITIES

10 For necessary expenses to pay assessed and other ex-
11 penses of international peacekeeping activities directed to
12 the maintenance or restoration of international peace and
13 security, \$2,128,414,000, of which \$988,656,000 is des-
14 ignated by the Congress for Overseas Contingency Oper-
15 ations/Global War on Terrorism pursuant to section
16 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
17 Deficit Control Act of 1985: *Provided*, That of the funds
18 made available under this heading up to \$1,159,620,000
19 may remain available until September 30, 2021: *Provided*
20 *further*, That none of the funds made available by this Act
21 shall be obligated or expended for any new or expanded
22 United Nations peacekeeping mission unless, at least 15
23 days in advance of voting for such mission in the United
24 Nations Security Council (or in an emergency as far in
25 advance as is practicable), the Committees on Appropria-

1 tions are notified of: (1) the estimated cost and duration
2 of the mission, the objectives of the mission, the national
3 interest that will be served, and the exit strategy; and (2)
4 the sources of funds, including any reprogrammings or
5 transfers, that will be used to pay the cost of the new or
6 expanded mission, and the estimated cost in future fiscal
7 years: *Provided further*, That none of the funds appro-
8 priated under this heading may be made available for obli-
9 gation unless the Secretary of State certifies and reports
10 to the Committees on Appropriations on a peacekeeping
11 mission-by-mission basis that the United Nations is imple-
12 menting effective policies and procedures to prevent
13 United Nations employees, contractor personnel, and
14 peacekeeping troops serving in such mission from traf-
15 ficking in persons, exploiting victims of trafficking, or
16 committing acts of sexual exploitation and abuse or other
17 violations of human rights, and to hold accountable indi-
18 viduals who engage in such acts while participating in
19 such mission, including prosecution in their home coun-
20 tries and making information about such prosecutions
21 publicly available on the website of the United Nations:
22 *Provided further*, That the Secretary of State shall work
23 with the United Nations and foreign governments contrib-
24 uting peacekeeping troops to implement effective vetting
25 procedures to ensure that such troops have not violated

1 human rights: *Provided further*, That funds shall be avail-
2 able for peacekeeping expenses unless the Secretary of
3 State determines that United States manufacturers and
4 suppliers are not being given opportunities to provide
5 equipment, services, and material for United Nations
6 peacekeeping activities equal to those being given to for-
7 eign manufacturers and suppliers: *Provided further*, That
8 none of the funds appropriated or otherwise made avail-
9 able under this heading may be used for any United Na-
10 tions peacekeeping mission that will involve United States
11 Armed Forces under the command or operational control
12 of a foreign national, unless the President's military advi-
13 sors have submitted to the President a recommendation
14 that such involvement is in the national interest of the
15 United States and the President has submitted to Con-
16 gress such a recommendation: *Provided further*, That the
17 Secretary of State shall work with the United Nations and
18 members of the United Nations Security Council to evalu-
19 ate and prioritize peacekeeping missions, and to consider
20 a draw down when mission goals have been substantially
21 achieved: *Provided further*, That, of the amounts appro-
22 priated under this heading, not less than \$478,994,000
23 shall be disbursed to the United Nations not later than
24 45 days after the enactment of this Act for the remaining
25 amounts necessary to pay in full for fiscal years 2017 and

1 2018 the United States share of the cost of international
2 peacekeeping activities in accordance with section
3 404(b)(2)(B) of the Foreign Relations Authorization Act,
4 Fiscal Years 1994 and 1995, (22 U.S.C. 287e note), as
5 amended by section 7048(h) of this Act.

6 INTERNATIONAL COMMISSIONS

7 For necessary expenses, not otherwise provided for,
8 to meet obligations of the United States arising under
9 treaties, or specific Acts of Congress, as follows:

10 INTERNATIONAL BOUNDARY AND WATER COMMISSION,

11 UNITED STATES AND MEXICO

12 For necessary expenses for the United States Section
13 of the International Boundary and Water Commission,
14 United States and Mexico, and to comply with laws appli-
15 cable to the United States Section, including not to exceed
16 \$6,000 for representation expenses; as follows:

17 SALARIES AND EXPENSES

18 For salaries and expenses, not otherwise provided for,
19 \$48,170,000.

20 CONSTRUCTION

21 For detailed plan preparation and construction of au-
22 thorized projects, \$29,400,000 (reduced by \$4,000,000)
23 (increased by \$4,000,000), to remain available until ex-
24 pended, as authorized.

1 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

2 For necessary expenses, not otherwise provided, for
3 the International Joint Commission and the International
4 Boundary Commission, United States and Canada, as au-
5 thorized by treaties between the United States and Can-
6 ada or Great Britain, and the Border Environment Co-
7 operation Commission as authorized by the North Amer-
8 ican Free Trade Agreement Implementation Act (Public
9 Law 103–182), \$12,732,000: *Provided*, That of the
10 amount provided under this heading for the International
11 Joint Commission, up to \$500,000 may remain available
12 until September 30, 2021, and \$9,000 may be made avail-
13 able for representation expenses: *Provided further*, That
14 of the amount provided under this heading for the Inter-
15 national Boundary Commission, \$1,000 may be made
16 available for representation expenses.

17 INTERNATIONAL FISHERIES COMMISSIONS

18 For necessary expenses for international fisheries
19 commissions, not otherwise provided for, as authorized by
20 law, \$51,058,000 (increased by \$500,000): *Provided*, That
21 the United States share of such expenses may be advanced
22 to the respective commissions pursuant to section 3324
23 of title 31, United States Code.

1 RELATED AGENCY

2 UNITED STATES AGENCY FOR GLOBAL MEDIA

3 INTERNATIONAL BROADCASTING OPERATIONS

4 For necessary expenses to enable the United States
5 Agency for Global Media (USAGM), as authorized, to
6 carry out international communication activities, and to
7 make and supervise grants for radio, Internet, and tele-
8 vision broadcasting to the Middle East, \$798,196,000 (in-
9 creased by \$500,000): *Provided*, That in addition to
10 amounts otherwise available for such purposes, up to
11 \$34,508,000 of the amount appropriated under this head-
12 ing may remain available until expended for satellite
13 transmissions and Internet freedom programs, of which
14 not less than \$13,800,000 shall be for Internet freedom
15 programs: *Provided further*, That of the total amount ap-
16 propriated under this heading, not to exceed \$35,000 may
17 be used for representation expenses, of which \$10,000
18 may be used for such expenses within the United States
19 as authorized, and not to exceed \$30,000 may be used
20 for representation expenses of Radio Free Europe/Radio
21 Liberty: *Provided further*, That the USAGM shall notify
22 the Committees on Appropriations within 15 days of any
23 determination by the USAGM that any of its broadcast
24 entities, including its grantee organizations, provides an
25 open platform for international terrorists or those who

1 support international terrorism, or is in violation of the
2 principles and standards set forth in subsections (a) and
3 (b) of section 303 of the United States International
4 Broadcasting Act of 1994 (22 U.S.C. 6202) or the entity's
5 journalistic code of ethics: *Provided further*, That in addi-
6 tion to funds made available under this heading, and not-
7 withstanding any other provision of law, up to \$5,000,000
8 in receipts from advertising and revenue from business
9 ventures, up to \$500,000 in receipts from cooperating
10 international organizations, and up to \$1,000,000 in re-
11 ceipts from privatization efforts of the Voice of America
12 and the International Broadcasting Bureau, shall remain
13 available until expended for carrying out authorized pur-
14 poses: *Provided further*, That any reference to the "Broad-
15 casting Board of Governors" or "BBG", including in any
16 account providing amounts to the Broadcasting Board of
17 Governors, in any Act making appropriations for the De-
18 partment of State, foreign operations, and related pro-
19 grams enacted before, on, or after the date of the enact-
20 ment of this Act shall for this fiscal year, and any fiscal
21 year thereafter, be construed to mean the "United States
22 Agency for Global Media" or "USAGM", respectively.

23 BROADCASTING CAPITAL IMPROVEMENTS

24 For the purchase, rent, construction, repair, preser-
25 vation, and improvement of facilities for radio, television,

1 and digital transmission and reception; the purchase, rent,
2 and installation of necessary equipment for radio, tele-
3 vision, and digital transmission and reception, as author-
4 ized; and physical security worldwide, in addition to
5 amounts otherwise available for such purposes,
6 \$9,700,000, to remain available until expended, as author-
7 ized.

8 RELATED PROGRAMS

9 THE ASIA FOUNDATION

10 For a grant to The Asia Foundation, as authorized
11 by The Asia Foundation Act (22 U.S.C. 4402),
12 \$19,000,000, to remain available until expended: *Pro-*
13 *vided*, That funds appropriated under this heading shall
14 be apportioned and obligated to the Foundation not later
15 than 60 days after enactment of this Act.

16 UNITED STATES INSTITUTE OF PEACE

17 For necessary expenses of the United States Institute
18 of Peace, as authorized by the United States Institute of
19 Peace Act (22 U.S.C. 4601 et seq.), \$38,634,000, to re-
20 main available until September 30, 2021, which shall not
21 be used for construction activities.

22 CENTER FOR MIDDLE EASTERN-WESTERN DIALOGUE

23 TRUST FUND

24 For necessary expenses of the Center for Middle
25 Eastern-Western Dialogue Trust Fund, as authorized by

1 section 633 of the Departments of Commerce, Justice, and
2 State, the Judiciary, and Related Agencies Appropriations
3 Act, 2004 (22 U.S.C. 2078), the total amount of the inter-
4 est and earnings accruing to such Fund on or before Sep-
5 tember 30, 2020, to remain available until expended.

6 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

7 For necessary expenses of Eisenhower Exchange Fel-
8 lowships, Incorporated, as authorized by sections 4 and
9 5 of the Eisenhower Exchange Fellowship Act of 1990 (20
10 U.S.C. 5204–5205), all interest and earnings accruing to
11 the Eisenhower Exchange Fellowship Program Trust
12 Fund on or before September 30, 2020, to remain avail-
13 able until expended: *Provided*, That none of the funds ap-
14 propriated herein shall be used to pay any salary or other
15 compensation, or to enter into any contract providing for
16 the payment thereof, in excess of the rate authorized by
17 section 5376 of title 5, United States Code; or for pur-
18 poses which are not in accordance with section 200 of title
19 2 of the Code of Federal Regulations, including the re-
20 strictions on compensation for personal services.

21 ISRAELI ARAB SCHOLARSHIP PROGRAM

22 For necessary expenses of the Israeli Arab Scholar-
23 ship Program, as authorized by section 214 of the Foreign
24 Relations Authorization Act, Fiscal Years 1992 and 1993
25 (22 U.S.C. 2452 note), all interest and earnings accruing

1 to the Israeli Arab Scholarship Fund on or before Sep-
2 tember 30, 2020, to remain available until expended.

3 EAST-WEST CENTER

4 To enable the Secretary of State to provide for car-
5 rying out the provisions of the Center for Cultural and
6 Technical Interchange Between East and West Act of
7 1960, by grant to the Center for Cultural and Technical
8 Interchange Between East and West in the State of Ha-
9 waii, \$16,700,000: *Provided*, That funds appropriated
10 under this heading shall be apportioned and obligated to
11 the Center not later than 60 days after enactment of this
12 Act.

13 NATIONAL ENDOWMENT FOR DEMOCRACY

14 For grants made by the Department of State to the
15 National Endowment for Democracy, as authorized by the
16 National Endowment for Democracy Act (22 U.S.C.
17 4412), \$180,000,000, to remain available until expended,
18 of which \$117,500,000 shall be allocated in the traditional
19 and customary manner, including for the core institutes,
20 and \$62,500,000 shall be for democracy programs: *Pro-*
21 *vided*, That the requirements of section 7061(a) of this
22 Act shall not apply to funds made available under this
23 heading: *Provided further*, That funds appropriated under
24 this heading shall be apportioned and obligated to the En-

1 dowment not later than 30 days after enactment of this
2 Act.

3 OTHER COMMISSIONS

4 COMMISSION FOR THE PRESERVATION OF AMERICA'S 5 HERITAGE ABROAD

6 SALARIES AND EXPENSES

7 For necessary expenses for the Commission for the
8 Preservation of America's Heritage Abroad, \$642,000, as
9 authorized by chapter 3123 of title 54, United States
10 Code: *Provided*, That the Commission may procure tem-
11 porary, intermittent, and other services notwithstanding
12 paragraph (3) of section 312304(b) of such chapter: *Pro-*
13 *vided further*, That such authority shall terminate on Oc-
14 tober 1, 2020: *Provided further*, That the Commission
15 shall notify the Committees on Appropriations prior to ex-
16 ercising such authority.

17 UNITED STATES COMMISSION ON INTERNATIONAL

18 RELIGIOUS FREEDOM

19 SALARIES AND EXPENSES

20 For necessary expenses for the United States Com-
21 mission on International Religious Freedom (USCIRF),
22 as authorized by title II of the International Religious
23 Freedom Act of 1998 (22 U.S.C. 6431 et seq.),
24 \$4,500,000, to remain available until September 30, 2021,

1 including not more than \$4,000 for representation ex-
2 penses.

3 COMMISSION ON SECURITY AND COOPERATION IN
4 EUROPE
5 SALARIES AND EXPENSES

6 For necessary expenses of the Commission on Secu-
7 rity and Cooperation in Europe, as authorized by Public
8 Law 94–304 (22 U.S.C. 3001 et seq.), \$2,579,000, includ-
9 ing not more than \$4,000 for representation expenses, to
10 remain available until September 30, 2021.

11 CONGRESSIONAL-EXECUTIVE COMMISSION ON THE
12 PEOPLE’S REPUBLIC OF CHINA
13 SALARIES AND EXPENSES

14 For necessary expenses of the Congressional-Execu-
15 tive Commission on the People’s Republic of China, as au-
16 thorized by title III of the U.S.-China Relations Act of
17 2000 (22 U.S.C. 6911 et seq.), \$2,000,000, including not
18 more than \$3,000 for representation expenses, to remain
19 available until September 30, 2021.

20 UNITED STATES-CHINA ECONOMIC AND SECURITY
21 REVIEW COMMISSION
22 SALARIES AND EXPENSES

23 For necessary expenses of the United States-China
24 Economic and Security Review Commission, as authorized
25 by section 1238 of the Floyd D. Spence National Defense

1 Authorization Act for Fiscal Year 2001 (22 U.S.C. 7002),
2 \$3,500,000, including not more than \$4,000 for represen-
3 tation expenses, to remain available until September 30,
4 2021: *Provided*, That the authorities, requirements, limi-
5 tations, and conditions contained in the second through
6 sixth provisos under this heading in the Department of
7 State, Foreign Operations, and Related Programs Appro-
8 priations Act, 2010 (division F of Public Law 111–117)
9 shall continue in effect during fiscal year 2020 and shall
10 apply to funds appropriated under this heading as if in-
11 cluded in this Act.

12 WESTERN HEMISPHERE DRUG POLICY COMMISSION

13 SALARIES AND EXPENSES

14 For necessary expenses of the Western Hemisphere
15 Drug Policy Commission, as authorized by title VI of the
16 Department of State Authorities Act, Fiscal Year 2017
17 (Public Law 114–323), \$500,000 to remain available until
18 September 30, 2021.

19 TITLE II

20 UNITED STATES AGENCY FOR INTERNATIONAL

21 DEVELOPMENT

22 FUNDS APPROPRIATED TO THE PRESIDENT

23 OPERATING EXPENSES

24 For necessary expenses to carry out the provisions
25 of section 667 of the Foreign Assistance Act of 1961,

1 \$1,404,756,000, of which up to \$210,713,000 may remain
2 available until September 30, 2021: *Provided*, That none
3 of the funds appropriated under this heading and under
4 the heading “Capital Investment Fund” in this title may
5 be made available to finance the construction (including
6 architect and engineering services), purchase, or long-term
7 lease of offices for use by the United States Agency for
8 International Development, unless the USAID Adminis-
9 trator has identified such proposed use of funds in a re-
10 port submitted to the Committees on Appropriations at
11 least 15 days prior to the obligation of funds for such pur-
12 poses: *Provided further*, That contracts or agreements en-
13 tered into with funds appropriated under this heading may
14 entail commitments for the expenditure of such funds
15 through the following fiscal year: *Provided further*, That
16 the authority of sections 610 and 109 of the Foreign As-
17 sistance Act of 1961 may be exercised by the Secretary
18 of State to transfer funds appropriated to carry out chap-
19 ter 1 of part I of such Act to “Operating Expenses” in
20 accordance with the provisions of those sections: *Provided*
21 *further*, That of the funds appropriated or made available
22 under this heading, not to exceed \$250,000 may be avail-
23 able for representation and entertainment expenses, of
24 which not to exceed \$5,000 may be available for entertain-
25 ment expenses, and not to exceed \$100,500 shall be for

1 official residence expenses, for USAID during the current
2 fiscal year.

3 CAPITAL INVESTMENT FUND

4 For necessary expenses for overseas construction and
5 related costs, and for the procurement and enhancement
6 of information technology and related capital investments,
7 pursuant to section 667 of the Foreign Assistance Act of
8 1961, \$210,300,000, to remain available until expended:
9 *Provided*, That this amount is in addition to funds other-
10 wise available for such purposes: *Provided further*, That
11 funds appropriated under this heading shall be available
12 subject to the regular notification procedures of the Com-
13 mittees on Appropriations.

14 OFFICE OF INSPECTOR GENERAL

15 For necessary expenses to carry out the provisions
16 of section 667 of the Foreign Assistance Act of 1961,
17 \$75,500,000, of which up to \$11,325,000 may remain
18 available until September 30, 2021, for the Office of In-
19 spector General of the United States Agency for Inter-
20 national Development.

1 TITLE III
2 BILATERAL ECONOMIC ASSISTANCE
3 FUNDS APPROPRIATED TO THE PRESIDENT

4 For necessary expenses to enable the President to
5 carry out the provisions of the Foreign Assistance Act of
6 1961, and for other purposes, as follows:

7 GLOBAL HEALTH PROGRAMS

8 For necessary expenses to carry out the provisions
9 of chapters 1 and 10 of part I of the Foreign Assistance
10 Act of 1961, for global health activities, in addition to
11 funds otherwise available for such purposes,
12 \$3,366,500,000 (increased by \$1,000,000) (reduced by
13 \$1,000,000), to remain available until September 30,
14 2021, and which shall be apportioned directly to the
15 United States Agency for International Development not
16 later than 30 days after enactment of this Act: *Provided*,
17 That this amount shall be made available for training,
18 equipment, and technical assistance to build the capacity
19 of public health institutions and organizations in devel-
20 oping countries, and for such activities as: (1) child sur-
21 vival and maternal health programs; (2) immunization and
22 oral rehydration programs; (3) other health, nutrition,
23 water and sanitation programs which directly address the
24 needs of mothers and children, and related education pro-
25 grams; (4) assistance for children displaced or orphaned

1 by causes other than AIDS; (5) programs for the preven-
2 tion, treatment, control of, and research on HIV/AIDS,
3 tuberculosis, polio, malaria, and other infectious diseases
4 including neglected tropical diseases, and for assistance to
5 communities severely affected by HIV/AIDS, including
6 children infected or affected by AIDS; (6) disaster pre-
7 paredness training for health crises; (7) programs to pre-
8 vent, prepare for, and respond to, unanticipated and
9 emerging global health threats; and (8) family planning/
10 reproductive health: *Provided further*, That funds appro-
11 priated under this paragraph may be made available for
12 a United States contribution to The GAVI Alliance: *Pro-*
13 *vided further*, That none of the funds made available in
14 this Act nor any unobligated balances from prior appro-
15 priations Acts may be made available to any organization
16 or program which, as determined by the President of the
17 United States, supports or participates in the manage-
18 ment of a program of coercive abortion or involuntary
19 sterilization: *Provided further*, That any determination
20 made under the previous proviso must be made not later
21 than 6 months after the date of enactment of this Act,
22 and must be accompanied by the evidence and criteria uti-
23 lized to make the determination: *Provided further*, That
24 none of the funds made available under this Act may be
25 used to pay for the performance of abortion as a method

1 of family planning or to motivate or coerce any person
2 to practice abortions: *Provided further*, That nothing in
3 this paragraph shall be construed to alter any existing
4 statutory prohibitions against abortion under section 104
5 of the Foreign Assistance Act of 1961: *Provided further*,
6 That none of the funds made available under this Act may
7 be used to lobby for or against abortion: *Provided further*,
8 That in order to reduce reliance on abortion in developing
9 nations, funds shall be available only to voluntary family
10 planning projects which offer, either directly or through
11 referral to, or information about access to, a broad range
12 of family planning methods and services, and that any
13 such voluntary family planning project shall meet the fol-
14 lowing requirements: (1) service providers or referral
15 agents in the project shall not implement or be subject
16 to quotas, or other numerical targets, of total number of
17 births, number of family planning acceptors, or acceptors
18 of a particular method of family planning (this provision
19 shall not be construed to include the use of quantitative
20 estimates or indicators for budgeting and planning pur-
21 poses); (2) the project shall not include payment of incen-
22 tives, bribes, gratuities, or financial reward to: (A) an indi-
23 vidual in exchange for becoming a family planning accep-
24 tor; or (B) program personnel for achieving a numerical
25 target or quota of total number of births, number of fam-

1 ily planning acceptors, or acceptors of a particular method
2 of family planning; (3) the project shall not deny any right
3 or benefit, including the right of access to participate in
4 any program of general welfare or the right of access to
5 health care, as a consequence of any individual's decision
6 not to accept family planning services; (4) the project shall
7 provide family planning acceptors comprehensible infor-
8 mation on the health benefits and risks of the method cho-
9 sen, including those conditions that might render the use
10 of the method inadvisable and those adverse side effects
11 known to be consequent to the use of the method; and
12 (5) the project shall ensure that experimental contracep-
13 tive drugs and devices and medical procedures are pro-
14 vided only in the context of a scientific study in which
15 participants are advised of potential risks and benefits;
16 and, not less than 60 days after the date on which the
17 USAID Administrator determines that there has been a
18 violation of the requirements contained in paragraph (1),
19 (2), (3), or (5) of this proviso, or a pattern or practice
20 of violations of the requirements contained in paragraph
21 (4) of this proviso, the Administrator shall submit to the
22 Committees on Appropriations a report containing a de-
23 scription of such violation and the corrective action taken
24 by the Agency: *Provided further*, That in awarding grants
25 for natural family planning under section 104 of the For-

1 eign Assistance Act of 1961 no applicant shall be discrimi-
2 nated against because of such applicant’s religious or con-
3 scientious commitment to offer only natural family plan-
4 ning; and, additionally, all such applicants shall comply
5 with the requirements of the previous proviso: *Provided*
6 *further*, That for purposes of this or any other Act author-
7 izing or appropriating funds for the Department of State,
8 foreign operations, and related programs, the term “moti-
9 vate”, as it relates to family planning assistance, shall not
10 be construed to prohibit the provision, consistent with
11 local law, of information or counseling about all pregnancy
12 options: *Provided further*, That information provided
13 about the use of condoms as part of projects or activities
14 that are funded from amounts appropriated by this Act
15 shall be medically accurate and shall include the public
16 health benefits and failure rates of such use.

17 In addition, for necessary expenses to carry out the
18 provisions of the Foreign Assistance Act of 1961 for the
19 prevention, treatment, and control of, and research on,
20 HIV/AIDS, \$5,930,000,000, to remain available until
21 September 30, 2024, which shall be apportioned directly
22 to the Department of State not later than 30 days after
23 enactment of this Act: *Provided*, That funds appropriated
24 under this paragraph may be made available, notwith-
25 standing any other provision of law, except for the United

1 States Leadership Against HIV/AIDS, Tuberculosis, and
2 Malaria Act of 2003 (Public Law 108–25), for a United
3 States contribution to the Global Fund to Fight AIDS,
4 Tuberculosis and Malaria (Global Fund): *Provided further*,
5 That the amount of such contribution shall be
6 \$1,560,000,000 and shall be for the first installment of
7 the sixth replenishment: *Provided further*, That up to 5
8 percent of the aggregate amount of funds made available
9 to the Global Fund in fiscal year 2020 may be made avail-
10 able to USAID for technical assistance related to the ac-
11 tivities of the Global Fund, subject to the regular notifica-
12 tion procedures of the Committees on Appropriations: *Pro-*
13 *vided further*, That of the funds appropriated under this
14 paragraph, up to \$17,000,000 may be made available, in
15 addition to amounts otherwise available for such purposes,
16 for administrative expenses of the Office of the United
17 States Global AIDS Coordinator.

18 DEVELOPMENT ASSISTANCE

19 For necessary expenses to carry out the provisions
20 of sections 103, 105, 106, 214, and sections 251 through
21 255, and chapter 10 of part I of the Foreign Assistance
22 Act of 1961, \$4,164,867,000 (reduced by \$5,000,000) (in-
23 creased by \$5,000,000), to remain available until Sep-
24 tember 30, 2021: *Provided*, That funds made available
25 under this heading shall be apportioned directly to the

1 United States Agency for International Development not
2 later than 30 days after enactment of this Act.

3 INTERNATIONAL DISASTER ASSISTANCE

4 For necessary expenses to carry out the provisions
5 of section 491 of the Foreign Assistance Act of 1961 for
6 international disaster relief, rehabilitation, and recon-
7 struction assistance, \$4,435,312,000, to remain available
8 until expended, of which \$1,733,980,000 is designated by
9 the Congress for Overseas Contingency Operations/Global
10 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
11 the Balanced Budget and Emergency Deficit Control Act
12 of 1985: *Provided*, That funds made available under this
13 heading shall be apportioned to the United States Agency
14 for International Development not later than 30 days after
15 enactment of this Act.

16 TRANSITION INITIATIVES

17 For necessary expenses for international disaster re-
18 habilitation and reconstruction assistance administered by
19 the Office of Transition Initiatives, United States Agency
20 for International Development, pursuant to section 491 of
21 the Foreign Assistance Act of 1961, \$92,043,000, to re-
22 main available until expended, to support transition to de-
23 mocracy and long-term development of countries in crisis:
24 *Provided*, That if the Secretary of State determines that
25 it is important to the national interest of the United

1 States to provide transition assistance in excess of the
2 amount appropriated under this heading, up to
3 \$15,000,000 of the funds appropriated by this Act to
4 carry out the provisions of part I of the Foreign Assist-
5 ance Act of 1961 may be used for purposes of this heading
6 and under the authorities applicable to funds appropriated
7 under this heading: *Provided further*, That funds made
8 available pursuant to the previous proviso shall be made
9 available subject to prior consultation with the Committees
10 on Appropriations.

11 **COMPLEX CRISES FUND**

12 For necessary expenses to carry out the provisions
13 of the Foreign Assistance Act of 1961 to support pro-
14 grams and activities administered by the United States
15 Agency for International Development to prevent or re-
16 spond to emerging or unforeseen foreign challenges and
17 complex crises overseas, \$30,000,000, to remain available
18 until expended: *Provided*, That funds appropriated under
19 this heading may be made available on such terms and
20 conditions as are appropriate and necessary for the pur-
21 poses of preventing or responding to such challenges and
22 crises, except that no funds shall be made available for
23 lethal assistance or to respond to natural disasters: *Pro-*
24 *vided further*, That funds appropriated under this heading
25 may be made available notwithstanding any other provi-

1 sion of law, except sections 7007, 7008, and 7018 of this
2 Act and section 620M of the Foreign Assistance Act of
3 1961: *Provided further*, That funds appropriated under
4 this heading may be used for administrative expenses, in
5 addition to funds otherwise available for such purposes,
6 except that such expenses may not exceed 5 percent of
7 the funds appropriated under this heading: *Provided fur-*
8 *ther*, That funds appropriated under this heading shall be
9 apportioned to USAID not later than 30 days after enact-
10 ment of this Act: *Provided further*, That funds appro-
11 priated under this heading shall be subject to the regular
12 notification procedures of the Committees on Appropria-
13 tions, except that such notifications shall be transmitted
14 at least 5 days prior to the obligation of funds.

15 DEMOCRACY FUND

16 For necessary expenses to carry out the provisions
17 of the Foreign Assistance Act of 1961 for the promotion
18 of democracy globally, including to carry out the purposes
19 of section 502(b)(3) and (5) of Public Law 98–164 (22
20 U.S.C. 4411), \$172,700,000, to remain available until
21 September 30, 2021, which shall be made available for the
22 Human Rights and Democracy Fund of the Bureau of De-
23 mocracy, Human Rights, and Labor, Department of
24 State: *Provided*, That funds appropriated under this head-
25 ing that are made available to the National Endowment

1 for Democracy and its core institutes are in addition to
2 amounts otherwise available by this Act for such purposes:
3 *Provided further*, That the Assistant Secretary for Democ-
4 racy, Human Rights, and Labor, Department of State,
5 shall consult with the Committees on Appropriations prior
6 to the initial obligation of funds appropriated under this
7 paragraph.

8 For an additional amount for such purposes,
9 \$101,000,000, to remain available until September 30,
10 2021, which shall be made available for the Bureau for
11 Democracy, Conflict, and Humanitarian Assistance,
12 United States Agency for International Development.

13 ASSISTANCE FOR EUROPE, EURASIA AND CENTRAL ASIA

14 For necessary expenses to carry out the provisions
15 of the Foreign Assistance Act of 1961, the FREEDOM
16 Support Act (Public Law 102–511), and the Support for
17 Eastern European Democracy (SEED) Act of 1989 (Pub-
18 lic Law 101–179), \$770,334,000 (increased by
19 \$40,000,000) (reduced by \$40,000,000) (increased by
20 \$1,500,000) (reduced by \$1,500,000), to remain available
21 until September 30, 2021, which shall be available, not-
22 withstanding any other provision of law, except section
23 7046 of this Act, for assistance and related programs for
24 countries identified in section 3 of Public Law 102–511
25 (22 U.S.C. 5801) and section 3(c) of Public Law 101–

1 179 (22 U.S.C. 5402), in addition to funds otherwise
2 available for such purposes: *Provided*, That funds appro-
3 priated by this Act under the headings “Global Health
4 Programs”, “Development Assistance”, “Economic Sup-
5 port Fund”, and “International Narcotics Control and
6 Law Enforcement” that are made available for assistance
7 for such countries shall be administered in accordance
8 with the responsibilities of the coordinator designated pur-
9 suant to section 102 of Public Law 102–511 and section
10 601 of Public Law 101–179: *Provided further*, That funds
11 appropriated under this heading shall be considered to be
12 economic assistance under the Foreign Assistance Act of
13 1961 for purposes of making available the administrative
14 authorities contained in that Act for the use of economic
15 assistance: *Provided further*, That funds appropriated
16 under this heading may be made available for contribu-
17 tions to multilateral initiatives to counter hybrid threats:
18 *Provided further*, That any notification of funds made
19 available under this heading in this Act or prior Acts mak-
20 ing appropriations for the Department of State, foreign
21 operations, and related programs shall include information
22 (if known on the date of transmittal of such notification)
23 on the use of notwithstanding authority: *Provided further*,
24 That if subsequent to the notification of assistance it be-
25 comes necessary to rely on notwithstanding authority, the

1 Committees on Appropriations should be informed at the
2 earliest opportunity and to the extent practicable.

3 DEPARTMENT OF STATE

4 MIGRATION AND REFUGEE ASSISTANCE

5 For necessary expenses not otherwise provided for,
6 to enable the Secretary of State to carry out the provisions
7 of section 2(a) and (b) of the Migration and Refugee As-
8 sistance Act of 1962, and other activities to meet refugee
9 and migration needs; salaries and expenses of personnel
10 and dependents as authorized by the Foreign Service Act
11 of 1980; allowances as authorized by sections 5921
12 through 5925 of title 5, United States Code; purchase and
13 hire of passenger motor vehicles; and services as author-
14 ized by section 3109 of title 5, United States Code,
15 \$3,532,000,000 (reduced by \$2,000,000) (increased by
16 \$2,000,000), to remain available until expended, of which
17 \$1,400,124,000 is designated by the Congress for Over-
18 seas Contingency Operations/Global War on Terrorism
19 pursuant to section 251(b)(2)(A)(ii) of the Balanced
20 Budget and Emergency Deficit Control Act of 1985: *Pro-*
21 *vided*, That not less than \$35,000,000 shall be made avail-
22 able to respond to small-scale emergency humanitarian re-
23 quirements, and \$5,000,000 shall be made available for
24 refugees resettling in Israel.

1 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
2 ASSISTANCE FUND

3 For necessary expenses to carry out the provisions
4 of section 2(c) of the Migration and Refugee Assistance
5 Act of 1962, as amended (22 U.S.C. 2601(c)),
6 \$1,000,000, to remain available until expended: *Provided*,
7 That amounts in excess of the limitation contained in
8 paragraph (2) of such section shall be transferred to, and
9 merged with, funds made available by this Act under the
10 heading “Migration and Refugee Assistance”.

11 INDEPENDENT AGENCIES

12 PEACE CORPS

13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses to carry out the provisions
15 of the Peace Corps Act (22 U.S.C. 2501 et seq.), including
16 the purchase of not to exceed five passenger motor vehicles
17 for administrative purposes for use outside of the United
18 States, \$425,000,000, of which \$6,330,000 is for the Of-
19 fice of Inspector General, to remain available until Sep-
20 tember 30, 2021: *Provided*, That the Director of the Peace
21 Corps may transfer to the Foreign Currency Fluctuations
22 Account, as authorized by section 16 of the Peace Corps
23 Act (22 U.S.C. 2515), an amount not to exceed
24 \$5,000,000: *Provided further*, That funds transferred pur-
25 suant to the previous proviso may not be derived from

1 amounts made available for Peace Corps overseas oper-
2 ations: *Provided further*, That of the funds appropriated
3 under this heading, not to exceed \$104,000 may be avail-
4 able for representation expenses, of which not to exceed
5 \$4,000 may be made available for entertainment expenses:
6 *Provided further*, That none of the funds appropriated
7 under this heading shall be used to pay for abortions: *Pro-*
8 *vided further*, That notwithstanding the previous proviso,
9 section 614 of division E of Public Law 113–76 shall
10 apply to funds appropriated under this heading.

11 MILLENNIUM CHALLENGE CORPORATION

12 For necessary expenses to carry out the provisions
13 of the Millennium Challenge Act of 2003 (22 U.S.C. 7701
14 et seq.) (MCA), \$905,000,000, to remain available until
15 expended: *Provided*, That of the funds appropriated under
16 this heading, up to \$109,000,000 may be available for ad-
17 ministrative expenses of the Millennium Challenge Cor-
18 poration, except that such funds shall remain available for
19 obligation until September 30, 2021: *Provided further*,
20 That section 605(e) of the MCA shall apply to funds ap-
21 propriated under this heading: *Provided further*, That
22 funds appropriated under this heading may be made avail-
23 able for a Millennium Challenge Compact entered into
24 pursuant to section 609 of the MCA only if such Compact
25 obligates, or contains a commitment to obligate subject to

1 the availability of funds and the mutual agreement of the
2 parties to the Compact to proceed, the entire amount of
3 the United States Government funding anticipated for the
4 duration of the Compact: *Provided further*, That no coun-
5 try should be eligible for a threshold program after such
6 country has completed a country compact: *Provided fur-*
7 *ther*, That any funds that are deobligated from a Millen-
8 nium Challenge Compact shall be subject to the regular
9 notification procedures of the Committees on Appropria-
10 tions prior to re-obligation: *Provided further*, That of the
11 funds appropriated under this heading, not to exceed
12 \$100,000 may be available for representation and enter-
13 tainment expenses, of which not to exceed \$5,000 may be
14 available for entertainment expenses.

15 INTER-AMERICAN FOUNDATION

16 For necessary expenses to carry out the functions of
17 the Inter-American Foundation in accordance with the
18 provisions of section 401 of the Foreign Assistance Act
19 of 1969, \$32,500,000, to remain available until September
20 30, 2021: *Provided*, That of the funds appropriated under
21 this heading, not to exceed \$2,000 may be available for
22 representation expenses.

23 UNITED STATES AFRICAN DEVELOPMENT FOUNDATION

24 For necessary expenses to carry out the African De-
25 velopment Foundation Act (title V of Public Law 96-533;

1 22 U.S.C. 290h et seq.), \$30,000,000, to remain available
2 until September 30, 2021, of which not to exceed \$2,000
3 may be available for representation expenses: *Provided*,
4 That funds made available to grantees may be invested
5 pending expenditure for project purposes when authorized
6 by the Board of Directors of the United States African
7 Development Foundation (USADF): *Provided further*,
8 That interest earned shall be used only for the purposes
9 for which the grant was made: *Provided further*, That not-
10 withstanding section 505(a)(2) of the African Develop-
11 ment Foundation Act (22 U.S.C. 290h–3(a)(2)), in excep-
12 tional circumstances the Board of Directors of the
13 USADF may waive the \$250,000 limitation contained in
14 that section with respect to a project and a project may
15 exceed the limitation by up to 10 percent if the increase
16 is due solely to foreign currency fluctuation: *Provided fur-*
17 *ther*, That the USADF shall submit a report to the appro-
18 priate congressional committees after each time such waiv-
19 er authority is exercised: *Provided further*, That the
20 USADF may make rent or lease payments in advance
21 from appropriations available for such purpose for offices,
22 buildings, grounds, and quarters in Africa as may be nec-
23 essary to carry out its functions: *Provided further*, That
24 the USADF may maintain bank accounts outside the
25 United States Treasury and retain any interest earned on

1 such accounts, in furtherance of the purposes of the Afri-
2 can Development Foundation Act: *Provided further*, That
3 the USADF may not withdraw any appropriation from the
4 Treasury prior to the need of spending such funds for pro-
5 gram purposes.

6 DEPARTMENT OF THE TREASURY

7 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

8 For necessary expenses to carry out the provisions
9 of section 129 of the Foreign Assistance Act of 1961,
10 \$30,000,000, to remain available until expended, of which
11 not more than \$6,000,000 may be used for administrative
12 expenses: *Provided*, That amounts made available under
13 this heading may be made available to contract for services
14 as described in section 129(d)(3)(A) of the Foreign Assist-
15 ance Act of 1961, without regard to the location in which
16 such services are performed.

17 TITLE IV

18 INTERNATIONAL SECURITY ASSISTANCE

19 DEPARTMENT OF STATE

20 ECONOMIC SUPPORT FUND

21 For necessary expenses to carry out the provisions
22 of chapter 4 of part II of the Foreign Assistance Act of
23 1961, \$2,153,763,000 (increased by \$1,500,000) (reduced
24 by \$1,500,000), to remain available until September 30,
25 2021: *Provided*, That funds designated for a Diplomatic

1 Progress Fund in the table under this heading in the re-
2 port accompanying this Act shall be subject to prior con-
3 sultation with, and the regular notification procedures of,
4 the Committees on Appropriations: *Provided further*, That
5 funds made available under this heading shall be appor-
6 tioned not later than 30 days after enactment of this Act.

7 INTERNATIONAL NARCOTICS CONTROL AND LAW

8 ENFORCEMENT

9 For necessary expenses to carry out section 481 of
10 the Foreign Assistance Act of 1961, \$1,410,665,000, to
11 remain available until September 30, 2021: *Provided*,
12 That the Department of State may use the authority of
13 section 608 of the Foreign Assistance Act of 1961, with-
14 out regard to its restrictions, to receive excess property
15 from an agency of the United States Government for the
16 purpose of providing such property to a foreign country
17 or international organization under chapter 8 of part I of
18 such Act, subject to the regular notification procedures of
19 the Committees on Appropriations: *Provided further*, That
20 section 482(b) of the Foreign Assistance Act of 1961 shall
21 not apply to funds appropriated under this heading, except
22 that any funds made available notwithstanding such sec-
23 tion shall be subject to the regular notification procedures
24 of the Committees on Appropriations: *Provided further*,
25 That funds appropriated under this heading shall be made

1 available to support training and technical assistance for
2 foreign law enforcement, corrections, judges, and other ju-
3 dicial authorities, utilizing regional partners: *Provided fur-*
4 *ther*, That of the funds provided under this heading, not
5 less than \$8,000,000 shall be made available for DNA fo-
6 rensic technology programs to combat human trafficking
7 in Central America and Mexico: *Provided further*, That
8 funds made available under this heading that are trans-
9 ferred to another department, agency, or instrumentality
10 of the United States Government pursuant to section
11 632(b) of the Foreign Assistance Act of 1961 valued in
12 excess of \$5,000,000, and any agreement made pursuant
13 to section 632(a) of such Act, shall be subject to the reg-
14 ular notification procedures of the Committees on Appro-
15 priations.

16 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
17 RELATED PROGRAMS

18 For necessary expenses for nonproliferation, anti-ter-
19 rorism, demining and related programs and activities,
20 \$886,850,000 (increased by \$10,000,000) (reduced by
21 \$10,000,000), to remain available until September 30,
22 2021, to carry out the provisions of chapter 8 of part II
23 of the Foreign Assistance Act of 1961 for anti-terrorism
24 assistance, chapter 9 of part II of the Foreign Assistance
25 Act of 1961, section 504 of the FREEDOM Support Act,

1 section 23 of the Arms Export Control Act, or the Foreign
2 Assistance Act of 1961 for demining activities, the clear-
3 ance of unexploded ordnance, the destruction of small
4 arms, and related activities, notwithstanding any other
5 provision of law, including activities implemented through
6 nongovernmental and international organizations, and sec-
7 tion 301 of the Foreign Assistance Act of 1961 for a
8 United States contribution to the Comprehensive Nuclear
9 Test Ban Treaty Preparatory Commission, and for a vol-
10 untary contribution to the International Atomic Energy
11 Agency (IAEA): *Provided*, That funds made available
12 under this heading for the Nonproliferation and Disar-
13 mament Fund shall be made available, notwithstanding
14 any other provision of law and subject to prior consulta-
15 tion with, and the regular notification procedures of, the
16 Committees on Appropriations, to promote bilateral and
17 multilateral activities relating to nonproliferation, disar-
18 mament, and weapons destruction, and shall remain avail-
19 able until expended: *Provided further*, That such funds
20 may also be used for such countries other than the Inde-
21 pendent States of the former Soviet Union and inter-
22 national organizations when it is in the national security
23 interest of the United States to do so: *Provided further*,
24 That funds appropriated under this heading may be made
25 available for the IAEA unless the Secretary of State deter-

1 mines that Israel is being denied its right to participate
2 in the activities of that Agency: *Provided further*, That
3 funds made available for conventional weapons destruction
4 programs, including demining and related activities, in ad-
5 dition to funds otherwise available for such purposes, may
6 be used for administrative expenses related to the oper-
7 ation and management of such programs and activities,
8 subject to the regular notification procedures of the Com-
9 mittees on Appropriations.

10 PEACEKEEPING OPERATIONS

11 For necessary expenses to carry out the provisions
12 of section 551 of the Foreign Assistance Act of 1961,
13 \$516,348,000, to remain available until September 30,
14 2021, and of which \$325,213,000 is designated by the
15 Congress for Overseas Contingency Operations/Global
16 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
17 the Balanced Budget and Emergency Deficit Control Act
18 of 1985: *Provided*, That funds appropriated under this
19 heading may be used, notwithstanding section 660 of such
20 Act, to provide assistance to enhance the capacity of for-
21 eign civilian security forces, including gendarmes, to par-
22 ticipate in peacekeeping operations: *Provided further*, That
23 of the funds appropriated under this heading, not less
24 than \$31,000,000 shall be made available for a United
25 States contribution to the Multinational Force and Ob-

1 servers mission in the Sinai and not less than \$71,000,000
2 shall be made available for the Global Peace Operations
3 Initiative: *Provided further*, That funds made available
4 under this heading and designated for Overseas Contin-
5 gency Operations/Global War on Terrorism, may be used
6 to pay assessed expenses of international peacekeeping ac-
7 tivities in Somalia under the same terms and conditions,
8 as applicable, as funds appropriated by this Act under the
9 heading “Contributions for International Peacekeeping
10 Activities”: *Provided further*, That of the funds appro-
11 priated under this heading, not less than \$42,120,000
12 shall be disbursed to the United Nations not later than
13 45 days after the enactment of this Act for the remaining
14 amounts necessary to pay in full for fiscal years 2017 and
15 2018 the United States share of the costs of peacekeeping
16 activities in Somalia in accordance with section
17 404(b)(2)(B) of the Foreign Relations Authorization Act,
18 Fiscal Years 1994 and 1995, (22 U.S.C. 287e note), as
19 amended by section 7048(h) of this Act: *Provided further*,
20 That none of the funds appropriated under this heading
21 shall be obligated except as provided through the regular
22 notification procedures of the Committees on Appropria-
23 tions.

1 FUNDS APPROPRIATED TO THE PRESIDENT

2 INTERNATIONAL MILITARY EDUCATION AND TRAINING

3 For necessary expenses to carry out the provisions
4 of section 541 of the Foreign Assistance Act of 1961,
5 \$110,875,000, of which up to \$11,000,000 may remain
6 available until September 30, 2021: *Provided*, That the
7 civilian personnel for whom military education and train-
8 ing may be provided under this heading may include civil-
9 ians who are not members of a government whose partici-
10 pation would contribute to improved civil-military rela-
11 tions, civilian control of the military, or respect for human
12 rights: *Provided further*, That of the funds appropriated
13 under this heading, not to exceed \$50,000 may be avail-
14 able for entertainment expenses.

15 FOREIGN MILITARY FINANCING PROGRAM

16 For necessary expenses for grants to enable the
17 President to carry out the provisions of section 23 of the
18 Arms Export Control Act, \$6,109,121,000, of which
19 \$350,678,000 is designated by the Congress for Overseas
20 Contingency Operations/Global War on Terrorism pursu-
21 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
22 and Emergency Deficit Control Act of 1985 and shall re-
23 main available until September 30, 2021: *Provided*, That
24 to expedite the provision of assistance to foreign countries
25 and international organizations, the Secretary of State,

1 following consultation with the Committees on Appropria-
2 tions and subject to the regular notification procedures of
3 such Committees, may use the funds appropriated under
4 this heading to procure defense articles and services to en-
5 hance the capacity of foreign security forces: *Provided fur-*
6 *ther*, That of the funds appropriated under this heading,
7 not less than \$3,300,000,000 shall be available for grants
8 only for Israel which shall be disbursed within 30 days
9 of enactment of this Act: *Provided further*, That to the
10 extent that the Government of Israel requests that funds
11 be used for such purposes, grants made available for Israel
12 under this heading shall, as agreed by the United States
13 and Israel, be available for advanced weapons systems, of
14 which not less than \$805,300,000 shall be available for
15 the procurement in Israel of defense articles and defense
16 services, including research and development: *Provided*
17 *further*, That funds appropriated or otherwise made avail-
18 able under this heading shall be nonrepayable notwith-
19 standing any requirement in section 23 of the Arms Ex-
20 port Control Act: *Provided further*, That funds made avail-
21 able under this heading shall be obligated upon apporportion-
22 ment in accordance with paragraph (5)(C) of section
23 1501(a) of title 31, United States Code.

24 None of the funds made available under this heading
25 shall be available to finance the procurement of defense

1 articles, defense services, or design and construction serv-
2 ices that are not sold by the United States Government
3 under the Arms Export Control Act unless the foreign
4 country proposing to make such procurement has first
5 signed an agreement with the United States Government
6 specifying the conditions under which such procurement
7 may be financed with such funds: *Provided*, That all coun-
8 try and funding level increases in allocations shall be sub-
9 mitted through the regular notification procedures of sec-
10 tion 7015 of this Act: *Provided further*, That funds made
11 available under this heading may be used, notwithstanding
12 any other provision of law, for demining, the clearance of
13 unexploded ordnance, and related activities, and may in-
14 clude activities implemented through nongovernmental
15 and international organizations: *Provided further*, That
16 funds appropriated under this heading shall be expended
17 at the minimum rate necessary to make timely payment
18 for defense articles and services: *Provided further*, That
19 not more than \$70,000,000 of the funds appropriated
20 under this heading may be obligated for necessary ex-
21 penses, including the purchase of passenger motor vehicles
22 for replacement only for use outside of the United States,
23 for the general costs of administering military assistance
24 and sales, except that this limitation may be exceeded only
25 through the regular notification procedures of the Com-

1 mittees on Appropriations: *Provided further*, That of the
2 funds made available under this heading for general costs
3 of administering military assistance and sales, not to ex-
4 ceed \$4,000 may be available for entertainment expenses
5 and not to exceed \$130,000 may be available for represen-
6 tation expenses: *Provided further*, That not more than
7 \$1,009,700,000 of funds realized pursuant to section
8 21(e)(1)(A) of the Arms Export Control Act may be obli-
9 gated for expenses incurred by the Department of Defense
10 during fiscal year 2020 pursuant to section 43(b) of the
11 Arms Export Control Act, except that this limitation may
12 be exceeded only through the regular notification proce-
13 dures of the Committees on Appropriations: *Provided fur-*
14 *ther*, That funds made available under this heading shall
15 be apportioned not later than 30 days after enactment of
16 this Act.

17 TITLE V

18 MULTILATERAL ASSISTANCE

19 FUNDS APPROPRIATED TO THE PRESIDENT

20 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

21 For necessary expenses to carry out the provisions
22 of section 301 of the Foreign Assistance Act of 1961,
23 \$646,500,000: *Provided*, That section 307(a) of the For-
24 eign Assistance Act of 1961 shall not apply to contribu-
25 tions to the United Nations Democracy Fund.

1 INTERNATIONAL FINANCIAL INSTITUTIONS

2 GLOBAL ENVIRONMENT FACILITY

3 For payment to the International Bank for Recon-
4 struction and Development as trustee for the Global Envi-
5 ronment Facility by the Secretary of the Treasury,
6 \$139,575,000, to remain available until, and to be fully
7 disbursed no later than, September 30, 2021: *Provided*,
8 That of such amount, \$136,563,000, which shall remain
9 available until September 30, 2020, is only available for
10 the second installment of the seventh replenishment of the
11 Global Environment Facility, and shall be obligated and
12 disbursed not later than 90 days after enactment of this
13 Act: *Provided further*, That the Secretary shall report to
14 the Committees on Appropriations on the status of funds
15 provided under this heading not less than quarterly until
16 fully disbursed: *Provided further*, That in such report the
17 Secretary shall provide a timeline for the obligation and
18 disbursement of any funds that have not yet been obli-
19 gated or disbursed.

20 CONTRIBUTION TO THE INTERNATIONAL BANK FOR

21 RECONSTRUCTION AND DEVELOPMENT

22 For payment to the International Bank for Recon-
23 struction and Development by the Secretary of the Treas-
24 ury for the United States share of the paid-in portion of

1 the increases in capital stock, \$206,500,000, to remain
2 available until expended.

3 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

4 The United States Governor of the International
5 Bank for Reconstruction and Development may subscribe
6 without fiscal year limitation to the callable capital portion
7 of the United States share of increases in capital stock
8 in an amount not to exceed \$1,421,275,728.70.

9 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT

10 ASSOCIATION

11 For payment to the International Development Asso-
12 ciation by the Secretary of the Treasury, \$1,097,010,000,
13 to remain available until expended.

14 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

15 For payment to the Asian Development Bank's Asian
16 Development Fund by the Secretary of the Treasury,
17 \$47,395,000, to remain available until expended.

18 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

19 For payment to the African Development Fund by
20 the Secretary of the Treasury, \$171,300,000, to remain
21 available until expended.

22 CONTRIBUTION TO THE INTERNATIONAL FUND FOR

23 AGRICULTURAL DEVELOPMENT

24 For payment to the International Fund for Agricul-
25 tural Development by the Secretary of the Treasury,

1 \$30,000,000, to remain available until, and to be fully dis-
2 bursed no later than, September 30, 2021, for the second
3 installment of the eleventh replenishment of the Inter-
4 national Fund for Agricultural Development: *Provided*,
5 That the Secretary of the Treasury shall report to the
6 Committees on Appropriations on the status of such pay-
7 ment not less than quarterly until fully disbursed: *Pro-*
8 *vided further*, That in such report the Secretary shall pro-
9 vide a timeline for the obligation and disbursement of any
10 funds that have not yet been obligated or disbursed.

11 TITLE VI

12 EXPORT AND INVESTMENT ASSISTANCE

13 EXPORT-IMPORT BANK OF THE UNITED STATES

14 INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General in carrying out the provisions of the Inspector
17 General Act of 1978, as amended, \$5,700,000, of which
18 up to \$855,000 may remain available until September 30,
19 2021.

20 PROGRAM ACCOUNT

21 The Export-Import Bank of the United States is au-
22 thorized to make such expenditures within the limits of
23 funds and borrowing authority available to such corpora-
24 tion, and in accordance with law, and to make such con-
25 tracts and commitments without regard to fiscal year limi-

1 tations, as provided by section 9104 of title 31, United
2 States Code, as may be necessary in carrying out the pro-
3 gram for the current fiscal year for such corporation: *Pro-*
4 *vided*, That none of the funds available during the current
5 fiscal year may be used to make expenditures, contracts,
6 or commitments for the export of nuclear equipment, fuel,
7 or technology to any country, other than a nuclear-weapon
8 state as defined in Article IX of the Treaty on the Non-
9 Proliferation of Nuclear Weapons eligible to receive eco-
10 nomic or military assistance under this Act, that has deto-
11 nated a nuclear explosive after the date of enactment of
12 this Act.

13 ADMINISTRATIVE EXPENSES

14 For administrative expenses to carry out the direct
15 and guaranteed loan and insurance programs, including
16 hire of passenger motor vehicles and services as authorized
17 by section 3109 of title 5, United States Code, and not
18 to exceed \$30,000 for official reception and representation
19 expenses for members of the Board of Directors, not to
20 exceed \$110,000,000, of which up to \$16,500,000 may re-
21 main available until September 30, 2021: *Provided*, That
22 the Export-Import Bank (the Bank) may accept, and use,
23 payment or services provided by transaction participants
24 for legal, financial, or technical services in connection with
25 any transaction for which an application for a loan, guar-

1 antee or insurance commitment has been made: *Provided*
2 *further*, That the Bank shall charge fees for necessary ex-
3 penses (including special services performed on a contract
4 or fee basis, but not including other personal services) in
5 connection with the collection of moneys owed the Bank,
6 repossession or sale of pledged collateral or other assets
7 acquired by the Bank in satisfaction of moneys owed the
8 Bank, or the investigation or appraisal of any property,
9 or the evaluation of the legal, financial, or technical as-
10 pects of any transaction for which an application for a
11 loan, guarantee or insurance commitment has been made,
12 or systems infrastructure directly supporting transactions:
13 *Provided further*, That in addition to other funds appro-
14 priated for administrative expenses, such fees shall be
15 credited to this account for such purposes, to remain avail-
16 able until expended.

17 RECEIPTS COLLECTED

18 Receipts collected pursuant to the Export-Import
19 Bank Act of 1945 (Public Law 79–173) and the Federal
20 Credit Reform Act of 1990, in an amount not to exceed
21 the amount appropriated herein, shall be credited as off-
22 setting collections to this account: *Provided*, That the
23 sums herein appropriated from the General Fund shall be
24 reduced on a dollar-for-dollar basis by such offsetting col-

1 lections so as to result in a final fiscal year appropriation
2 from the General Fund estimated at \$0.

3 UNITED STATES INTERNATIONAL DEVELOPMENT
4 FINANCE CORPORATION
5 INSPECTOR GENERAL

6 For necessary expenses of the Office of Inspector
7 General in carrying out the provisions of the Inspector
8 General Act of 1978, as amended, \$2,000,000, to remain
9 available until September 30, 2021.

10 CORPORATE CAPITAL ACCOUNT

11 The United States International Development Fi-
12 nance Corporation (the Corporation) is authorized to
13 make such expenditures and commitments within the lim-
14 its of funds and borrowing authority available to the Cor-
15 poration, and in accordance with the law, and to make
16 such expenditures and commitments without regard to fis-
17 cal year limitations, as provided by section 9104 of title
18 31, United States Code, as may be necessary in carrying
19 out the programs for the current fiscal year for the Cor-
20 poration: *Provided*, That for necessary expenses of the ac-
21 tivities described in subsections (b), (c), (e), (f), and (g)
22 of section 1421 of the BUILD Act of 2018 (division F
23 of Public Law 115–254), \$189,000,000: *Provided further*,
24 That of the amount provided—(1) \$101,000,000 shall re-
25 main available until September 30, 2021 for administra-

1 tive expenses to carry out authorized activities (including
2 an amount for official reception and representation ex-
3 penses which shall not exceed \$25,000); (2) \$8,000,000
4 shall remain available until September 30, 2021 for
5 project-specific transaction costs as described in section
6 1434(k) of such Act; (3) \$50,000,000 shall remain avail-
7 able until September 30, 2021 for the activities described
8 in section 1421(c) of such Act; and (4) \$30,000,000 shall
9 be paid to the “United States International Development
10 Finance Corporation—Program Account” for programs as
11 authorized by section 1421(b), (e), and (f) of the BUILD
12 Act of 2018: *Provided further*, That in this fiscal year,
13 the Corporation shall collect the amounts described in sec-
14 tion 1434(h) of the BUILD Act of 2018: *Provided further*,
15 That in fiscal year 2020 such collections shall be credited
16 as offsetting collections to this appropriation: *Provided*
17 *further*, such collections collected in fiscal year 2020 in
18 excess of \$189,000,000 shall be credited to this account
19 and shall be available in future fiscal years only to the
20 extent provided in advance in appropriations Acts: *Pro-*
21 *vided further*, That in fiscal year 2020, if such collections
22 are less than \$189,000,000, receipts collected pursuant to
23 the BUILD Act of 2018 and the Federal Credit Reform
24 Act of 1990, in an amount equal to such shortfall, shall
25 be credited as offsetting collections to this appropriation:

1 *Provided further*, That funds appropriated or otherwise
2 made available under this heading may not be used to pro-
3 vide any type of assistance that is otherwise prohibited
4 by any other provision of law or to provide assistance to
5 any foreign country that is otherwise prohibited by any
6 other provision of law: *Provided further*, That the sums
7 herein appropriated from the General Fund shall be re-
8 duced on a dollar-for-dollar basis by the offsetting collec-
9 tions described under this heading so as to result in a final
10 fiscal year appropriation from the General Fund estimated
11 at \$0.

12 PROGRAM ACCOUNT

13 Amounts paid from “United States International De-
14 velopment Finance Corporation—Corporate Capital Ac-
15 count” (CCA) shall remain available until September 30,
16 2021: *Provided*, That not to exceed \$80,000,000 of
17 amounts paid to this account from CCA or transferred
18 pursuant to section 1434(j) of the BUILD Act of 2018
19 (division F of Public Law 115–254) shall be available for
20 the cost of direct and guaranteed loans provided by the
21 Corporation pursuant to section 1421(b) of such Act: *Pro-*
22 *vided further*, That such costs, including the cost of modi-
23 fying such loans, shall be as defined in section 502 of the
24 Congressional Budget Act of 1974: *Provided further*, That
25 such amounts obligated in a fiscal year shall remain avail-

1 able for disbursement for the following 8 fiscal years: *Pro-*
2 *vided further*, That funds transferred to carry out the For-
3 eign Assistance Act of 1961 pursuant to section 1434(j)
4 of the BUILD Act of 2018 may remain available for obli-
5 gation for 1 additional fiscal year: *Provided further*, That
6 the total loan principal or guaranteed principal amount
7 shall not exceed \$8,000,000,000.

8 TRADE AND DEVELOPMENT AGENCY

9 For necessary expenses to carry out the provisions
10 of section 661 of the Foreign Assistance Act of 1961,
11 \$75,000,000, to remain available until September 30,
12 2021, of which no more than \$19,000,000 may be used
13 for administrative expenses: *Provided*, That of the funds
14 appropriated under this heading, not more than \$5,000
15 may be available for representation and entertainment ex-
16 penses.

17 TITLE VII

18 GENERAL PROVISIONS

19 ALLOWANCES AND DIFFERENTIALS

20 SEC. 7001. Funds appropriated under title I of this
21 Act shall be available, except as otherwise provided, for
22 allowances and differentials as authorized by subchapter
23 59 of title 5, United States Code; for services as author-
24 ized by section 3109 of such title and for hire of passenger

1 transportation pursuant to section 1343(b) of title 31,
2 United States Code.

3 UNOBLIGATED BALANCES REPORT

4 SEC. 7002. Any department or agency of the United
5 States Government to which funds are appropriated or
6 otherwise made available by this Act shall provide to the
7 Committees on Appropriations a quarterly accounting of
8 cumulative unobligated balances and obligated, but unex-
9 pended, balances by program, project, and activity, and
10 Treasury Account Fund Symbol of all funds received by
11 such department or agency in fiscal year 2020 or any pre-
12 vious fiscal year, disaggregated by fiscal year: *Provided*,
13 That the report required by this section shall be submitted
14 not later than 30 days after the end of each fiscal quarter
15 and should specify by account the amount of funds obli-
16 gated pursuant to bilateral agreements which have not
17 been further sub-obligated.

18 CONSULTING SERVICES

19 SEC. 7003. The expenditure of any appropriation
20 under title I of this Act for any consulting service through
21 procurement contract, pursuant to section 3109 of title
22 5, United States Code, shall be limited to those contracts
23 where such expenditures are a matter of public record and
24 available for public inspection, except where otherwise pro-

1 vided under existing law, or under existing Executive order
2 issued pursuant to existing law.

3 DIPLOMATIC FACILITIES

4 SEC. 7004. (a) EXCEPTION.—Notwithstanding para-
5 graph (2) of section 604(e) of the Secure Embassy Con-
6 struction and Counterterrorism Act of 1999 (title VI of
7 division A of H.R. 3427, as enacted into law by section
8 1000(a)(7) of Public Law 106–113 and contained in ap-
9 pendix G of that Act), as amended by section 111 of the
10 Department of State Authorities Act, Fiscal Year 2017
11 (Public Law 114–323), a project to construct a facility
12 of the United States may include office space or other ac-
13 commodations for members of the United States Marine
14 Corps.

15 (b) NEW DIPLOMATIC FACILITIES.—For the pur-
16 poses of calculating the fiscal year 2020 costs of providing
17 new United States diplomatic facilities in accordance with
18 section 604(e) of the Secure Embassy Construction and
19 Counterterrorism Act of 1999 (22 U.S.C. 4865 note), the
20 Secretary of State, in consultation with the Director of
21 the Office of Management and Budget, shall determine the
22 annual program level and agency shares in a manner that
23 is proportional to the contribution of the Department of
24 State for this purpose.

1 (c) CONSULTATION AND NOTIFICATION.—Funds ap-
 2 propriated by this Act and prior Acts making appropria-
 3 tions for the Department of State, foreign operations, and
 4 related programs, which may be made available for the
 5 acquisition of property or award of construction contracts
 6 for overseas United States diplomatic facilities during fis-
 7 cal year 2020, shall be subject to prior consultation with,
 8 and the regular notification procedures of, the Committees
 9 on Appropriations: *Provided*, That notifications pursuant
 10 to this subsection shall include the information enumer-
 11 ated under the heading “Embassy Security, Construction,
 12 and Maintenance” in the report accompanying this Act.

13 (d) INTERIM AND TEMPORARY FACILITIES
 14 ABROAD.—Notwithstanding any other provision of law,
 15 the opening, closure, or any significant modification to an
 16 interim or temporary United States diplomatic facility
 17 shall be subject to prior consultation with the appropriate
 18 congressional committees and the regular notification pro-
 19 cedures of the Committees on Appropriations, except that
 20 such consultation and notification may be waived if there
 21 is a security risk to personnel.

22 PERSONNEL ACTIONS

23 SEC. 7005. Any costs incurred by a department or
 24 agency funded under title I of this Act resulting from per-
 25 sonnel actions taken in response to funding reductions in-

1 cluded in this Act shall be absorbed within the total budg-
2 etary resources available under title I to such department
3 or agency: *Provided*, That the authority to transfer funds
4 between appropriations accounts as may be necessary to
5 carry out this section is provided in addition to authorities
6 included elsewhere in this Act: *Provided further*, That use
7 of funds to carry out this section shall be treated as a
8 reprogramming of funds under section 7015 of this Act.

9 DEPARTMENT AND AGENCY MANAGEMENT

10 SEC. 7006. (a) DEPARTMENT OF STATE.—

11 (1) WORKING CAPITAL FUND.—Funds appropriated
12 by this Act or otherwise made available to the Department
13 of State for payments to the Working Capital Fund may
14 only be used for the service centers included in the Con-
15 gressional Budget Justification, Department of State,
16 Foreign Operations, and Related Programs, Fiscal Year
17 2020: *Provided*, That the amounts for such service centers
18 shall be the amounts included in such budget justification,
19 except as provided in section 7015(b) of this Act: *Provided*
20 *further*, That Federal agency components shall be charged
21 only for their direct usage of each Working Capital Fund
22 service: *Provided further*, That prior to increasing the per-
23 centage charged to Department of State bureaus and of-
24 fices for procurement-related activities, the Secretary of
25 State shall include the proposed increase in the Depart-

1 ment of State budget justification or, at least 60 days
2 prior to the increase, provide the Committees on Appro-
3 priations a justification for such increase, including a de-
4 tailed assessment of the cost and benefit of the services
5 provided by the procurement fee: *Provided further*, That
6 Federal agency components may only pay for Working
7 Capital Fund services that are consistent with the purpose
8 and authorities of such components: *Provided further*,
9 That the Working Capital Fund shall be paid in advance
10 or reimbursed at rates which will return the full cost of
11 each service.

12 (2) STATE DEPARTMENT PERSONNEL LEVELS.—

13 (A) Funds made available by this Act are made
14 available to support the permanent Foreign Service
15 and Civil Service staff levels of the Department of
16 State at not less than the on-board levels in fiscal
17 year 2016.

18 (B) The use of funds appropriated by this Act
19 to implement any plan to expand or reduce the size
20 of the permanent Civil Service or Foreign Service
21 workforce at the Department of State from on-board
22 levels in fiscal year 2016 shall be subject to prior
23 consultation with, and the regular notification proce-
24 dures of, the Committees on Appropriations: *Pro-*
25 *vided*, That such notification shall include the re-

1 requirements enumerated in section 7062(b) of this
2 Act.

3 (C) Not later than 60 days after enactment of
4 this Act, and every 60 days thereafter until Sep-
5 tember 30, 2021, the Secretary of State shall report
6 to the appropriate congressional committees on the
7 on-board personnel levels, hiring, and attrition of the
8 Civil Service, Foreign Service, eligible family mem-
9 ber, and locally employed staff workforce of the De-
10 partment of State, on an operating unit-by-operating
11 unit basis: *Provided*, That such report shall also in-
12 clude a hiring plan, including timelines, for main-
13 taining the agency-wide, on-board Foreign Service
14 and Civil Service at not less than the on-board levels
15 in fiscal year 2016.

16 (3) BUREAU OF POPULATION, REFUGEES, AND MI-
17 GRATION, DEPARTMENT OF STATE.—None of the funds
18 appropriated by this Act, prior Acts making appropria-
19 tions for the Department of State, foreign operations, and
20 related programs, or any other Act, may be used to
21 downsize, downgrade, consolidate, close, move, or relocate
22 the Bureau of Population, Refugees, and Migration, De-
23 partment of State, or any activities of such Bureau, to
24 another Federal agency.

1 (4) ADMINISTRATION OF FUNDS.—Funds appro-
2 priated by this Act—

3 (A) under the heading “Migration and Refugee
4 Assistance” shall be administered by the Assistant
5 Secretary for Population, Refugees, and Migration,
6 Department of State, and this responsibility shall
7 not be delegated; and

8 (B) that are made available for the Office of
9 Global Women’s Issues shall be administered by the
10 United States Ambassador-at-Large for Global
11 Women’s Issues, Department of State, and this re-
12 sponsibility shall not be delegated.

13 (5) INFORMATION TECHNOLOGY PLATFORM.—

14 (A) None of the funds appropriated in title I of
15 this Act under the heading “Administration of For-
16 eign Affairs” may be made available for a new major
17 information technology (IT) investment without the
18 concurrence of the Chief Information Officer, De-
19 partment of State.

20 (B) None of the funds made available by this
21 Act and prior Acts making appropriations for the
22 Department of State, foreign operations, and related
23 programs may be used by an agency to submit a
24 project proposal to the Technology Modernization
25 Board for funding from the Technology Moderniza-

1 tion Fund unless, not later than 15 days in advance
2 of submitting the project proposal to the Board, the
3 head of the agency—

4 (i) notifies the Committees on Appropria-
5 tions of the proposed submission of the project
6 proposal; and

7 (ii) submits to the Committees on Appro-
8 priations a copy of the project proposal.

9 (C) None of the funds made available by this
10 Act and prior Acts making appropriations for the
11 Department of State, foreign operations, and related
12 programs may be used by an agency to carry out a
13 project that is approved by the Board unless the
14 head of the agency—

15 (i) submits to the Committees on Appro-
16 priations a copy of the approved project pro-
17 posal, including the terms of reimbursement of
18 funding received for the project; and

19 (ii) agrees to submit to the Committees on
20 Appropriations a copy of each report relating to
21 the project that the head of the agency submits
22 to the Board.

23 (b) UNITED STATES AGENCY FOR INTERNATIONAL
24 DEVELOPMENT.—

1 (1) AUTHORITY.—Up to \$93,000,000 of the funds
2 made available in titles III and IV of this Act pursuant
3 to or to carry out the provisions of part I of the Foreign
4 Assistance Act of 1961, including funds appropriated
5 under the heading “Assistance for Europe, Eurasia and
6 Central Asia”, may be used by the United States Agency
7 for International Development to hire and employ individ-
8 uals in the United States and overseas on a limited ap-
9 pointment basis pursuant to the authority of sections 308
10 and 309 of the Foreign Service Act of 1980 (22 U.S.C.
11 3948 and 3949).

12 (2) RESTRICTION.—The authority to hire individuals
13 contained in paragraph (1) shall expire on September 30,
14 2021.

15 (3) PROGRAM ACCOUNT CHARGED.—The account
16 charged for the cost of an individual hired and employed
17 under the authority of this subsection shall be the account
18 to which the responsibilities of such individual primarily
19 relate: *Provided*, That funds made available to carry out
20 this subsection may be transferred to, and merged with,
21 funds appropriated by this Act in title II under the head-
22 ing “Operating Expenses”.

23 (4) FOREIGN SERVICE LIMITED EXTENSIONS.—Indi-
24 viduals hired and employed by USAID, with funds made
25 available in this Act or prior Acts making appropriations

1 for the Department of State, foreign operations, and re-
2 lated programs, pursuant to the authority of section 309
3 of the Foreign Service Act of 1980 (22 U.S.C. 3949), may
4 be extended for a period of up to 4 years notwithstanding
5 the limitation set forth in such section.

6 (5) DISASTER SURGE CAPACITY.—Funds appro-
7 priated under titles III and IV of this Act to carry out
8 the provisions of part I of the Foreign Assistance Act of
9 1961, including funds appropriated under the heading
10 “Assistance for Europe, Eurasia and Central Asia”, may
11 be used, in addition to funds otherwise available for such
12 purposes, for the cost (including the support costs) of indi-
13 viduals detailed to or employed by USAID whose primary
14 responsibility is to carry out programs in response to nat-
15 ural disasters, or man-made disasters subject to the reg-
16 ular notification procedures of the Committees on Appro-
17 priations.

18 (6) PERSONAL SERVICES CONTRACTORS.—Funds ap-
19 propriated by this Act to carry out chapter 1 of part I,
20 chapter 4 of part II, and section 667 of the Foreign As-
21 sistance Act of 1961, and title II of the Food for Peace
22 Act (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be
23 used by USAID to employ up to 40 personal services con-
24 tractors in the United States, notwithstanding any other
25 provision of law, for the purpose of providing direct, in-

1 terim support for new or expanded overseas programs and
2 activities managed by the agency until permanent direct
3 hire personnel are hired and trained: *Provided*, That not
4 more than 15 of such contractors shall be assigned to any
5 bureau or office: *Provided further*, That such funds appro-
6 priated to carry out title II of the Food for Peace Act
7 (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be made
8 available only for personal services contractors assigned
9 to the Office of Food for Peace.

10 (7) SMALL BUSINESS.—In entering into multiple
11 award indefinite-quantity contracts with funds appro-
12 priated by this Act, USAID may provide an exception to
13 the fair opportunity process for placing task orders under
14 such contracts when the order is placed with any category
15 of small or small disadvantaged business.

16 (8) SENIOR FOREIGN SERVICE LIMITED APPOINT-
17 MENTS.—Individuals hired pursuant to the authority pro-
18 vided by section 7059(o) of the Department of State, For-
19 eign Operations, and Related Programs Appropriations
20 Act, 2010 (division F of Public Law 111–117) may be
21 assigned to or support programs in Afghanistan or Paki-
22 stan with funds made available in this Act and prior Acts
23 making appropriations for the Department of State, for-
24 eign operations, and related programs.

25 (9) USAID PERSONNEL LEVELS.—

1 (A) Funds made available by this Act are made
2 available to support the permanent Foreign Service
3 and Civil Service staff levels of USAID at not less
4 than the levels funded in fiscal year 2016.

5 (B) Not later than 60 days after enactment of
6 this Act, and every 60 days thereafter until Sep-
7 tember 30, 2021, the USAID Administrator shall re-
8 port to the appropriate congressional committees on
9 the on-board personnel levels, hiring, and attrition of
10 the Civil Service, Foreign Service, and foreign serv-
11 ice national workforce of USAID, on an operating
12 unit-by-operating unit basis: *Provided*, That such re-
13 port shall also include a hiring plan, including
14 timelines, for maintaining the permanent Foreign
15 Service and Civil Service at not less than the levels
16 funded in fiscal year 2016.

17 (10) USAID REORGANIZATION.—

18 (A) Not later than 30 days after enactment of
19 this Act, and quarterly thereafter until September
20 30, 2021, the USAID Administrator shall submit a
21 report to the appropriate congressional committees
22 on the status of USAID’s reorganization as de-
23 scribed in the report accompanying this Act.

24 (B) The use of funds appropriated by this Act
25 to implement any plan to expand or reduce the size

1 of the permanent Civil Service or Foreign Service
2 workforce at USAID from funded levels in fiscal
3 year 2016 shall be subject to prior consultation with,
4 and the regular notification procedures of, the Com-
5 mittees on Appropriations: *Provided*, That such noti-
6 fication shall include the requirements enumerated
7 in section 7062(b) of this Act.

8 (c) FOREIGN ASSISTANCE REVIEW.—Programmatic,
9 funding, and organizational changes resulting from imple-
10 mentation of the Foreign Assistance Review shall be sub-
11 ject to prior consultation with, and the regular notification
12 procedures of, the Committees on Appropriations: *Pro-*
13 *vided*, That such notifications may be submitted in classi-
14 fied form, if necessary.

15 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
16 COUNTRIES

17 SEC. 7007. None of the funds appropriated or other-
18 wise made available pursuant to titles III through VI of
19 this Act shall be obligated or expended to finance directly
20 any assistance or reparations for the governments of
21 Cuba, North Korea, Iran, or Syria: *Provided*, That for
22 purposes of this section, the prohibition on obligations or
23 expenditures shall include direct loans, credits, insurance,
24 and guarantees of the Export-Import Bank or its agents.

COUPS D'ÉTAT

1
2 SEC. 7008. None of the funds appropriated or other-
3 wise made available pursuant to titles III through VI of
4 this Act shall be obligated or expended to finance directly
5 any assistance to the government of any country whose
6 duly elected head of government is deposed by military
7 coup d'état or decree or, after the date of enactment of
8 this Act, a coup d'état or decree in which the military
9 plays a decisive role: *Provided*, That assistance may be re-
10 sumed to such government if the Secretary of State cer-
11 tifies and reports to the appropriate congressional commit-
12 tees that subsequent to the termination of assistance a
13 democratically elected government has taken office: *Pro-*
14 *vided further*, That the provisions of this section shall not
15 apply to assistance to promote democratic elections or
16 public participation in democratic processes: *Provided fur-*
17 *ther*, That funds made available pursuant to the previous
18 provisos shall be subject to the regular notification proce-
19 dures of the Committees on Appropriations.

TRANSFER OF FUNDS AUTHORITY

20
21 SEC. 7009. (a) DEPARTMENT OF STATE AND
22 UNITED STATES AGENCY FOR GLOBAL MEDIA.—

23 (1) DEPARTMENT OF STATE.—

24 (A) IN GENERAL.—Not to exceed 2 percent of
25 any appropriation made available for the current fis-

1 cal year for the Department of State under title I
2 of this Act may be transferred between, and merged
3 with, such appropriations, but no such appropria-
4 tion, except as otherwise specifically provided, shall
5 be increased by more than 10 percent by any such
6 transfers, and no such transfer may be made to in-
7 crease the appropriation under the heading “Rep-
8 resentation Expenses”.

9 (B) EMBASSY SECURITY.—Section 113 of the
10 Department of State Authorities Act, Fiscal Year
11 2017 (22 U.S.C. 295(j)) shall be applied to funds
12 made available by this Act by substituting “fiscal
13 year 2020” for “fiscal year 2018” each place it ap-
14 pears.

15 (2) UNITED STATES AGENCY FOR GLOBAL MEDIA.—
16 Not to exceed 5 percent of any appropriation made avail-
17 able for the current fiscal year for the United States Agen-
18 cy for Global Media under title I of this Act may be trans-
19 ferred between, and merged with, such appropriations, but
20 no such appropriation, except as otherwise specifically pro-
21 vided, shall be increased by more than 10 percent by any
22 such transfers.

23 (3) TREATMENT AS REPROGRAMMING.—Any transfer
24 pursuant to this subsection shall be treated as a re-
25 programming of funds under section 7015 of this Act and

1 shall not be available for obligation or expenditure except
2 in compliance with the procedures set forth in that section.

3 (b) LIMITATION ON TRANSFERS OF FUNDS BE-
4 TWEEN AGENCIES.—

5 (1) IN GENERAL.—None of the funds made
6 available under titles II through V of this Act may
7 be transferred to any department, agency, or instru-
8 mentality of the United States Government, except
9 pursuant to a transfer made by, or transfer author-
10 ity provided in, this Act or any other appropriations
11 Act.

12 (2) ALLOCATION AND TRANSFERS.—Notwith-
13 standing paragraph (1), in addition to transfers
14 made by, or authorized elsewhere in, this Act, funds
15 appropriated by this Act to carry out the purposes
16 of the Foreign Assistance Act of 1961 may be allo-
17 cated or transferred to agencies of the United States
18 Government pursuant to the provisions of sections
19 109, 610, and 632 of the Foreign Assistance Act of
20 1961, and section 1434(j) of the BUILD Act of
21 2018 (division F of Public Law 115–254).

22 (3) NOTIFICATION.—Any agreement entered
23 into by the United States Agency for International
24 Development or the Department of State with any
25 department, agency, or instrumentality of the United

1 States Government pursuant to section 632(b) of the
2 Foreign Assistance Act of 1961 valued in excess of
3 \$1,000,000 and any agreement made pursuant to
4 section 632(a) of such Act, with funds appropriated
5 by this Act or prior Acts making appropriations for
6 the Department of State, foreign operations, and re-
7 lated programs under the headings “Global Health
8 Programs”, “Development Assistance”, “Economic
9 Support Fund”, and “Assistance for Europe, Eur-
10 asia and Central Asia” shall be subject to the reg-
11 ular notification procedures of the Committees on
12 Appropriations: *Provided*, That the requirement in
13 the previous sentence shall not apply to agreements
14 entered into between USAID and the Department of
15 State.

16 (c) UNITED STATES INTERNATIONAL DEVELOPMENT
17 FINANCE CORPORATION.—

18 (1) LIMITATION.—Amounts transferred pursu-
19 ant to section 1434(j) of the BUILD Act of 2018
20 from funds made available under titles III and IV of
21 this Act shall not exceed \$50,000,000: *Provided*,
22 That any such transfers shall be subject to prior
23 consultation with, and the regular notification proce-
24 dures of, the Committees on Appropriations.

1 (2) DEVELOPMENT CREDIT AUTHORITY AC-
2 COUNT.—Funds transferred from Development
3 Credit Authority program account of the United
4 States Agency for International Development to the
5 Corporate Capital Account of the United States
6 International Development Finance Corporation pur-
7 suant to section 1434(i) of the BUILD Act of 2018
8 shall be transferred and merged with such account,
9 and may thereafter be deemed to meet any minimum
10 funding requirements attributed for at the time of
11 deposit into the Development Credit Authority pro-
12 gram account.

13 (d) TRANSFER OF FUNDS BETWEEN ACCOUNTS.—
14 None of the funds made available under titles II through
15 V of this Act may be obligated under an appropriations
16 account to which such funds were not appropriated, except
17 for transfers specifically provided for in this Act, unless
18 the President, not less than 5 days prior to the exercise
19 of any authority contained in the Foreign Assistance Act
20 of 1961 to transfer funds, consults with and provides a
21 written policy justification to the Committees on Appro-
22 priations.

23 (e) AUDIT OF INTER-AGENCY TRANSFERS OF
24 FUNDS.—Any agreement for the transfer or allocation of
25 funds appropriated by this Act or prior Acts making ap-

1 appropriations for the Department of State, foreign oper-
2 ations and related programs, entered into between the De-
3 partment of State or USAID and another agency of the
4 United States Government under the authority of section
5 632(a) of the Foreign Assistance Act of 1961 or any com-
6 parable provision of law, shall expressly provide that the
7 Inspector General (IG) for the agency receiving the trans-
8 fer or allocation of such funds, or other entity with audit
9 responsibility if the receiving agency does not have an IG,
10 shall perform periodic program and financial audits of the
11 use of such funds and report to the Department of State
12 or USAID, as appropriate, upon completion of such au-
13 dits: *Provided*, That such audits shall be transmitted to
14 the Committees on Appropriations by the Department of
15 State or USAID, as appropriate: *Provided further*, That
16 funds transferred under such authority may be made
17 available for the cost of such audits.

18 PROHIBITION ON CERTAIN OPERATIONAL EXPENSES

19 SEC. 7010. (a) FIRST-CLASS TRAVEL.—None of the
20 funds made available by this Act may be used for first-
21 class travel by employees of United States Government de-
22 partments and agencies funded by this Act in contraven-
23 tion of section 301–10.122 through 301–10.124 of title
24 41, Code of Federal Regulations.

1 (b) COMPUTER NETWORKS.—None of the funds
 2 made available by this Act for the operating expenses of
 3 any United States Government department or agency may
 4 be used to establish or maintain a computer network for
 5 use by such department or agency unless such network
 6 has filters designed to block access to sexually explicit
 7 websites: *Provided*, That nothing in this subsection shall
 8 limit the use of funds necessary for any Federal, State,
 9 tribal, or local law enforcement agency, or any other entity
 10 carrying out the following activities: criminal investiga-
 11 tions, prosecutions, and adjudications; administrative dis-
 12 cipline; and the monitoring of such websites undertaken
 13 as part of official business.

14 (c) PROHIBITION ON PROMOTION OF TOBACCO.—
 15 None of the funds made available by this Act shall be
 16 available to promote the sale or export of tobacco or to-
 17 bacco products, or to seek the reduction or removal by any
 18 foreign country of restrictions on the marketing of tobacco
 19 or tobacco products, except for restrictions which are not
 20 applied equally to all tobacco or tobacco products of the
 21 same type.

22 AVAILABILITY OF FUNDS

23 SEC. 7011. (a) No part of any appropriation con-
 24 tained in this Act shall remain available for obligation
 25 after the expiration of the current fiscal year unless ex-

1 pressly so provided by this Act: *Provided*, That funds ap-
2 propriated for the purposes of chapters 1 and 8 of part
3 I, section 661, chapters 4, 5, 6, 8, and 9 of part II of
4 the Foreign Assistance Act of 1961, section 23 of the
5 Arms Export Control Act, and funds made available for
6 the “United States International Development Finance
7 Corporation” and under the heading “Assistance for Eu-
8 rope, Eurasia and Central Asia” shall remain available for
9 an additional 2 years from the date on which the avail-
10 ability of such funds would otherwise have expired, if such
11 funds are initially obligated before the expiration of their
12 respective periods of availability contained in this Act:
13 *Provided further*, That notwithstanding any other provi-
14 sion of this Act, any funds made available for the purposes
15 of chapter 1 of part I and chapter 4 of part II of the
16 Foreign Assistance Act of 1961 which are allocated or ob-
17 ligated for cash disbursements in order to address balance
18 of payments or economic policy reform objectives, shall re-
19 main available for an additional 2 years from the date on
20 which the availability of such funds would otherwise have
21 expired, if such funds are initially allocated or obligated
22 before the expiration of their respective periods of avail-
23 ability contained in this Act.

24 (b) Notwithstanding any other provision of this Act,
25 any funds appropriated or otherwise made available by

1 this Act that are proposed for rescission pursuant to sec-
2 tion 1012 of the Congressional Budget and Impoundment
3 Control Act of 1974 (2 U.S.C. 683) within 60 days of
4 the expiration of the period of availability of such funds
5 and Congress has not completed action on a rescission bill
6 pursuant to subsection (b) of such section shall remain
7 available for an additional 90 days from the date on which
8 the availability of such funds would otherwise have ex-
9 pired.

10 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

11 SEC. 7012. No part of any appropriation provided
12 under titles III through VI in this Act shall be used to
13 furnish assistance to the government of any country which
14 is in default during a period in excess of 1 calendar year
15 in payment to the United States of principal or interest
16 on any loan made to the government of such country by
17 the United States pursuant to a program for which funds
18 are appropriated under this Act unless the President de-
19 termines, following consultation with the Committees on
20 Appropriations, that assistance for such country is in the
21 national interest of the United States.

22 PROHIBITION ON TAXATION OF UNITED STATES

23 ASSISTANCE

24 SEC. 7013. (a) PROHIBITION ON TAXATION.—None
25 of the funds appropriated under titles III through VI of

1 this Act may be made available to provide assistance for
2 a foreign country under a new bilateral agreement gov-
3 erning the terms and conditions under which such assist-
4 ance is to be provided unless such agreement includes a
5 provision stating that assistance provided by the United
6 States shall be exempt from taxation, or reimbursed, by
7 the foreign government, and the Secretary of State and
8 the Administrator of the United States Agency for Inter-
9 national Development shall expeditiously seek to negotiate
10 amendments to existing bilateral agreements, as nec-
11 essary, to conform with this requirement.

12 (b) NOTIFICATION AND REIMBURSEMENT OF FOR-
13 EIGN TAXES.—An amount equivalent to 200 percent of
14 the total taxes assessed during fiscal year 2020 on funds
15 appropriated by this Act and prior Acts making appropria-
16 tions for the Department of State, foreign operations, and
17 related programs by a foreign government or entity
18 against United States assistance programs, either directly
19 or through grantees, contractors, and subcontractors, shall
20 be withheld from obligation from funds appropriated for
21 assistance for fiscal year 2021 and for prior fiscal years
22 and allocated for the central government of such country
23 or for the West Bank and Gaza program, as applicable,
24 if, not later than September 30, 2021, such taxes have
25 not been reimbursed: *Provided*, That the Secretary of

1 State shall report to the Committees on Appropriations
2 by such date on the foreign governments and entities that
3 have not reimbursed such taxes, including any amount of
4 funds withheld pursuant to this subsection.

5 (c) DE MINIMIS EXCEPTION.—Foreign taxes of a de
6 minimis nature shall not be subject to the provisions of
7 subsection (b).

8 (d) REPROGRAMMING OF FUNDS.—Funds withheld
9 from obligation for each foreign government or entity pur-
10 suant to subsection (b) shall be reprogrammed for assist-
11 ance for countries which do not assess taxes on United
12 States assistance or which have an effective arrangement
13 that is providing substantial reimbursement of such taxes,
14 and that can reasonably accommodate such assistance in
15 a programmatically responsible manner.

16 (e) DETERMINATIONS.—

17 (1) IN GENERAL.—The provisions of this sec-
18 tion shall not apply to any foreign government or en-
19 tity that assesses such taxes if the Secretary of
20 State reports to the Committees on Appropriations
21 that—

22 (A) such foreign government or entity has
23 an effective arrangement that is providing sub-
24 stantial reimbursement of such taxes; or

1 (B) the foreign policy interests of the
2 United States outweigh the purpose of this sec-
3 tion to ensure that United States assistance is
4 not subject to taxation.

5 (2) CONSULTATION.—The Secretary of State
6 shall consult with the Committees on Appropriations
7 at least 15 days prior to exercising the authority of
8 this subsection with regard to any foreign govern-
9 ment or entity.

10 (f) IMPLEMENTATION.—The Secretary of State shall
11 issue and update rules, regulations, or policy guidance, as
12 appropriate, to implement the prohibition against the tax-
13 ation of assistance contained in this section.

14 (g) DEFINITIONS.—As used in this section:

15 (1) BILATERAL AGREEMENT.—The term “bilat-
16 eral agreement” refers to a framework bilateral
17 agreement between the Government of the United
18 States and the government of the country receiving
19 assistance that describes the privileges and immuni-
20 ties applicable to United States foreign assistance
21 for such country generally, or an individual agree-
22 ment between the Government of the United States
23 and such government that describes, among other
24 things, the treatment for tax purposes that will be

1 (b) EXTENSION OF AVAILABILITY.—In addition to
2 the authority contained in subsection (a), the original pe-
3 riod of availability of funds appropriated by this Act and
4 administered by the Department of State or the United
5 States Agency for International Development that are spe-
6 cifically designated for particular programs or activities by
7 this or any other Act may be extended for an additional
8 fiscal year if the Secretary of State or the USAID Admin-
9 istrator, as appropriate, determines and reports promptly
10 to the Committees on Appropriations that the termination
11 of assistance to a country or a significant change in cir-
12 cumstances makes it unlikely that such designated funds
13 can be obligated during the original period of availability:
14 *Provided*, That such designated funds that continue to be
15 available for an additional fiscal year shall be obligated
16 only for the purpose of such designation.

17 (c) OTHER ACTS.—Ceilings and specifically des-
18 igned funding levels contained in this Act shall not be
19 applicable to funds or authorities appropriated or other-
20 wise made available by any subsequent Act unless such
21 Act specifically so directs: *Provided*, That specifically des-
22 igned funding levels or minimum funding requirements
23 contained in any other Act shall not be applicable to funds
24 appropriated by this Act.

NOTIFICATION REQUIREMENTS

1
2 SEC. 7015. (a) NOTIFICATION OF CHANGES IN PRO-
3 GRAMS, PROJECTS, AND ACTIVITIES.—None of the funds
4 made available in titles I and II of this Act or prior Acts
5 making appropriations for the Department of State, for-
6 eign operations, and related programs to the departments
7 and agencies funded by this Act that remain available for
8 obligation in fiscal year 2020, or provided from any ac-
9 counts in the Treasury of the United States derived by
10 the collection of fees or of currency reflows or other offset-
11 ting collections, or made available by transfer, to the de-
12 partments and agencies funded by this Act, shall be avail-
13 able for obligation to—

14 (1) create new programs;

15 (2) suspend or eliminate a program, project, or
16 activity;

17 (3) close, suspend, open, or reopen a mission or
18 post;

19 (4) create, close, reorganize, downsize, or re-
20 name bureaus, centers, or offices; or

21 (5) contract out or privatize any functions or
22 activities presently performed by Federal employees;
23 unless previously justified to the Committees on Appro-
24 priations or such Committees are notified 15 days in ad-
25 vance of such obligation.

1 (b) NOTIFICATION OF REPROGRAMMING OF
2 FUNDS.—None of the funds provided under titles I and
3 II of this Act or prior Acts making appropriations for the
4 Department of State, foreign operations, and related pro-
5 grams, to the departments and agencies funded under ti-
6 tles I and II of this Act that remain available for obliga-
7 tion in fiscal year 2020, or provided from any accounts
8 in the Treasury of the United States derived by the collec-
9 tion of fees available to the department and agency funded
10 under title I of this Act, shall be available for obligation
11 or expenditure for activities, programs, or projects
12 through a reprogramming of funds in excess of
13 \$1,000,000 or 10 percent, whichever is less, that—

14 (1) augments or changes existing programs,
15 projects, or activities;

16 (2) relocates an existing office or employees;

17 (3) reduces by 10 percent funding for any exist-
18 ing program, project, or activity, or numbers of per-
19 sonnel by 10 percent as approved by Congress; or

20 (4) results from any general savings, including
21 savings from a reduction in personnel, which would
22 result in a change in existing programs, activities, or
23 projects as approved by Congress;

24 unless the Committees on Appropriations are notified 15
25 days in advance of such reprogramming of funds.

1 (c) NOTIFICATION REQUIREMENT.—None of the
2 funds made available by this Act under the headings
3 “Global Health Programs”, “Development Assistance”,
4 “International Organizations and Programs”, “Trade and
5 Development Agency”, “International Narcotics Control
6 and Law Enforcement”, “Economic Support Fund”, “De-
7 mocracy Fund”, “Assistance for Europe, Eurasia and
8 Central Asia”, “Peacekeeping Operations”, “Non-
9 proliferation, Anti-terrorism, Demining and Related Pro-
10 grams”, “Millennium Challenge Corporation”, “Foreign
11 Military Financing Program”, “International Military
12 Education and Training”, “United States International
13 Development Finance Corporation”, and “Peace Corps”,
14 shall be available for obligation for activities, programs,
15 projects, type of materiel assistance, countries, or other
16 operations not justified or in excess of the amount justi-
17 fied to the Committees on Appropriations for obligation
18 under any of these specific headings unless the Commit-
19 tees on Appropriations are notified 15 days in advance of
20 such obligation: *Provided*, That the President shall not
21 enter into any commitment of funds appropriated for the
22 purposes of section 23 of the Arms Export Control Act
23 for the provision of major defense equipment, other than
24 conventional ammunition, or other major defense items
25 defined to be aircraft, ships, missiles, or combat vehicles,

1 not previously justified to Congress or 20 percent in excess
2 of the quantities justified to Congress unless the Commit-
3 tees on Appropriations are notified 15 days in advance of
4 such commitment: *Provided further*, That requirements of
5 this subsection or any similar provision of this or any
6 other Act shall not apply to any reprogramming for an
7 activity, program, or project for which funds are appro-
8 priated under titles III through VI of this Act of less than
9 10 percent of the amount previously justified to Congress
10 for obligation for such activity, program, or project for the
11 current fiscal year: *Provided further*, That any notification
12 submitted pursuant to subsection (f) of this section shall
13 include information (if known on the date of transmittal
14 of such notification) on the use of notwithstanding author-
15 ity.

16 (d) DEPARTMENT OF DEFENSE PROGRAMS AND
17 FUNDING NOTIFICATIONS.—

18 (1) PROGRAMS.—None of the funds appro-
19 priated by this Act or prior Acts making appropria-
20 tions for the Department of State, foreign oper-
21 ations, and related programs may be made available
22 to support or continue any program initially funded
23 under any authority of title 10, United States Code,
24 or any Act making or authorizing appropriations for
25 the Department of Defense, unless the Secretary of

1 State, in consultation with the Secretary of Defense
2 and in accordance with the regular notification pro-
3 cedures of the Committees on Appropriations, sub-
4 mits a justification to such Committees that includes
5 a description of, and the estimated costs associated
6 with, the support or continuation of such program.

7 (2) FUNDING.—Notwithstanding any other pro-
8 vision of law, funds transferred by the Department
9 of Defense to the Department of State and the
10 United States Agency for International Development
11 for assistance for foreign countries and international
12 organizations shall be subject to the regular notifica-
13 tion procedures of the Committees on Appropria-
14 tions.

15 (3) NOTIFICATION ON EXCESS DEFENSE ARTI-
16 CLES.—Prior to providing excess Department of De-
17 fense articles in accordance with section 516(a) of
18 the Foreign Assistance Act of 1961, the Department
19 of Defense shall notify the Committees on Appro-
20 priations to the same extent and under the same
21 conditions as other committees pursuant to sub-
22 section (f) of that section: *Provided*, That before
23 issuing a letter of offer to sell excess defense articles
24 under the Arms Export Control Act, the Department
25 of Defense shall notify the Committees on Appro-

1 priations in accordance with the regular notification
2 procedures of such Committees if such defense arti-
3 cles are significant military equipment (as defined in
4 section 47(9) of the Arms Export Control Act) or
5 are valued (in terms of original acquisition cost) at
6 \$7,000,000 or more, or if notification is required
7 elsewhere in this Act for the use of appropriated
8 funds for specific countries that would receive such
9 excess defense articles: *Provided further*, That such
10 Committees shall also be informed of the original ac-
11 quisition cost of such defense articles.

12 (e) WAIVER.—The requirements of this section or
13 any similar provision of this Act or any other Act, includ-
14 ing any prior Act requiring notification in accordance with
15 the regular notification procedures of the Committees on
16 Appropriations, may be waived if failure to do so would
17 pose a substantial risk to human health or welfare: *Pro-*
18 *vided*, That in case of any such waiver, notification to the
19 Committees on Appropriations shall be provided as early
20 as practicable, but in no event later than 3 days after tak-
21 ing the action to which such notification requirement was
22 applicable, in the context of the circumstances necessi-
23 tating such waiver: *Provided further*, That any notification
24 provided pursuant to such a waiver shall contain an expla-
25 nation of the emergency circumstances.

1 (f) COUNTRY NOTIFICATION REQUIREMENTS.—None
2 of the funds appropriated under titles III through VI of
3 this Act may be obligated or expended for assistance for
4 Afghanistan, Bahrain, Burma, Cambodia, Colombia,
5 Cuba, Egypt, El Salvador, Guatemala, Haiti, Honduras,
6 Iran, Iraq, Lebanon, Libya, Mexico, Nicaragua, Pakistan,
7 Philippines, the Russian Federation, Somalia, South
8 Sudan, Sri Lanka, Sudan, Syria, Uzbekistan, Venezuela,
9 and Yemen except as provided through the regular notifi-
10 cation procedures of the Committees on Appropriations.

11 (g) TRUST FUNDS.—Funds appropriated or other-
12 wise made available in title III and under the heading
13 “Economic Support Fund” of this Act and prior Acts
14 making funds available for the Department of State, for-
15 eign operations, and related programs that are made avail-
16 able for a trust fund held by an international financial
17 institution shall be subject to the regular notification pro-
18 cedures of the Committees on Appropriations and such no-
19 tification shall include the information specified under this
20 section in the report accompanying this Act.

21 (h) OTHER PROGRAM NOTIFICATION REQUIRE-
22 MENT.—Funds appropriated by this Act that are made
23 available for the programs and activities enumerated
24 under this section in the report accompanying this Act

1 shall be subject to the regular notification procedures of
2 the Committees on Appropriations.

3 (i) WITHHOLDING OF FUNDS.—Funds appropriated
4 by this Act under titles III and IV that are withheld from
5 obligation or otherwise not programmed as a result of ap-
6 plication of a provision of law in this or any other Act
7 shall, if reprogrammed, be subject to the regular notifica-
8 tion procedures of the Committees on Appropriations.

9 (j) REQUIREMENT TO INFORM, COORDINATE, AND
10 CONSULT.—

11 (1) The Secretary of State shall promptly in-
12 form the appropriate congressional committees of
13 each instance in which funds appropriated by this
14 Act for assistance for Iraq, Libya, Somalia, Syria,
15 the Counterterrorism Partnership Fund, the Relief
16 and Recovery Fund, or programs to counter extre-
17 mism and foreign fighters abroad, have been di-
18 verted or destroyed, to include the type and amount
19 of assistance, a description of the incident and par-
20 ties involved, and an explanation of the response of
21 the Department of State or USAID, as appropriate:
22 *Provided*, That the Secretary shall ensure such
23 funds are coordinated with, and complement, the
24 programs of other United States Government de-

1 partments and agencies and international partners
2 in such countries and on such activities.

3 (2) The Secretary of State shall consult with
4 the Committees on Appropriations at least 7 days
5 prior to informing a government of, or publically an-
6 nouncing a decision on, the suspension of assistance
7 to a country or a territory, including as a result of
8 an interagency review of such assistance, from funds
9 appropriated by this Act or prior Acts making ap-
10 propriations for the Department of State, foreign
11 operations, and related programs.

12 DOCUMENT REQUESTS

13 SEC. 7016. None of the funds appropriated or made
14 available pursuant to titles III through VI of this Act shall
15 be available to a nongovernmental organization, including
16 any contractor, which fails to provide upon timely request
17 any document, file, or record necessary to the auditing re-
18 quirements of the Department of State and the United
19 States Agency for International Development.

20 USE OF FUNDS IN CONTRAVENTION OF THIS ACT

21 SEC. 7017. If the President makes a determination
22 not to comply with any provision of this Act on constitu-
23 tional grounds, the head of the relevant Federal agency
24 shall notify the Committees on Appropriations in writing
25 within 5 days of such determination, the basis for such

1 determination and any resulting changes to program and
2 policy.

3 PROHIBITION ON FUNDING FOR ABORTIONS AND
4 INVOLUNTARY STERILIZATION

5 SEC. 7018. None of the funds made available to carry
6 out part I of the Foreign Assistance Act of 1961, as
7 amended, may be used to pay for the performance of abor-
8 tions as a method of family planning or to motivate or
9 coerce any person to practice abortions. None of the funds
10 made available to carry out part I of the Foreign Assist-
11 ance Act of 1961, as amended, may be used to pay for
12 the performance of involuntary sterilization as a method
13 of family planning or to coerce or provide any financial
14 incentive to any person to undergo sterilizations. None of
15 the funds made available to carry out part I of the Foreign
16 Assistance Act of 1961, as amended, may be used to pay
17 for any biomedical research which relates in whole or in
18 part, to methods of, or the performance of, abortions or
19 involuntary sterilization as a means of family planning.
20 None of the funds made available to carry out part I of
21 the Foreign Assistance Act of 1961, as amended, may be
22 obligated or expended for any country or organization if
23 the President certifies that the use of these funds by any
24 such country or organization would violate any of the

1 above provisions related to abortions and involuntary steri-
2 lizations.

3 ALLOCATIONS AND REPORTS

4 SEC. 7019. (a) ALLOCATION TABLES.—Subject to
5 subsection (b), funds appropriated by this Act under titles
6 III through V shall be made available at not less than the
7 amounts specifically designated in the respective tables in-
8 cluded under such titles in the report accompanying this
9 Act: *Provided*, That such designated amounts for foreign
10 countries and international organizations shall serve as
11 the amounts for such countries and international organi-
12 zations transmitted to Congress in the report required by
13 section 653(a) of the Foreign Assistance Act of 1961.

14 (b) AUTHORIZED DEVIATIONS BELOW MINIMUM
15 LEVELS.—Unless otherwise provided for by this Act, the
16 Secretary of State and the Administrator of the United
17 States Agency for International Development, as applica-
18 ble, may deviate by not more than 5 percent below the
19 minimum amounts specifically designated in the respective
20 tables included under titles III through V in the report
21 accompanying this Act.

22 (c) LIMITATION.—For specifically designated
23 amounts that are included, pursuant to subsection (a), in
24 the report required by section 653(a) of the Foreign As-

1 sistance Act of 1961, deviations authorized by subsection
2 (b) may only take place after submission of such report.

3 (d) EXCEPTIONS.—

4 (1) Subsections (a) and (b) shall not apply to
5 funds for which the initial period of availability has
6 expired.

7 (2) The authority in subsection (b) to deviate
8 below amounts designated in the respective tables in-
9 cluded in the report accompanying this Act shall not
10 apply to the table included under the heading “Glob-
11 al Health Programs” in such report.

12 (e) REPORTS.—The Secretary of State and the
13 USAID Administrator, as appropriate, shall submit the
14 reports required, in the manner described, in the report
15 accompanying this Act.

16 REPRESENTATION AND ENTERTAINMENT EXPENSES

17 SEC. 7020. (a) USES OF FUNDS.—Each Federal de-
18 partment, agency, or entity funded in titles I or II of this
19 Act, and the Department of the Treasury and independent
20 agencies funded in titles III or VI of this Act, shall take
21 steps to ensure that domestic and overseas representation
22 and entertainment expenses further official agency busi-
23 ness and United States foreign policy interests, and—

24 (1) are primarily for fostering relations outside
25 of the Executive Branch;

1 (2) are principally for meals and events of a
2 protocol nature;

3 (3) are not for employee-only events; and

4 (4) do not include activities that are substan-
5 tially of a recreational character.

6 (b) LIMITATIONS.—None of the funds appropriated
7 or otherwise made available by this Act under the head-
8 ings “International Military Education and Training” or
9 “Foreign Military Financing Program” for Informational
10 Program activities or under the headings “Global Health
11 Programs”, “Development Assistance”, “Economic Sup-
12 port Fund”, and “Assistance for Europe, Eurasia and
13 Central Asia” may be obligated or expended to pay for—

14 (1) alcoholic beverages; or

15 (2) entertainment expenses for activities that
16 are substantially of a recreational character, includ-
17 ing entrance fees at sporting events, theatrical and
18 musical productions, and amusement parks.

19 PROHIBITION ON ASSISTANCE TO GOVERNMENTS

20 SUPPORTING INTERNATIONAL TERRORISM

21 SEC. 7021. (a) LETHAL MILITARY EQUIPMENT EX-
22 PORTS.—

23 (1) PROHIBITION.—None of the funds appro-
24 priated or otherwise made available under titles III
25 through VI of this Act may be made available to any

1 foreign government which provides lethal military
2 equipment to a country the government of which the
3 Secretary of State has determined supports inter-
4 national terrorism for purposes of section 6(j) of the
5 Export Administration Act of 1979 as continued in
6 effect pursuant to the International Emergency Eco-
7 nomic Powers Act: *Provided*, That the prohibition
8 under this section with respect to a foreign govern-
9 ment shall terminate 12 months after that govern-
10 ment ceases to provide such military equipment:
11 *Provided further*, That this section applies with re-
12 spect to lethal military equipment provided under a
13 contract entered into after October 1, 1997.

14 (2) DETERMINATION.—Assistance restricted by
15 paragraph (1) or any other similar provision of law,
16 may be furnished if the President determines that to
17 do so is important to the national interest of the
18 United States.

19 (3) REPORT.—Whenever the President makes a
20 determination pursuant to paragraph (2), the Presi-
21 dent shall submit to the Committees on Appropria-
22 tions a report with respect to the furnishing of such
23 assistance, including a detailed explanation of the
24 assistance to be provided, the estimated dollar
25 amount of such assistance, and an explanation of

1 how the assistance furthers United States national
2 interest.

3 (b) BILATERAL ASSISTANCE.—

4 (1) LIMITATIONS.—Funds appropriated for bi-
5 lateral assistance in titles III through VI of this Act
6 and funds appropriated under any such title in prior
7 Acts making appropriations for the Department of
8 State, foreign operations, and related programs,
9 shall not be made available to any foreign govern-
10 ment which the President determines—

11 (A) grants sanctuary from prosecution to
12 any individual or group which has committed
13 an act of international terrorism;

14 (B) otherwise supports international ter-
15 rorism; or

16 (C) is controlled by an organization des-
17 ignated as a terrorist organization under sec-
18 tion 219 of the Immigration and Nationality
19 Act (8 U.S.C. 1189).

20 (2) WAIVER.—The President may waive the ap-
21 plication of paragraph (1) to a government if the
22 President determines that national security or hu-
23 manitarian reasons justify such waiver: *Provided*,
24 That the President shall publish each such waiver in
25 the Federal Register and, at least 15 days before the

1 waiver takes effect, shall notify the Committees on
2 Appropriations of the waiver (including the justifica-
3 tion for the waiver) in accordance with the regular
4 notification procedures of the Committees on Appro-
5 priations.

6 AUTHORIZATION REQUIREMENTS

7 SEC. 7022. Funds appropriated by this Act, except
8 funds appropriated under the heading “Trade and Devel-
9 opment Agency”, may be obligated and expended notwith-
10 standing section 10 of Public Law 91–672 (22 U.S.C.
11 2412), section 15 of the State Department Basic Authori-
12 ties Act of 1956 (22 U.S.C. 2680), section 313 of the For-
13 eign Relations Authorization Act, Fiscal Years 1994 and
14 1995 (22 U.S.C. 6212), and section 504(a)(1) of the Na-
15 tional Security Act of 1947 (50 U.S.C. 3094(a)(1)).

16 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

17 SEC. 7023. For the purpose of titles II through VI
18 of this Act “program, project, and activity” shall be de-
19 fined at the appropriations Act account level and shall in-
20 clude all appropriations and authorizations Acts funding
21 directives, ceilings, and limitations with the exception that
22 for the following accounts: “Economic Support Fund”,
23 “Assistance for Europe, Eurasia and Central Asia”, and
24 “Foreign Military Financing Program”, “program,
25 project, and activity” shall also be considered to include

1 country, regional, and central program level funding with-
2 in each such account; and for the development assistance
3 accounts of the United States Agency for International
4 Development, “program, project, and activity” shall also
5 be considered to include central, country, regional, and
6 program level funding, either as—

7 (1) justified to Congress; or

8 (2) allocated by the Executive Branch in ac-
9 cordance with a report, to be provided to the Com-
10 mittees on Appropriations within 30 days after en-
11 actment of this Act, as required by section 653(a)
12 of the Foreign Assistance Act of 1961 or as modi-
13 fied pursuant to section 7019 of this Act.

14 AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN
15 FOUNDATION AND UNITED STATES AFRICAN DEVEL-
16 OPMENT FOUNDATION

17 SEC. 7024. Unless expressly provided to the contrary,
18 provisions of this or any other Act, including provisions
19 contained in prior Acts authorizing or making appropria-
20 tions for the Department of State, foreign operations, and
21 related programs, shall not be construed to prohibit activi-
22 ties authorized by or conducted under the Peace Corps
23 Act, the Inter-American Foundation Act or the African
24 Development Foundation Act: *Provided*, That prior to con-
25 ducting activities in a country for which assistance is pro-

1 hibited, the agency shall consult with the Committees on
2 Appropriations and report to such Committees within 15
3 days of taking such action.

4 COMMERCE, TRADE AND SURPLUS COMMODITIES

5 SEC. 7025. (a) WORLD MARKETS.—None of the
6 funds appropriated or made available pursuant to titles
7 III through VI of this Act for direct assistance and none
8 of the funds otherwise made available to the Export-Im-
9 port Bank and the United States International Develop-
10 ment Finance Corporation shall be obligated or expended
11 to finance any loan, any assistance, or any other financial
12 commitments for establishing or expanding production of
13 any commodity for export by any country other than the
14 United States, if the commodity is likely to be in surplus
15 on world markets at the time the resulting productive ca-
16 pacity is expected to become operative and if the assist-
17 ance will cause substantial injury to United States pro-
18 ducers of the same, similar, or competing commodity: *Pro-*
19 *vided*, That such prohibition shall not apply to the Export-
20 Import Bank if in the judgment of its Board of Directors
21 the benefits to industry and employment in the United
22 States are likely to outweigh the injury to United States
23 producers of the same, similar, or competing commodity,
24 and the Chairman of the Board so notifies the Committees

1 on Appropriations: *Provided further*, That this subsection
2 shall not prohibit—

3 (1) activities in a country that is eligible for as-
4 sistance from the International Development Asso-
5 ciation, is not eligible for assistance from the Inter-
6 national Bank for Reconstruction and Development,
7 and does not export on a consistent basis the agri-
8 cultural commodity with respect to which assistance
9 is furnished; or

10 (2) activities in a country the President deter-
11 mines is recovering from widespread conflict, a hu-
12 manitarian crisis, or a complex emergency.

13 (b) EXPORTS.—None of the funds appropriated by
14 this or any other Act to carry out chapter 1 of part I
15 of the Foreign Assistance Act of 1961 shall be available
16 for any testing or breeding feasibility study, variety im-
17 provement or introduction, consultancy, publication, con-
18 ference, or training in connection with the growth or pro-
19 duction in a foreign country of an agricultural commodity
20 for export which would compete with a similar commodity
21 grown or produced in the United States: *Provided*, That
22 this subsection shall not prohibit—

23 (1) activities designed to increase food security
24 in developing countries where such activities will not

1 have a significant impact on the export of agricul-
2 tural commodities of the United States;

3 (2) research activities intended primarily to
4 benefit United States producers;

5 (3) activities in a country that is eligible for as-
6 sistance from the International Development Asso-
7 ciation, is not eligible for assistance from the Inter-
8 national Bank for Reconstruction and Development,
9 and does not export on a consistent basis the agri-
10 cultural commodity with respect to which assistance
11 is furnished; or

12 (4) activities in a country the President deter-
13 mines is recovering from widespread conflict, a hu-
14 manitarian crisis, or a complex emergency.

15 SEPARATE ACCOUNTS

16 SEC. 7026. (a) SEPARATE ACCOUNTS FOR LOCAL
17 CURRENCIES.—

18 (1) AGREEMENTS.—If assistance is furnished to
19 the government of a foreign country under chapters
20 1 and 10 of part I or chapter 4 of part II of the
21 Foreign Assistance Act of 1961 under agreements
22 which result in the generation of local currencies of
23 that country, the Administrator of the United States
24 Agency for International Development shall—

1 (A) require that local currencies be depos-
2 ited in a separate account established by that
3 government;

4 (B) enter into an agreement with that gov-
5 ernment which sets forth—

6 (i) the amount of the local currencies
7 to be generated; and

8 (ii) the terms and conditions under
9 which the currencies so deposited may be
10 utilized, consistent with this section; and

11 (C) establish by agreement with that gov-
12 ernment the responsibilities of USAID and that
13 government to monitor and account for deposits
14 into and disbursements from the separate ac-
15 count.

16 (2) USES OF LOCAL CURRENCIES.—As may be
17 agreed upon with the foreign government, local cur-
18 rencies deposited in a separate account pursuant to
19 subsection (a), or an equivalent amount of local cur-
20 rencies, shall be used only—

21 (A) to carry out chapter 1 or 10 of part
22 I or chapter 4 of part II of the Foreign Assist-
23 ance Act of 1961 (as the case may be), for such
24 purposes as—

1 (i) project and sector assistance activi-
2 ties; or

3 (ii) debt and deficit financing; or

4 (B) for the administrative requirements of
5 the United States Government.

6 (3) PROGRAMMING ACCOUNTABILITY.—USAID
7 shall take all necessary steps to ensure that the
8 equivalent of the local currencies disbursed pursuant
9 to subsection (a)(2)(A) from the separate account
10 established pursuant to subsection (a)(1) are used
11 for the purposes agreed upon pursuant to subsection
12 (a)(2).

13 (4) TERMINATION OF ASSISTANCE PRO-
14 GRAMS.—Upon termination of assistance to a coun-
15 try under chapter 1 or 10 of part I or chapter 4 of
16 part II of the Foreign Assistance Act of 1961 (as
17 the case may be), any unencumbered balances of
18 funds which remain in a separate account estab-
19 lished pursuant to subsection (a) shall be disposed of
20 for such purposes as may be agreed to by the gov-
21 ernment of that country and the United States Gov-
22 ernment.

23 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

24 (1) IN GENERAL.—If assistance is made avail-
25 able to the government of a foreign country, under

1 chapter 1 or 10 of part I or chapter 4 of part II of
2 the Foreign Assistance Act of 1961, as cash transfer
3 assistance or as nonproject sector assistance, that
4 country shall be required to maintain such funds in
5 a separate account and not commingle with any
6 other funds.

7 (2) APPLICABILITY OF OTHER PROVISIONS OF
8 LAW.—Such funds may be obligated and expended
9 notwithstanding provisions of law which are incon-
10 sistent with the nature of this assistance including
11 provisions which are referenced in the Joint Explan-
12 atory Statement of the Committee of Conference ac-
13 companying House Joint Resolution 648 (House Re-
14 port No. 98–1159).

15 (3) NOTIFICATION.—At least 15 days prior to
16 obligating any such cash transfer or nonproject sec-
17 tor assistance, the President shall submit a notifica-
18 tion through the regular notification procedures of
19 the Committees on Appropriations, which shall in-
20 clude a detailed description of how the funds pro-
21 posed to be made available will be used, with a dis-
22 cussion of the United States interests that will be
23 served by such assistance (including, as appropriate,
24 a description of the economic policy reforms that will
25 be promoted by such assistance).

1 (4) EXEMPTION.—Nonproject sector assistance
2 funds may be exempt from the requirements of para-
3 graph (1) only through the regular notification pro-
4 cedures of the Committees on Appropriations.

5 ELIGIBILITY FOR ASSISTANCE

6 SEC. 7027. (a) ASSISTANCE THROUGH NONGOVERN-
7 MENTAL ORGANIZATIONS.—Restrictions contained in this
8 or any other Act with respect to assistance for a country
9 shall not be construed to restrict assistance in support of
10 programs of nongovernmental organizations from funds
11 appropriated by this Act to carry out the provisions of
12 chapters 1, 10, 11, and 12 of part I and chapter 4 of
13 part II of the Foreign Assistance Act of 1961 and from
14 funds appropriated under the heading “Assistance for Eu-
15 rope, Eurasia and Central Asia”: *Provided*, That before
16 using the authority of this subsection to furnish assistance
17 in support of programs of nongovernmental organizations,
18 the President shall notify the Committees on Appropria-
19 tions pursuant to the regular notification procedures, in-
20 cluding a description of the program to be assisted, the
21 assistance to be provided, and the reasons for furnishing
22 such assistance: *Provided further*, That nothing in this
23 subsection shall be construed to alter any existing statu-
24 tory prohibitions against abortion or involuntary steriliza-
25 tions contained in this or any other Act.

1 (b) PUBLIC LAW 480.—During fiscal year 2020, re-
2 strictions contained in this or any other Act with respect
3 to assistance for a country shall not be construed to re-
4 strict assistance under the Food for Peace Act (Public
5 Law 83–480; 7 U.S.C. 1721 et seq.): *Provided*, That none
6 of the funds appropriated to carry out title I of such Act
7 and made available pursuant to this subsection may be
8 obligated or expended except as provided through the reg-
9 ular notification procedures of the Committees on Appro-
10 priations.

11 (c) EXCEPTION.—This section shall not apply—

12 (1) with respect to section 620A of the Foreign
13 Assistance Act of 1961 or any comparable provision
14 of law prohibiting assistance to countries that sup-
15 port international terrorism; or

16 (2) with respect to section 116 of the Foreign
17 Assistance Act of 1961 or any comparable provision
18 of law prohibiting assistance to the government of a
19 country that violates internationally recognized
20 human rights.

21 LOCAL COMPETITION

22 SEC. 7028. (a) REQUIREMENTS FOR EXCEPTIONS TO
23 COMPETITION FOR LOCAL ENTITIES.—Funds appro-
24 priated by this Act that are made available to the United
25 States Agency for International Development may only be

1 made available for limited competitions through local enti-
2 ties if the requirements contained under this section in
3 the report accompanying this Act are met.

4 (b) EXTENSION OF PROCUREMENT AUTHORITY.—
5 Section 7077 of the Department of State, Foreign Oper-
6 ations, and Related Programs Appropriations Act, 2012
7 (division I of Public Law 112–74) shall continue in effect
8 during fiscal year 2020.

9 INTERNATIONAL FINANCIAL INSTITUTIONS

10 SEC. 7029. (a) SAFEGUARDS.—The Secretary of the
11 Treasury shall instruct the United States Executive Direc-
12 tor of the International Bank for Reconstruction and De-
13 velopment and the International Development Association
14 to vote against any loan, grant, policy, or strategy if such
15 institution has adopted and is implementing any social or
16 environmental safeguard relevant to such loan, grant, pol-
17 icy, or strategy that provides less protection than World
18 Bank safeguards in effect on September 30, 2015.

19 (b) COMPENSATION.—None of the funds appro-
20 priated under title V of this Act may be made as payment
21 to any international financial institution while the United
22 States executive director to such institution is com-
23 pensated by the institution at a rate which, together with
24 whatever compensation such executive director receives
25 from the United States, is in excess of the rate provided

1 for an individual occupying a position at level IV of the
2 Executive Schedule under section 5315 of title 5, United
3 States Code, or while any alternate United States execu-
4 tive director to such institution is compensated by the in-
5 stitution at a rate in excess of the rate provided for an
6 individual occupying a position at level V of the Executive
7 Schedule under section 5316 of title 5, United States
8 Code.

9 (c) HUMAN RIGHTS.—The Secretary of the Treasury
10 shall instruct the United States executive director of each
11 international financial institution to promote human
12 rights due diligence and risk management, as appropriate,
13 in connection with any loan, grant, policy, or strategy of
14 such institution in accordance with the criteria specified
15 under this section in the report accompanying this Act.

16 (d) FRAUD AND CORRUPTION.—The Secretary of the
17 Treasury shall instruct the United States executive direc-
18 tor of each international financial institution to promote
19 in loan, grant, and other financing agreements improve-
20 ments in borrowing countries' financial management and
21 judicial capacity to investigate, prosecute, and punish
22 fraud and corruption.

23 MULTI-YEAR PLEDGES

24 SEC. 7030. None of the funds appropriated by this
25 Act may be used to make any pledge for future year fund-

1 ing for any multilateral or bilateral program funded in ti-
2 tles III through VI of this Act unless such pledge meets
3 the requirements enumerated under this section in the re-
4 port accompanying this Act.

5 FINANCIAL MANAGEMENT AND BUDGET TRANSPARENCY

6 SEC. 7031. (a) LIMITATION ON DIRECT GOVERN-
7 MENT-TO-GOVERNMENT ASSISTANCE.—

8 (1) REQUIREMENTS.—Funds appropriated by
9 this Act may be made available for direct govern-
10 ment-to-government assistance only if the conditions
11 enumerated under this section in the report accom-
12 panying this Act are fully met.

13 (2) SUSPENSION OF ASSISTANCE.—The Admin-
14 istrator of the United States Agency for Inter-
15 national Development or the Secretary of State, as
16 appropriate, shall suspend any direct government-to-
17 government assistance if the Administrator or the
18 Secretary has credible information of material mis-
19 use of such assistance, unless the Administrator or
20 the Secretary reports to the Committees on Appro-
21 priations that it is in the national interest of the
22 United States to continue such assistance, including
23 a justification, or that such misuse has been appro-
24 priately addressed.

1 (3) DEBT SERVICE PAYMENT PROHIBITION.—

2 None of the funds made available by this Act may
3 be used by the government of any foreign country
4 for debt service payments owed by any country to
5 any international financial institution.

6 (b) NATIONAL BUDGET AND CONTRACT TRANS-
7 PARENCY.—

8 (1) MINIMUM REQUIREMENTS OF FISCAL
9 TRANSPARENCY.—The Secretary of State shall con-
10 tinue to update and strengthen the “minimum re-
11 quirements of fiscal transparency” for each govern-
12 ment receiving assistance appropriated by this Act,
13 as identified in the report required by section
14 7031(b) of the Department of State, Foreign Oper-
15 ations, and Related Programs Appropriations Act,
16 2014 (division K of Public Law 113–76).

17 (2) DETERMINATION AND REPORT.—For each
18 government identified pursuant to paragraph (1),
19 the Secretary of State, not later than 180 days after
20 enactment of this Act, shall make or update any de-
21 termination of “significant progress” or “no signifi-
22 cant progress” in meeting the minimum require-
23 ments of fiscal transparency, and make such deter-
24 minations publicly available in an annual “Fiscal

1 Transparency Report” to be posted on the Depart-
2 ment of State website.

3 (3) ASSISTANCE.—Funds appropriated under
4 title III and under the heading “Economic Support
5 Fund” in title IV of this Act shall be made available
6 for programs and activities to assist governments
7 identified pursuant to paragraph (1) to improve
8 budget transparency and to support civil society or-
9 ganizations in such countries that promote budget
10 transparency.

11 (c) ANTI-KLEPTOCRACY AND HUMAN RIGHTS.—

12 (1) INELIGIBILITY.—

13 (A) Officials of foreign governments and
14 their immediate family members about whom
15 the Secretary of State has credible information
16 have been involved in significant corruption, in-
17 cluding corruption related to the extraction of
18 natural resources, or a gross violation of human
19 rights shall be ineligible for entry into the
20 United States.

21 (B) The Secretary shall also publicly or
22 privately designate or identify officials of for-
23 eign governments and their immediate family
24 members about whom the Secretary has such

1 credible information without regard to whether
2 the individual has applied for a visa.

3 (2) EXCEPTION.—Individuals shall not be ineli-
4 gible if entry into the United States would further
5 important United States law enforcement objectives
6 or is necessary to permit the United States to fulfill
7 its obligations under the United Nations Head-
8 quarters Agreement: *Provided*, That nothing in
9 paragraph (1) shall be construed to derogate from
10 United States Government obligations under applica-
11 ble international agreements.

12 (3) WAIVER.—The Secretary may waive the ap-
13 plication of paragraph (1) if the Secretary deter-
14 mines that the waiver would serve a compelling na-
15 tional interest or that the circumstances which
16 caused the individual to be ineligible have changed
17 sufficiently.

18 (d) FOREIGN ASSISTANCE WEBSITE.—Funds appro-
19 priated by this Act under titles I and II, and funds made
20 available for any independent agency in title III, as appro-
21 priate, shall be made available to support the provision
22 of additional information on United States Government
23 foreign assistance on the Department of State foreign as-
24 sistance website: *Provided*, That all Federal agencies fund-

1 ed under this Act shall provide such information on for-
2 eign assistance, upon request, to the Department of State.

3 DEMOCRACY PROGRAMS

4 SEC. 7032. (a) FUNDING.—Of the funds appro-
5 priated by this Act under the headings “Development As-
6 sistance”, “Economic Support Fund”, “Democracy
7 Fund”, “Assistance for Europe, Eurasia and Central
8 Asia”, and “International Narcotics Control and Law En-
9 forcement”, not less than \$2,400,000,000 shall be made
10 available for democracy programs.

11 (b) AUTHORITIES.—

12 (1) Funds made available by this Act for de-
13 mocracy programs pursuant to subsection (a) and
14 under the heading “National Endowment for De-
15 mocracy” may be made available notwithstanding
16 any other provision of law, and with regard to the
17 National Endowment for Democracy (NED), any
18 regulation.

19 (2) Funds made available by this Act for the
20 NED are made available pursuant to the authority
21 of the National Endowment for Democracy Act (title
22 V of Public Law 98–164), including all decisions re-
23 garding the selection of beneficiaries.

24 (c) DEFINITION OF DEMOCRACY PROGRAMS.—For
25 purposes of funds appropriated by this Act, the term “de-

1 mocracy programs” means programs that support good
2 governance, credible and competitive elections, freedom of
3 expression, association, assembly, and religion, human
4 rights, labor rights, independent media, and the rule of
5 law, and that otherwise strengthen the capacity of demo-
6 cratic political parties, governments, nongovernmental or-
7 ganizations and institutions, and citizens to support the
8 development of democratic states and institutions that are
9 responsive and accountable to citizens.

10 (d) PROGRAM PRIORITIZATION.—Funds made avail-
11 able pursuant to this section that are made available for
12 programs to strengthen government institutions shall be
13 prioritized for those institutions that demonstrate a com-
14 mitment to democracy and the rule of law.

15 (e) RESTRICTION ON PRIOR APPROVAL.—With re-
16 spect to the provision of assistance for democracy pro-
17 grams in this Act, the organizations implementing such
18 assistance, the specific nature of that assistance, and the
19 participants in such programs shall not be subject to the
20 prior approval by the government of any foreign country.

21 (f) CONTINUATION OF CURRENT PRACTICES.—The
22 United States Agency for International Development shall
23 continue to implement civil society and political competi-
24 tion and consensus building programs abroad with funds
25 appropriated by this Act in a manner that recognizes the

1 unique benefits of grants and cooperative agreements in
2 implementing such programs.

3 (g) INFORMING THE NATIONAL ENDOWMENT FOR
4 DEMOCRACY.—The Assistant Secretary for Democracy,
5 Human Rights, and Labor, Department of State, and the
6 Assistant Administrator for Democracy, Conflict, and Hu-
7 manitarian Assistance, USAID, shall regularly inform the
8 National Endowment for Democracy of democracy pro-
9 grams that are planned and supported by funds made
10 available by this Act and prior Acts making appropriations
11 for the Department of State, foreign operations, and re-
12 lated programs.

13 (h) PROTECTION OF CIVIL SOCIETY ACTIVISTS AND
14 JOURNALISTS.—Funds appropriated by this Act under
15 title III shall be made available to support and protect
16 civil society activists and journalists who have been threat-
17 ened, harassed, or attacked, consistent with the action
18 plan submitted pursuant to, and on the same terms and
19 conditions of, section 7032(i) of the Department of State,
20 Foreign Operations, and Related Programs Appropria-
21 tions Act, 2018 (division K of Public Law 115–141).

22 INTERNATIONAL RELIGIOUS FREEDOM

23 SEC. 7033. (a) INTERNATIONAL RELIGIOUS FREE-
24 DOM OFFICE AND SPECIAL ENVOY TO PROMOTE RELI-
25 GIOUS FREEDOM.—Funds appropriated by this Act under

1 the heading “Diplomatic Programs” shall be made avail-
2 able for the Office of International Religious Freedom,
3 Bureau of Democracy, Human Rights, and Labor, De-
4 partment of State, and the Special Envoy to Promote Reli-
5 gious Freedom of Religious Minorities in the Near East
6 and South Central Asia, as authorized in the Near East
7 and South Central Asia Religious Freedom Act of 2014
8 (Public Law 113–161), including for support staff at not
9 less than the amounts specified for such offices in the
10 table under such heading in the report accompanying this
11 Act.

12 (b) ASSISTANCE.—Funds appropriated by this Act
13 under the headings “Democracy Fund”, “Economic Sup-
14 port Fund”, and “International Broadcasting Operations”
15 shall be made available for international religious freedom
16 programs and funds appropriated by this Act under the
17 headings “International Disaster Assistance” and “Migra-
18 tion and Refugee Assistance” shall be made available for
19 humanitarian assistance for vulnerable and persecuted re-
20 ligious minorities.

21 (c) AUTHORITY.—Funds appropriated by this Act
22 and prior Acts making appropriations for the Department
23 of State, foreign operations, and related programs under
24 the heading “Economic Support Fund” may be made
25 available notwithstanding any other provision of law for

1 assistance for ethnic and religious minorities in Iraq and
2 Syria.

3 SPECIAL PROVISIONS

4 SEC. 7034. (a) VICTIMS OF WAR, DISPLACED CHIL-
5 DREN, AND DISPLACED BURMESE.—Funds appropriated
6 in titles III and VI of this Act that are made available
7 for victims of war, displaced children, displaced Burmese,
8 and to combat trafficking in persons and assist victims
9 of such trafficking, may be made available notwith-
10 standing any other provision of law.

11 (b) ATROCITIES PREVENTION.—Of the funds appro-
12 priated by this Act under the headings “Economic Sup-
13 port Fund” and “International Narcotics Control and
14 Law Enforcement”, not less than \$5,000,000 shall be
15 made available for programs to prevent atrocities, includ-
16 ing to implement recommendations of the Atrocities Pre-
17 vention Board, or any successor entity.

18 (c) WORLD FOOD PROGRAMME.—Funds managed by
19 the Bureau for Democracy, Conflict, and Humanitarian
20 Assistance, or any successor humanitarian assistance bu-
21 reau, of the United States Agency for International Devel-
22 opment, from this or any other Act, may be made available
23 as a general contribution to the World Food Programme,
24 notwithstanding any other provision of law.

25 (d) DIRECTIVES AND AUTHORITIES.—

1 (1) RESEARCH AND TRAINING.—Funds appro-
2 priated by this Act under the heading “Assistance
3 for Europe, Eurasia and Central Asia” shall be
4 made available to carry out the Program for Re-
5 search and Training on Eastern Europe and the
6 Independent States of the Former Soviet Union as
7 authorized by the Soviet-Eastern European Research
8 and Training Act of 1983 (22 U.S.C. 4501 et seq.).

9 (2) ADDITIONAL AUTHORITIES.—Of the
10 amounts made available by title I of this Act under
11 the heading “Diplomatic Programs”, up to \$500,000
12 may be made available for grants pursuant to sec-
13 tion 504 of the Foreign Relations Authorization Act,
14 Fiscal Year 1979 (22 U.S.C. 2656d), including to
15 facilitate collaboration with indigenous communities,
16 and up to \$1,000,000 may be made available for
17 grants to carry out the activities of the Cultural An-
18 tiquities Task Force.

19 (3) INNOVATION.—The USAID Administrator
20 may use funds appropriated by this Act under title
21 III to make innovation incentive awards: *Provided*,
22 That each individual award may not exceed
23 \$100,000: *Provided further*, That no more than 15
24 such awards may be made during fiscal year 2020.

1 (4) EXCHANGE VISITOR PROGRAM.—None of
2 the funds made available by this Act may be used
3 to modify the Exchange Visitor Program adminis-
4 tered by the Department of State to implement the
5 Mutual Educational and Cultural Exchange Act of
6 1961, as amended, (Public Law 87–256; 22 U.S.C.
7 2451 et seq.), except through the formal rulemaking
8 process pursuant to the Administrative Procedure
9 Act and notwithstanding the exceptions to such rule-
10 making process in such Act: *Provided*, That funds
11 made available for such purpose shall only be made
12 available after consultation with, and subject to the
13 regular notification procedures of, the Committees
14 on Appropriations, regarding how any proposed
15 modification would affect the public diplomacy goals
16 of, and the estimated economic impact on, the
17 United States.

18 (5) PRIVATE SECTOR PARTNERSHIPS.—Of the
19 funds appropriated by this Act under the headings
20 “Development Assistance” and “Economic Support
21 Fund” that are made available for private sector
22 partnerships, up to \$50,000,000 may remain avail-
23 able until September 30, 2022: *Provided*, That funds
24 made available pursuant to this paragraph may only
25 be made available following prior consultation with

1 the appropriate congressional committees, and the
2 regular notification procedures of the Committees on
3 Appropriations.

4 (6) VIETNAM EDUCATION FOUNDATION.—Sec-
5 tion 207(c) of the Vietnam Education Foundation
6 Act of 2000 (114 Stat. 2763A–257; 22 U.S.C.
7 2452) is amended by adding a new paragraph as fol-
8 lows:

9 “(4) On October 1, 2019, any remaining unob-
10 ligated balances of funds made available under the
11 heading ‘Vietnam Education Foundation—Vietnam
12 Debt Repayment Fund’ that are not necessary for
13 liquidating the final liabilities of the Vietnam Edu-
14 cation Foundation shall be available for grants au-
15 thorized by section 211 of this Act.”.

16 (e) PARTNER VETTING.—Prior to initiating a partner
17 vetting program, or making significant changes to the
18 scope of an existing partner vetting program, the Sec-
19 retary of State and USAID Administrator, as appropriate,
20 shall consult with the Committees on Appropriations.

21 (f) CONTINGENCIES.—During fiscal year 2020, the
22 President may use up to \$200,000,000 under the author-
23 ity of section 451 of the Foreign Assistance Act of 1961,
24 notwithstanding any other provision of law.

1 (g) TRANSFER OF FUNDS FOR EXTRAORDINARY
2 PROTECTION.—The Secretary of State may transfer to,
3 and merge with, funds under the heading “Protection of
4 Foreign Missions and Officials” unobligated balances of
5 expired funds appropriated under the heading “Diplomatic
6 Programs” for fiscal year 2020, except for funds des-
7 ignated for Overseas Contingency Operations/Global War
8 on Terrorism pursuant to section 251(b)(2)(A)(ii) of the
9 Balanced Budget and Emergency Deficit Control Act of
10 1985, at no later than the end of the fifth fiscal year after
11 the last fiscal year for which such funds are available for
12 the purposes for which appropriated: *Provided*, That not
13 more than \$50,000,000 may be transferred.

14 (h) PROTECTIONS AND REMEDIES FOR EMPLOYEES
15 OF DIPLOMATIC MISSIONS AND INTERNATIONAL ORGANI-
16 ZATIONS.—Section 7034(k) of the Department of State,
17 Foreign Operations, and Related Programs Appropria-
18 tions Act, 2015 (division J of Public Law 113–235) shall
19 continue in effect during fiscal year 2020.

20 (i) EXTENSION OF AUTHORITIES.—

21 (1) PASSPORT FEES.—Section 1(b)(2) of the
22 Passport Act of June 4, 1920 (22 U.S.C. 214(b)(2))
23 shall be applied by substituting “September 30,
24 2020” for “September 30, 2010”.

1 (2) INCENTIVES FOR CRITICAL POSTS.—The
2 authority contained in section 1115(d) of the Sup-
3 plemental Appropriations Act, 2009 (Public Law
4 111–32) shall remain in effect through September
5 30, 2020.

6 (3) USAID CIVIL SERVICE ANNUITANT WAIV-
7 ER.—Section 625(j)(1) of the Foreign Assistance
8 Act of 1961 (22 U.S.C. 2385(j)(1)) shall be applied
9 by substituting “September 30, 2020” for “October
10 1, 2010” in subparagraph (B).

11 (4) OVERSEAS PAY COMPARABILITY.—The au-
12 thority provided by section 1113 of the Supple-
13 mental Appropriations Act, 2009 (Public Law 111–
14 32) shall remain in effect through September 30,
15 2020: *Provided*, That the exercise of the authority of
16 section 1113 of such Act, as carried forward by this
17 Act, shall be subject to prior consultation with the
18 Committees on Appropriations.

19 (5) CATEGORICAL ELIGIBILITY.—The Foreign
20 Operations, Export Financing, and Related Pro-
21 grams Appropriations Act, 1990 (Public Law 101–
22 167) is amended—

23 (A) in section 599D (8 U.S.C. 1157
24 note)—

1 (i) in subsection (b)(3), by striking
2 “and 2019” and inserting “2019, and
3 2020”; and

4 (ii) in subsection (e), by striking
5 “2019” each place it appears and inserting
6 “2020”; and

7 (B) in section 599E (8 U.S.C. 1255 note)
8 in subsection (b)(2), by striking “2019” and in-
9 serting “2020”.

10 (6) INSPECTOR GENERAL ANNUITANT WAIV-
11 ER.—The authorities provided in section 1015(b) of
12 the Supplemental Appropriations Act, 2010 (Public
13 Law 111–212) shall remain in effect through Sep-
14 tember 30, 2020.

15 (7) ACCOUNTABILITY REVIEW BOARDS.—The
16 authority provided by section 301(a)(3) of the Omni-
17 bus Diplomatic Security and Antiterrorism Act of
18 1986 (22 U.S.C. 4831(a)(3)) shall remain in effect
19 for facilities in Afghanistan through September 30,
20 2020, except that the notification and reporting re-
21 quirements contained in such section shall include
22 the Committees on Appropriations.

23 (8) SPECIAL INSPECTOR GENERAL FOR AF-
24 GHANISTAN RECONSTRUCTION COMPETITIVE STA-
25 TUS.—Notwithstanding any other provision of law,

1 any employee of the Special Inspector General for
2 Afghanistan Reconstruction (SIGAR) who completes
3 at least 12 months of continuous service after the
4 date of enactment of this Act or who is employed on
5 the date on which SIGAR terminates, whichever oc-
6 curs first, shall acquire competitive status for ap-
7 pointment to any position in the competitive service
8 for which the employee possesses the required quali-
9 fications.

10 (9) TRANSFER OF BALANCES.—Section 7081(h)
11 of the Department of State, Foreign Operations, and
12 Related Programs Appropriations Act, 2017 (divi-
13 sion J of Public Law 115–31) shall continue in ef-
14 fect during fiscal year 2020.

15 (10) DEPARTMENT OF STATE INSPECTOR GEN-
16 ERAL WAIVER AUTHORITY.—The Inspector General
17 of the Department of State may waive the provisions
18 of subsections (a) through (d) of section 824 of the
19 Foreign Service Act of 1980 (22 U.S.C. 4064) on a
20 case-by-case basis for an annuitant reemployed by
21 the Inspector General on a temporary basis, subject
22 to the same constraints and in the same manner by
23 which the Secretary of State may exercise such waiv-
24 er authority pursuant to subsection (g) of such sec-
25 tion.

1 (j) HIV/AIDS WORKING CAPITAL FUND.—Funds
2 available in the HIV/AIDS Working Capital Fund estab-
3 lished pursuant to section 525(b)(1) of the Foreign Oper-
4 ations, Export Financing, and Related Programs Appro-
5 priations Act, 2005 (Public Law 108–447) may be made
6 available for pharmaceuticals and other products for other
7 global health and child survival activities to the same ex-
8 tent as HIV/AIDS pharmaceuticals and other products,
9 subject to the terms and conditions in such section: *Pro-*
10 *vided*, That the authority in section 525(b)(5) of the For-
11 eign Operations, Export Financing, and Related Programs
12 Appropriation Act, 2005 (Public Law 108–447) shall be
13 exercised by the Assistant Administrator for Global
14 Health, USAID, with respect to funds deposited for such
15 non-HIV/AIDS pharmaceuticals and other products, and
16 shall be subject to the regular notification procedures of
17 the Committees on Appropriations.

18 (k) LOANS, CONSULTATION, AND NOTIFICATION.—

19 (1) LOAN GUARANTEES.—Funds appropriated
20 under the headings “Economic Support Fund” and
21 “Assistance for Europe, Eurasia and Central Asia”
22 by this Act and prior Acts making appropriations
23 for the Department of State, foreign operations, and
24 related programs may be made available for the
25 costs, as defined in section 502 of the Congressional

1 Budget Act of 1974, of loan guarantees for Egypt,
2 Jordan, Tunisia, and Ukraine, which are authorized
3 to be provided: *Provided*, That amounts made avail-
4 able under this paragraph for the costs of such
5 guarantees shall not be considered assistance for the
6 purposes of provisions of law limiting assistance to
7 a country.

8 (2) DESIGNATION REQUIREMENT.—Funds
9 made available pursuant to paragraph (1) from prior
10 Acts making appropriations for the Department of
11 State, foreign operations, and related programs that
12 were previously designated by the Congress for Over-
13 seas Contingency Operations/Global War on Ter-
14 rorism pursuant to section 251(b)(2)(A)(ii) of the
15 Balanced Budget and Emergency Deficit Control
16 Act of 1985 are designated by the Congress for
17 Overseas Contingency Operations/Global War on
18 Terrorism pursuant to section 251(b)(2)(A)(ii) of
19 such Act.

20 (3) CONSULTATION AND NOTIFICATION.—
21 Funds made available pursuant to the authorities of
22 this subsection shall be subject to prior consultation
23 with the appropriate congressional committees, and
24 subject to the regular notification procedures of the
25 Committees on Appropriations.

1 (l) LOCAL WORKS.—

2 (1) Of the funds appropriated by this Act under
3 the headings “Development Assistance” and “Eco-
4 nomic Support Fund”, not less than \$50,000,000
5 shall be made available for Local Works pursuant to
6 section 7080 of the Department of State, Foreign
7 Operations, and Related Programs Appropriations
8 Act, 2015 (division J of Public Law 113–235),
9 which may remain available until September 30,
10 2024.

11 (2) For the purposes of section 7080 of the De-
12 partment of State, Foreign Operations, and Related
13 Programs Appropriations Act, 2015 (division J of
14 Public Law 113–235), “eligible entities” shall be de-
15 fined as small local, international, and United
16 States-based nongovernmental organizations, edu-
17 cational institutions, and other small entities that
18 have received less than a total of \$5,000,000 from
19 USAID over the previous 5 fiscal years: *Provided*,
20 That departments or centers of such educational in-
21 stitutions may be considered individually in deter-
22 mining such eligibility.

23 (m) DEFINITIONS.—

24 (1) APPROPRIATE CONGRESSIONAL COMMIT-
25 TEES.—Unless otherwise defined in this Act, for

1 purposes of this Act the term “appropriate congress-
2 sional committees” means the Committees on Appro-
3 priations and Foreign Relations of the Senate and
4 the Committees on Appropriations and Foreign Af-
5 fairs of the House of Representatives.

6 (2) FUNDS APPROPRIATED BY THIS ACT AND
7 PRIOR ACTS.—Unless otherwise defined in this Act,
8 for purposes of this Act the term “funds appro-
9 priated by this Act and prior Acts making appro-
10 priations for the Department of State, foreign oper-
11 ations, and related programs” means funds that re-
12 main available for obligation, and have not expired.

13 (3) INTERNATIONAL FINANCIAL INSTITU-
14 TIONS.—In this Act “international financial institu-
15 tions” means the International Bank for Recon-
16 struction and Development, the International Devel-
17 opment Association, the International Finance Cor-
18 poration, the Inter-American Development Bank, the
19 International Monetary Fund, the International
20 Fund for Agricultural Development, the Asian De-
21 velopment Fund, the Inter-American Investment
22 Corporation, the North American Development
23 Bank, the European Bank for Reconstruction and
24 Development, the African Development Bank, the

1 African Development Fund, and the Multilateral In-
2 vestment Guarantee Agency.

3 (4) PARIS AGREEMENT.—In this Act, the term
4 “Paris Agreement” means the decision by the
5 United Nations Framework Convention on Climate
6 Change’s 21st Conference of Parties in Paris,
7 France, adopted December 12, 2015.

8 (5) SOUTHERN KORDOFAN REFERENCE.—Any
9 reference to Southern Kordofan in this or any other
10 Act making appropriations for the Department of
11 State, foreign operations, and related programs shall
12 for fiscal year 2020, and each fiscal year thereafter,
13 be deemed to include portions of Western Kordofan
14 that were previously part of Southern Kordofan
15 prior to the 2013 division of Southern Kordofan.

16 (6) USAID.—In this Act, the term “USAID”
17 means the United States Agency for International
18 Development.

19 (7) SPEND PLAN.—In this Act, the term
20 “spend plan” means a plan for the uses of funds ap-
21 propriated for a particular entity, country, program,
22 purpose, or account and which shall include, at a
23 minimum, a description of—

1 (A) realistic and sustainable goals, criteria
2 for measuring progress, and a timeline for
3 achieving such goals;

4 (B) amounts and sources of funds by ac-
5 count;

6 (C) how such funds will complement other
7 ongoing or planned programs; and

8 (D) implementing partners, to the max-
9 imum extent practicable.

10 LAW ENFORCEMENT AND SECURITY

11 SEC. 7035. (a) ASSISTANCE.—

12 (1) COMMUNITY-BASED POLICE ASSISTANCE.—

13 Funds made available under titles III and IV of this
14 Act to carry out the provisions of chapter 1 of part
15 I and chapters 4 and 6 of part II of the Foreign As-
16 sistance Act of 1961, may be used, notwithstanding
17 section 660 of that Act, to enhance the effectiveness
18 and accountability of civilian police authority
19 through training and technical assistance in human
20 rights, the rule of law, anti-corruption, strategic
21 planning, and through assistance to foster civilian
22 police roles that support democratic governance, in-
23 cluding assistance for programs to prevent conflict,
24 respond to disasters, address gender-based violence,

1 and foster improved police relations with the com-
2 munities they serve.

3 (2) COUNTERTERRORISM PARTNERSHIPS
4 FUND.—Funds appropriated by this Act under the
5 heading Nonproliferation, Anti-terrorism, Demining
6 and Related Programs shall be made available for
7 the Counterterrorism Partnerships Fund for pro-
8 grams in areas liberated from, under the influence
9 of, or adversely affected by, the Islamic State of Iraq
10 and Syria or other terrorist organizations: *Provided*,
11 That such areas shall include the Kurdistan Region
12 of Iraq: *Provided further*, That prior to the obliga-
13 tion of funds made available pursuant to this para-
14 graph, the Secretary of State shall take all prac-
15 ticable steps to ensure that mechanisms are in place
16 for monitoring, oversight, and control of such funds:
17 *Provided further*, That funds made available pursu-
18 ant to this paragraph shall be subject to prior con-
19 sultation with the appropriate congressional commit-
20 tees, and the regular notification procedures of the
21 Committees on Appropriations.

22 (b) AUTHORITIES.—

23 (1) RECONSTITUTING CIVILIAN POLICE AU-
24 THORITY.—In providing assistance with funds ap-
25 propriated by this Act under section 660(b)(6) of

1 the Foreign Assistance Act of 1961, support for a
2 nation emerging from instability may be deemed to
3 mean support for regional, district, municipal, or
4 other sub-national entity emerging from instability,
5 as well as a nation emerging from instability.

6 (2) DISARMAMENT, DEMOBILIZATION, AND RE-
7 INTEGRATION.—Section 7034(d) of the Department
8 of State, Foreign Operations, and Related Programs
9 Appropriations Act, 2015 (division J of Public Law
10 113–235) shall continue in effect during fiscal year
11 2020.

12 (3) INTERNATIONAL PRISON CONDITIONS.—
13 Funds appropriated by this Act shall be made avail-
14 able for assistance to eliminate inhumane conditions
15 in foreign prisons and other detention facilities, not-
16 withstanding section 660 of the Foreign Assistance
17 Act of 1961: *Provided*, That the Secretary of State
18 and the USAID Administrator shall consult with the
19 Committees on Appropriations on the proposed uses
20 of such funds prior to obligation and not later than
21 60 days after enactment of this Act.

22 (4) EXTENSION OF WAR RESERVES STOCKPILE
23 AUTHORITY.—

24 (A) Section 12001(d) of the Department of
25 Defense Appropriations Act, 2005 (Public Law

1 108–287; 118 Stat. 1011) is amended by strik-
2 ing “of this section” and all that follows
3 through the period at the end and inserting “of
4 this section after September 30, 2021.”.

5 (B) Section 514(b)(2)(A) of the Foreign
6 Assistance Act of 1961 (22 U.S.C.
7 2321h(b)(2)(A)) is amended by striking “and
8 2020” and inserting “2020, and 2021”.

9 (5) COMMERCIAL LEASING OF DEFENSE ARTI-
10 CLES.—Notwithstanding any other provision of law,
11 and subject to the regular notification procedures of
12 the Committees on Appropriations, the authority of
13 section 23(a) of the Arms Export Control Act may
14 be used to provide financing to Israel, Egypt, the
15 North Atlantic Treaty Organization (NATO), and
16 major non-NATO allies for the procurement by leas-
17 ing (including leasing with an option to purchase) of
18 defense articles from United States commercial sup-
19 pliers, not including Major Defense Equipment
20 (other than helicopters and other types of aircraft
21 having possible civilian application), if the President
22 determines that there are compelling foreign policy
23 or national security reasons for those defense arti-
24 cles being provided by commercial lease rather than
25 by government-to-government sale under such Act.

1 (6) SPECIAL DEFENSE ACQUISITION FUND.—
2 Not to exceed \$900,000,000 may be obligated pursu-
3 ant to section 51(c)(2) of the Arms Export Control
4 Act for the purposes of the Special Defense Acquisi-
5 tion Fund (the Fund), to remain available for obli-
6 gation until September 30, 2022: *Provided*, That the
7 provision of defense articles and defense services to
8 foreign countries or international organizations from
9 the Fund shall be subject to the concurrence of the
10 Secretary of State.

11 (c) LIMITATIONS.—

12 (1) CHILD SOLDIERS.—Funds appropriated by
13 this Act should not be used to support any military
14 training or operations that include child soldiers.

15 (2) LANDMINES AND CLUSTER MUNITIONS.—

16 (A) LANDMINES.—Notwithstanding any
17 other provision of law, demining equipment
18 available to the United States Agency for Inter-
19 national Development and the Department of
20 State and used in support of the clearance of
21 landmines and unexploded ordnance for human-
22 itarian purposes may be disposed of on a grant
23 basis in foreign countries, subject to such terms
24 and conditions as the Secretary of State may
25 prescribe.

1 (B) CLUSTER MUNITIONS.—No military
2 assistance shall be furnished for cluster muni-
3 tions, no defense export license for cluster mu-
4 nitions may be issued, and no cluster munitions
5 or cluster munitions technology shall be sold or
6 transferred, unless—

7 (i) the submunitions of the cluster
8 munitions, after arming, do not result in
9 more than 1 percent unexploded ordnance
10 across the range of intended operational
11 environments, and the agreement applica-
12 ble to the assistance, transfer, or sale of
13 such cluster munitions or cluster munitions
14 technology specifies that the cluster muni-
15 tions will only be used against clearly de-
16 fined military targets and will not be used
17 where civilians are known to be present or
18 in areas normally inhabited by civilians; or

19 (ii) such assistance, license, sale, or
20 transfer is for the purpose of demilitarizing
21 or permanently disposing of such cluster
22 munitions.

23 (3) CROWD CONTROL ITEMS.—Funds appro-
24 priated by this Act should not be used for tear gas,
25 small arms, light weapons, ammunition, or other

1 items for crowd control purposes for foreign security
2 forces that use excessive force to repress peaceful ex-
3 pression, association, or assembly in countries that
4 the Secretary of State determines are undemocratic
5 or are undergoing democratic transitions.

6 (d) REPORTS.—

7 (1) SECURITY ASSISTANCE REPORT.—Not later
8 than 120 days after enactment of this Act, the Sec-
9 retary of State shall submit to the Committees on
10 Appropriations a report on funds obligated and ex-
11 pended during fiscal year 2019, by country and pur-
12 pose of assistance, under the headings “Peace-
13 keeping Operations”, “International Military Edu-
14 cation and Training”, and “Foreign Military Fi-
15 nancing Program”.

16 (2) QUARTERLY STATUS REPORT.—Following
17 the submission of the quarterly report required by
18 section 36 of Public Law 90–629 (22 U.S.C. 2776),
19 the Secretary of State, in coordination with the Sec-
20 retary of Defense, shall submit to the Committees on
21 Appropriations a status report that contains the in-
22 formation described under the heading “Foreign
23 Military Financing Program” in the report accom-
24 panying this Act.

ENTERPRISE FUNDS

1
2 SEC. 7036. (a) NOTIFICATION.—None of the funds
3 made available under titles III through VI of this Act may
4 be made available for Enterprise Funds unless the appro-
5 priate congressional committees are notified at least 15
6 days in advance.

7 (b) DISTRIBUTION OF ASSETS PLAN.—Prior to the
8 distribution of any assets resulting from any liquidation,
9 dissolution, or winding up of an Enterprise Fund, in whole
10 or in part, the President shall submit to the appropriate
11 congressional committees a plan for the distribution of the
12 assets of the Enterprise Fund.

13 (c) TRANSITION OR OPERATING PLAN.—Prior to a
14 transition to and operation of any private equity fund or
15 other parallel investment fund under an existing Enter-
16 prise Fund, the President shall submit such transition or
17 operating plan to the appropriate congressional commit-
18 tees.

WAR CRIMES TRIBUNALS

19
20 SEC. 7037. If the President determines that doing so
21 will contribute to a just resolution of charges regarding
22 genocide or other violations of international humanitarian
23 law, the President may direct a drawdown pursuant to sec-
24 tion 552(c) of the Foreign Assistance Act of 1961 of up
25 to \$30,000,000 of commodities and services for the United

1 Nations War Crimes Tribunal established with regard to
2 the former Yugoslavia by the United Nations Security
3 Council or such other tribunals or commissions as the
4 Council may establish or authorize to deal with such viola-
5 tions, without regard to the ceiling limitation contained
6 in paragraph (2) thereof: *Provided*, That the determina-
7 tion required under this section shall be in lieu of any de-
8 terminations otherwise required under section 552(c): *Pro-*
9 *vided further*, That funds made available pursuant to this
10 section shall be made available subject to the regular noti-
11 fication procedures of the Committees on Appropriations.

12 PALESTINIAN STATEHOOD

13 SEC. 7038. (a) LIMITATION ON ASSISTANCE.—None
14 of the funds appropriated under titles III through VI of
15 this Act may be provided to support a Palestinian state
16 unless the Secretary of State determines and certifies to
17 the appropriate congressional committees that—

18 (1) the governing entity of a new Palestinian
19 state—

20 (A) has demonstrated a firm commitment
21 to peaceful co-existence with the State of Israel;
22 and

23 (B) is taking appropriate measures to
24 counter terrorism and terrorist financing in the
25 West Bank and Gaza, including the dismantling

1 of terrorist infrastructures, and is cooperating
2 with appropriate Israeli and other appropriate
3 security organizations; and

4 (2) the Palestinian Authority (or the governing
5 entity of a new Palestinian state) is working with
6 other countries in the region to vigorously pursue ef-
7 forts to establish a just, lasting, and comprehensive
8 peace in the Middle East that will enable Israel and
9 an independent Palestinian state to exist within the
10 context of full and normal relationships, which
11 should include—

12 (A) termination of all claims or states of
13 belligerency;

14 (B) respect for and acknowledgment of the
15 sovereignty, territorial integrity, and political
16 independence of every state in the area through
17 measures including the establishment of demili-
18 tarized zones;

19 (C) their right to live in peace within se-
20 cure and recognized boundaries free from
21 threats or acts of force;

22 (D) freedom of navigation through inter-
23 national waterways in the area; and

24 (E) a framework for achieving a just set-
25 tlement of the refugee problem.

1 dent pro tempore of the Senate, and the Committees on
2 Appropriations that waiving such prohibition is important
3 to the national security interest of the United States.

4 (c) PERIOD OF APPLICATION OF WAIVER.—Any
5 waiver pursuant to subsection (b) shall be effective for no
6 more than a period of 6 months at a time and shall not
7 apply beyond 12 months after the enactment of this Act.

8 (d) REPORT.—Whenever the waiver authority pursu-
9 ant to subsection (b) is exercised, the President shall sub-
10 mit a report to the Committees on Appropriations detail-
11 ing the justification for the waiver, the purposes for which
12 the funds will be spent, and the accounting procedures in
13 place to ensure that the funds are properly disbursed: *Pro-*
14 *vided*, That the report shall also detail the steps the Pales-
15 tinian Authority has taken to arrest terrorists, confiscate
16 weapons and dismantle the terrorist infrastructure, and
17 facilitate the settlement of terrorism-related claims of na-
18 tionals of the United States.

19 (e) CERTIFICATION.—If the President exercises the
20 waiver authority under subsection (b), the Secretary of
21 State must certify and report to the Committees on Ap-
22 propriations prior to the obligation of funds that the Pal-
23 estinian Authority has established a single treasury ac-
24 count for all Palestinian Authority financing and all fi-
25 nancing mechanisms flow through this account, no parallel

1 financing mechanisms exist outside of the Palestinian Au-
2 thority treasury account, and there is a single comprehen-
3 sive civil service roster and payroll, and the Palestinian
4 Authority is acting to counter incitement of violence
5 against Israelis and is supporting activities aimed at pro-
6 moting peace, coexistence, and security cooperation with
7 Israel.

8 (f) PROHIBITION TO HAMAS AND THE PALESTINE
9 LIBERATION ORGANIZATION.—

10 (1) None of the funds appropriated under the
11 heading “Economic Support Fund” in this Act may
12 be obligated for salaries of personnel of the Pales-
13 tinian Authority located in Gaza or may be obligated
14 or expended for assistance to Hamas or any entity
15 effectively controlled by Hamas, any power-sharing
16 government of which Hamas is a member, or that
17 results from an agreement with Hamas and over
18 which Hamas exercises undue influence.

19 (2) Notwithstanding the limitation of paragraph
20 (1), assistance may be provided to a power-sharing
21 government only if the President certifies and re-
22 ports to the Committees on Appropriations that such
23 government, including all of its ministers or such
24 equivalent, has publicly accepted and is complying
25 with the principles contained in section 620K(b)(1)

1 (A) and (B) of the Foreign Assistance Act of 1961,
2 as amended.

3 (3) The President may exercise the authority in
4 section 620K(e) of the Foreign Assistance Act of
5 1961 with respect to this subsection.

6 (4) Whenever the certification pursuant to
7 paragraph (2) is exercised, the Secretary of State
8 shall submit a report to the Committees on Appro-
9 priations within 120 days of the certification and
10 every quarter thereafter on whether such govern-
11 ment, including all of its ministers or such equiva-
12 lent are continuing to comply with the principles
13 contained in section 620K(b)(1) (A) and (B) of the
14 Foreign Assistance Act of 1961, as amended: *Pro-*
15 *vided*, That the report shall also detail the amount,
16 purposes and delivery mechanisms for any assistance
17 provided pursuant to the abovementioned certifi-
18 cation and a full accounting of any direct support of
19 such government.

20 (5) None of the funds appropriated under titles
21 III through VI of this Act may be obligated for as-
22 sistance for the Palestine Liberation Organization.

23 (g) SUSPENSION OF ASSISTANCE.—

24 (1) Funds appropriated under the heading
25 “Economic Support Fund” in this Act and made

1 available for assistance for the Palestinian Authority
2 pursuant to subsection (b) shall be suspended if
3 after the date of enactment of this Act—

4 (A) the Palestinians obtain the same
5 standing as member states or full membership
6 as a state in the United Nations or any special-
7 ized agency thereof outside an agreement nego-
8 tiated between Israel and the Palestinians; or

9 (B) the Palestinians initiate an Inter-
10 national Criminal Court (ICC) judicially au-
11 thorized investigation, or actively support such
12 an investigation, that subjects Israeli nationals
13 to an investigation for alleged crimes against
14 Palestinians.

15 (2) The Secretary of State may waive the re-
16 striction in paragraph (1) of this subsection result-
17 ing from the application of subparagraph (A) of
18 such paragraph if the Secretary certifies to the Com-
19 mittees on Appropriations that to do so is in the na-
20 tional security interest of the United States, and
21 submits a report to such Committees detailing how
22 the waiver and the continuation of assistance would
23 assist in furthering Middle East peace.

24 (h) REDUCTION.—The Secretary of State shall re-
25 duce the amount of assistance made available by this Act

1 under the heading “Economic Support Fund” for the Pal-
2 estinian Authority by an amount the Secretary determines
3 is equivalent to the amount expended by the Palestinian
4 Authority, the Palestine Liberation Organization, and any
5 successor or affiliated organizations with such entities as
6 payments for acts of terrorism by individuals who are im-
7 prisoned after being fairly tried and convicted for acts of
8 terrorism and by individuals who died committing acts of
9 terrorism during the previous calendar year: *Provided*,
10 That the Secretary shall report to the Committees on Ap-
11 propriations on the amount reduced for fiscal year 2020
12 prior to the obligation of funds for the Palestinian Author-
13 ity.

14 (i) INCITEMENT REPORT.—Not later than 90 days
15 after enactment of this Act, the Secretary of State shall
16 submit a report to the appropriate congressional commit-
17 tees detailing steps taken by the Palestinian Authority to
18 counter incitement of violence against Israelis and to pro-
19 mote peace and coexistence with Israel.

20 (j) SECTION 1003.—(1) The President may waive the
21 provisions of section 1003 of the Foreign Relations Au-
22 thorization Act, Fiscal Years 1988 and 1989 (Public Law
23 100–204) if the President determines and certifies in writ-
24 ing to the Speaker of the House of Representatives, the
25 President pro tempore of the Senate, and the appropriate

1 congressional committees that the Palestinians have not,
2 after the date of enactment of this Act—

3 (A) obtained in the United Nations or any spe-
4 cialized agency thereof the same standing as member
5 states or full membership as a state outside an
6 agreement negotiated between Israel and the Pal-
7 estinians; and

8 (B) initiated or actively supported an ICC in-
9 vestigation against Israeli nationals for alleged
10 crimes against Palestinians.

11 (2) Not less than 90 days after the President is un-
12 able to make the certification pursuant to paragraph (1)
13 of this subsection, the President may waive section 1003
14 of Public Law 100–204 if the President determines and
15 certifies in writing to the Speaker of the House of Rep-
16 resentatives, the President pro tempore of the Senate, and
17 the Committees on Appropriations that the Palestinians
18 have entered into direct and meaningful negotiations with
19 Israel: *Provided*, That any waiver of the provisions of sec-
20 tion 1003 of Public Law 100–204 under paragraph (1)
21 of this subsection or under previous provisions of law must
22 expire before the waiver under the preceding sentence may
23 be exercised.

24 (3) Any waiver pursuant to this subsection shall be
25 effective for no more than a period of 6 months at a time

1 and shall not apply beyond 12 months after the enactment
2 of this Act.

3 (k) PALESTINIAN BROADCASTING CORPORATION.—
4 None of the funds appropriated or otherwise made avail-
5 able by this Act may be used to provide equipment, tech-
6 nical support, consulting services, or any other form of
7 assistance to the Palestinian Broadcasting Corporation.

8 ASSISTANCE FOR THE WEST BANK AND GAZA

9 SEC. 7040. (a) OVERSIGHT.—For fiscal year 2020,
10 30 days prior to the initial obligation of funds for the bi-
11 lateral West Bank and Gaza Program, the Secretary of
12 State shall certify to the Committees on Appropriations
13 that procedures have been established to assure the Comp-
14 troller General of the United States will have access to
15 appropriate United States financial information in order
16 to review the uses of United States assistance for the Pro-
17 gram funded under the heading “Economic Support
18 Fund” for the West Bank and Gaza.

19 (b) VETTING.—Prior to the obligation of funds ap-
20 propriated by this Act under the heading “Economic Sup-
21 port Fund” for assistance for the West Bank and Gaza,
22 the Secretary of State shall take all appropriate steps to
23 ensure that such assistance is not provided to or through
24 any individual, private or government entity, or edu-
25 cational institution that the Secretary knows or has reason

1 to believe advocates, plans, sponsors, engages in, or has
2 engaged in, terrorist activity nor, with respect to private
3 entities or educational institutions, those that have as a
4 principal officer of the entity's governing board or gov-
5 erning board of trustees any individual that has been de-
6 termined to be involved in, or advocating terrorist activity
7 or determined to be a member of a designated foreign ter-
8 rorist organization: *Provided*, That the Secretary of State
9 shall, as appropriate, establish procedures specifying the
10 steps to be taken in carrying out this subsection and shall
11 terminate assistance to any individual, entity, or edu-
12 cational institution which the Secretary has determined to
13 be involved in or advocating terrorist activity.

14 (c) PROHIBITION.—

15 (1) RECOGNITION OF ACTS OF TERRORISM.—

16 None of the funds appropriated under titles III
17 through VI of this Act for assistance under the West
18 Bank and Gaza Program may be made available
19 for—

20 (A) the purpose of recognizing or otherwise
21 honoring individuals who commit, or have com-
22 mitted acts of terrorism; and

23 (B) any educational institution located in
24 the West Bank or Gaza that is named after an

1 individual who the Secretary of State deter-
2 mines has committed an act of terrorism.

3 (2) SECURITY ASSISTANCE AND REPORTING RE-
4 QUIREMENT.—Notwithstanding any other provision
5 of law, none of the funds made available by this or
6 prior appropriations Acts, including funds made
7 available by transfer, may be made available for obli-
8 gation for security assistance for the West Bank and
9 Gaza until the Secretary of State reports to the
10 Committees on Appropriations on the benchmarks
11 that have been established for security assistance for
12 the West Bank and Gaza and reports on the extent
13 of Palestinian compliance with such benchmarks.

14 (d) REPORTING REQUIREMENTS.—

15 (1) ECONOMIC ASSISTANCE.—Prior to the ini-
16 tial obligation of funds made available by this Act
17 under the heading “Economic Support Fund” for
18 assistance for the West Bank and Gaza, the Sec-
19 retary of State shall report to the Committees on
20 Appropriations that the purpose of such assistance
21 is to—

22 (A) advance Middle East peace;

23 (B) improve security in the region;

24 (C) continue support for transparent and
25 accountable government institutions;

1 (D) promote a private sector economy; or

2 (E) address urgent humanitarian needs.

3 (2) SECURITY ASSISTANCE.—The reporting re-
4 quirements in section 1404 of the Supplemental Ap-
5 propriations Act, 2008 (Public Law 110–252) shall
6 apply to funds made available by this Act, including
7 a description of modifications, if any, to the security
8 strategy of the Palestinian Authority.

9 (e) PRIVATE SECTOR PARTNERSHIP PROGRAMS.—
10 Funds appropriated by this Act and prior Acts making
11 appropriations for the Department of State, foreign oper-
12 ations, and related programs may be made available for
13 private sector partnership programs for the West Bank
14 and Gaza if such funds are authorized: *Provided*, That
15 funds made available pursuant to this subsection shall be
16 subject to prior consultation with the appropriate congres-
17 sional committees, and the regular notification procedures
18 of the Committees on Appropriations.

19 (f) OVERSIGHT BY THE UNITED STATES AGENCY
20 FOR INTERNATIONAL DEVELOPMENT.—

21 (1) The Administrator of the United States
22 Agency for International Development shall ensure
23 that Federal or non-Federal audits of all contractors
24 and grantees, and significant subcontractors and
25 sub-grantees, under the West Bank and Gaza Pro-

1 gram, are conducted at least on an annual basis to
2 ensure, among other things, compliance with this
3 section.

4 (2) Of the funds appropriated by this Act, up
5 to \$1,000,000 may be used by the Office of Inspec-
6 tor General of the United States Agency for Inter-
7 national Development for audits, investigations, and
8 other activities in furtherance of the requirements of
9 this subsection: *Provided*, That such funds are in ad-
10 dition to funds otherwise available for such pur-
11 poses.

12 (g) COMPTROLLER GENERAL OF THE UNITED
13 STATES AUDIT.—Subsequent to the certification specified
14 in subsection (a), the Comptroller General of the United
15 States shall conduct an audit and an investigation of the
16 treatment, handling, and uses of all funds for the bilateral
17 West Bank and Gaza Program, including all funds pro-
18 vided as cash transfer assistance, in fiscal year 2020
19 under the heading “Economic Support Fund”, and such
20 audit shall address—

21 (1) the extent to which such Program complies
22 with the requirements of subsections (b) and (c);
23 and

1 (2) an examination of all programs, projects,
2 and activities carried out under such Program, in-
3 cluding both obligations and expenditures.

4 (h) NOTIFICATION PROCEDURES.—Funds made
5 available in this Act for West Bank and Gaza shall be
6 subject to the regular notification procedures of the Com-
7 mittees on Appropriations.

8 MIDDLE EAST AND NORTH AFRICA

9 SEC. 7041. (a) ARAB LEAGUE BOYCOTT OF
10 ISRAEL.—It is the sense of the Congress that—

11 (1) the Arab League boycott of Israel, and the
12 secondary boycott of American firms that have com-
13 mercial ties with Israel, is an impediment to peace
14 in the region and to United States investment and
15 trade in the Middle East and North Africa;

16 (2) the Arab League boycott, which was regret-
17 tably reinstated in 1997, should be immediately and
18 publicly terminated, and the Central Office for the
19 Boycott of Israel immediately disbanded;

20 (3) all Arab League states should normalize re-
21 lations with their neighbor Israel;

22 (4) the President and the Secretary of State
23 should continue to vigorously oppose the Arab
24 League boycott of Israel and find concrete steps to
25 demonstrate that opposition by, for example, taking

1 into consideration the participation of any recipient
2 country in the boycott when determining to sell
3 weapons to said country; and

4 (5) the President should report to Congress an-
5 nually on specific steps being taken by the United
6 States to encourage Arab League states to normalize
7 their relations with Israel to bring about the termi-
8 nation of the Arab League boycott of Israel, includ-
9 ing those to encourage allies and trading partners of
10 the United States to enact laws prohibiting busi-
11 nesses from complying with the boycott and penal-
12 izing businesses that do comply.

13 (b) EGYPT.—

14 (1) CERTIFICATION AND REPORT.—Funds ap-
15 propriated by this Act that are available for assist-
16 ance for Egypt may be made available notwith-
17 standing any other provision of law restricting as-
18 sistance for Egypt, except for this subsection and
19 section 620M of the Foreign Assistance Act of 1961,
20 and may only be made available for assistance for
21 the Government of Egypt if the Secretary of State
22 certifies and reports to the Committees on Appro-
23 priations that such government is—

24 (A) sustaining the strategic relationship
25 with the United States; and

1 (B) meeting its obligations under the 1979
2 Egypt-Israel Peace Treaty.

3 (2) ECONOMIC SUPPORT FUND.—

4 (A) FUNDING.—Of the funds appropriated
5 by this Act under the headings “Development
6 Assistance” and “Economic Support Fund”, up
7 to \$102,500,000 may be made available for as-
8 sistance for Egypt, of which not less than
9 \$35,000,000 should be made available for high-
10 er education programs including not less than
11 \$15,000,000 for scholarships for Egyptian stu-
12 dents with high financial need to attend not-for-
13 profit institutions of higher education: *Provided*,
14 That such funds shall be made available for de-
15 mocracy programs, and for development pro-
16 grams in the Sinai: *Provided further*, That such
17 funds may not be made available for cash
18 transfer assistance or budget support.

19 (B) LIMITATION.—None of the funds ap-
20 propriated by this Act and prior Acts making
21 appropriations for the Department of State,
22 foreign operations, and related programs under
23 the heading “Economic Support Fund” may be
24 made available for a contribution, voluntary or
25 otherwise, to the “Civil Associations and Foun-

1 dations Support Fund”, or any similar fund, es-
2 tablished pursuant to Law 70 on Associations
3 and Other Foundations Working in the Field of
4 Civil Work published in the Official Gazette of
5 Egypt on May 29, 2017.

6 (3) FOREIGN MILITARY FINANCING PRO-
7 GRAM.—

8 (A) CERTIFICATION.—Of the funds appro-
9 priated by this Act under the heading “Foreign
10 Military Financing Program”, up to
11 \$1,300,000,000, to remain available until Sep-
12 tember 30, 2021, may be made available for as-
13 sistance for Egypt: *Provided*, That such funds
14 may be transferred to an interest bearing ac-
15 count in the Federal Reserve Bank of New
16 York, following consultation with the Commit-
17 tees on Appropriations: *Provided further*, That
18 20 percent of such funds shall be withheld from
19 obligation until the Secretary of State certifies
20 and reports to the Committees on Appropria-
21 tions that the Government of Egypt is taking,
22 on a sustained and effective basis, the steps
23 enumerated under this section in the report ac-
24 companying this Act: *Provided further*, That the
25 certification requirement of this paragraph shall

1 not apply to funds appropriated by this Act
2 under such heading for counterterrorism, bor-
3 der security, and nonproliferation programs for
4 Egypt.

5 (B) WAIVER.—(i) The Secretary of State
6 may waive the certification requirement in sub-
7 paragraph (A) with respect to 95 percent of the
8 amount withheld from obligation pursuant to
9 such subparagraph if the Secretary determines
10 and reports to the Committees on Appropria-
11 tions that to do so is important to the national
12 security interest of the United States, and in-
13 cludes in such report a detailed justification for
14 the use of such waiver and the reasons why any
15 of the certification requirements of subpara-
16 graph (A) cannot be met: *Provided*, That the
17 report required by this paragraph shall be sub-
18 mitted in unclassified form, but may be accom-
19 panied by a classified annex.

20 (ii) The remaining 5 percent may only
21 be made available for obligation if the Sec-
22 retary of State determines and reports to
23 the Committees on Appropriations that the
24 Government of Egypt has completed action
25 to provide fair and commensurate com-

1 pensation to American citizen April Corley
2 for injuries suffered by Egyptian armed
3 forces on September 13, 2015: *Provided*,
4 That none of the funds withheld pursuant
5 to subparagraph (A) shall be transferred to
6 the interest bearing account referenced in
7 subparagraph (A) until the determination
8 in the preceding sentence has been pro-
9 vided to the Committees on Appropria-
10 tions.

11 (c) IRAN.—

12 (1) FUNDING.—Funds appropriated by this Act
13 under the headings “Diplomatic Programs”, “Eco-
14 nomic Support Fund”, and “Nonproliferation, Anti-
15 terrorism, Demining and Related Programs” shall
16 be used by the Secretary of State to support the ac-
17 tivities described under this section in the report ac-
18 companying this Act.

19 (2) REPORTS.—

20 (A) SEMI-ANNUAL REPORT.—The Sec-
21 retary of State shall submit to the Committees
22 on Appropriations the semi-annual report re-
23 quired by section 135 of the Atomic Energy Act
24 of 1954 (42 U.S.C. 2160e(d)(4)), as added by

1 section 2 of the Iran Nuclear Agreement Re-
2 view Act of 2015 (Public Law 114–17).

3 (B) SANCTIONS REPORT.—Not later than
4 180 days after the date of enactment of this
5 Act, the Secretary of State, in consultation with
6 the Secretary of the Treasury, shall submit to
7 the appropriate congressional committees a re-
8 port on—

9 (i) the status of United States bilat-
10 eral sanctions on Iran;

11 (ii) the reimposition and renewed en-
12 forcement of secondary sanctions; and

13 (iii) the impact such sanctions have
14 had on Iran’s destabilizing activities
15 throughout the Middle East.

16 (d) IRAQ.—

17 (1) PURPOSES.—Funds appropriated under ti-
18 tles III and IV of this Act shall be made available
19 for assistance for Iraq for economic, stabilization,
20 and humanitarian programs described under this
21 section in the report accompanying this Act.

22 (2) BASING RIGHTS AGREEMENT.—None of the
23 funds appropriated or otherwise made available by
24 this Act may be used by the Government of the
25 United States to enter into a permanent basing

1 rights agreement between the United States and
2 Iraq.

3 (e) JORDAN.—Of the funds appropriated by this Act
4 under titles III and IV, not less than \$1,525,000,000 shall
5 be made available for assistance for Jordan, of which not
6 less than \$745,100,000 of the funds appropriated under
7 the heading “Economic Support Fund” shall be for budget
8 support for the Government of Jordan and of which not
9 less than \$425,000,000 shall be made available under the
10 heading “Foreign Military Financing Program”.

11 (f) LEBANON.—Funds appropriated by this Act that
12 are made available for assistance for Lebanon—

13 (1) under the headings “International Narcotics
14 Control and Law Enforcement” and “Foreign Military
15 Financing Program” may be made available for
16 the Lebanese Internal Security Forces (ISF) and
17 the Lebanese Armed Forces (LAF) to address secu-
18 rity and stability requirements in areas affected by
19 the conflict in Syria, following consultation with the
20 appropriate congressional committees;

21 (2) under the heading “Foreign Military Fi-
22 nancing Program” may be used only to profes-
23 sionalize the LAF and to strengthen border security
24 and combat terrorism, including training and equip-
25 ping the LAF to secure Lebanon’s borders, inter-

1 dicting arms shipments, preventing the use of Leb-
2 anon as a safe haven for terrorist groups, and to im-
3 plement United Nations Security Council Resolution
4 1701: *Provided*, That funds may not be obligated for
5 assistance for the LAF until the Secretary of State
6 submits to the Committees on Appropriations a
7 spend plan, including actions to be taken to ensure
8 equipment provided to the LAF is only used for the
9 intended purposes, except such plan may not be con-
10 sidered as meeting the notification requirements
11 under section 7015 of this Act or under section
12 634A of the Foreign Assistance Act of 1961, and
13 shall include any funds specifically intended for le-
14 thal military equipment: *Provided further*, That such
15 spend plan shall be submitted not later than Sep-
16 tember 1, 2020;

17 (3) shall not be made available for the ISF or
18 the LAF if these entities fall under control by a for-
19 eign terrorist organization, as designated pursuant
20 to section 219 of the Immigration and Nationality
21 Act (8 U.S.C. 1189); and

22 (4) under the heading “Economic Support
23 Fund” may be made available notwithstanding sec-
24 tion 1224 of the Foreign Relations Authorization

1 Act, Fiscal Year 2003 (Public Law 107–228; 22
2 U.S.C. 2346 note).

3 (g) LIBYA.—

4 (1) ASSISTANCE.—Funds appropriated under
5 titles III and IV of this Act shall be made available
6 for stabilization assistance for Libya, including border
7 security: *Provided*, That the limitation on the
8 uses of funds for certain infrastructure projects in
9 section 7041(f)(2) of the Department of State, For-
10 eign Operations, and Related Programs Appropria-
11 tions Act, 2014 (division K of Public Law 113–76)
12 shall apply to such funds.

13 (2) CERTIFICATION.—Prior to the initial obliga-
14 tion of funds made available by this Act for assist-
15 ance for Libya, the Secretary of State shall certify
16 and report to the Committees on Appropriations
17 that all practicable steps have been taken to ensure
18 that mechanisms are in place for monitoring, over-
19 sight, and control of such funds.

20 (3) COOPERATION ON THE SEPTEMBER 2012 AT-
21 TACK ON UNITED STATES PERSONNEL AND FACILI-
22 TIES.—None of the funds appropriated by this Act
23 may be made available for assistance for the central
24 Government of Libya unless the Secretary of State
25 certifies and reports to the Committees on Appro-

1 priations that such government is cooperating with
2 United States Government efforts to investigate and
3 bring to justice those responsible for the attack on
4 United States personnel and facilities in Benghazi,
5 Libya in September 2012: *Provided*, That the limita-
6 tion in this paragraph shall not apply to funds made
7 available for the purpose of protecting United States
8 Government personnel or facilities.

9 (h) MOROCCO.—

10 (1) AVAILABILITY AND CONSULTATION RE-
11 QUIREMENT.—Funds appropriated under the head-
12 ings “Development Assistance” and “Economic Sup-
13 port Fund” in this Act shall be made available for
14 assistance for the Western Sahara: *Provided*, That
15 not later than 90 days after enactment of this Act
16 and prior to the obligation of such funds, the Sec-
17 retary of State, in consultation with the USAID Ad-
18 ministrator, shall consult with the Committees on
19 Appropriations on the proposed uses of such funds.

20 (2) FOREIGN MILITARY FINANCING PRO-
21 GRAM.—Funds appropriated by this Act under the
22 heading “Foreign Military Financing Program” that
23 are available for assistance for Morocco may only be
24 used for the purposes requested in the Congressional

1 Budget Justification, Foreign Operations, Fiscal
2 Year 2017.

3 (i) SAUDI ARABIA.—None of the funds appropriated
4 by this Act should be used to support the sale of nuclear
5 technology to Saudi Arabia.

6 (j) SYRIA.—

7 (1) NON-LETHAL ASSISTANCE.—Funds appro-
8 priated by this Act under the headings “Economic
9 Support Fund”, “International Narcotics Control
10 and Law Enforcement”, and “Peacekeeping Oper-
11 ations” may be made available, notwithstanding any
12 other provision of law, for non-lethal stabilization as-
13 sistance for Syria, including for emergency medical
14 and rescue response and chemical weapons use in-
15 vestigations.

16 (2) LIMITATIONS.—Funds made available pur-
17 suant to paragraph (1) of this subsection—

18 (A) may not be made available for a
19 project or activity that supports or otherwise le-
20 gitimizes the Government of Iran, the Govern-
21 ment of the Russian Federation, foreign ter-
22 rorist organizations (as designated pursuant to
23 section 219 of the Immigration and Nationality
24 Act (8 U.S.C. 1189)), or a proxy of Iran in
25 Syria; and

1 (B) should not be used in areas of Syria
2 controlled by a government led by Bashar al-
3 Assad or associated forces.

4 (3) MONITORING AND OVERSIGHT.—Prior to
5 the obligation of any funds appropriated by this Act
6 and made available for assistance for Syria, the Sec-
7 retary of State shall take all practicable steps to en-
8 sure that mechanisms are in place for monitoring,
9 oversight, and control of such assistance inside
10 Syria.

11 (4) CONSULTATION AND NOTIFICATION.—
12 Funds made available pursuant to this subsection
13 may only be made available following consultation
14 with the appropriate congressional committees, and
15 shall be subject to the regular notification proce-
16 dures of the Committees on Appropriations.

17 (k) TUNISIA.—Of the funds appropriated under titles
18 III and IV of this Act, not less than \$191,400,000 shall
19 be made available for assistance for Tunisia.

20 (l) YEMEN.—Funds appropriated by this Act under
21 the heading “Economic Support Fund” shall be made
22 available for stabilization assistance for Yemen.

23 AFRICA

24 SEC. 7042. (a) AFRICAN GREAT LAKES REGION AS-
25 SISTANCE RESTRICTION.—Funds appropriated by this Act

1 under the heading “International Military Education and
2 Training” for the central government of a country in the
3 African Great Lakes region may be made available only
4 for Expanded International Military Education and Train-
5 ing and professional military education until the Secretary
6 of State determines and reports to the Committees on Ap-
7 propriations that such government is not facilitating or
8 otherwise participating in destabilizing activities in a
9 neighboring country, including aiding and abetting armed
10 groups.

11 (b) CENTRAL AFRICAN REPUBLIC.—Of the funds ap-
12 propriated by this Act under the heading “Economic Sup-
13 port Fund”, not less than \$3,000,000 shall be made avail-
14 able for a contribution to the Special Criminal Court in
15 Central African Republic.

16 (c) MALAWI.—Of the funds appropriated by this Act
17 under the heading “Development Assistance”, not less
18 than \$56,000,000 shall be made available for assistance
19 for Malawi, of which up to \$10,000,000 shall be made
20 available for higher education programs.

21 (d) SOUTH SUDAN.—Funds appropriated by this Act
22 that are made available for assistance for the central Gov-
23 ernment of South Sudan may only be made available, fol-
24 lowing consultation with the Committees on Appropria-
25 tions, for the purposes described under this section in the

1 report accompanying this Act: *Provided*, That prior to the
2 initial obligation of funds to support South Sudan peace
3 negotiations or to implement a peace agreement, the Sec-
4 retary of State shall consult with the Committees on Ap-
5 propriations on the intended uses of such funds and steps
6 taken by such government to advance or implement a
7 peace agreement.

8 (e) SUDAN.—

9 (1) LIMITATIONS.—

10 (A) ASSISTANCE.—Notwithstanding any
11 other provision of law, none of the funds appro-
12 priated by this Act may be made available for
13 assistance for the Government of Sudan.

14 (B) LOANS.—None of the funds appro-
15 priated by this Act may be made available for
16 the cost, as defined in section 502 of the Con-
17 gressional Budget Act of 1974, of modifying
18 loans and loan guarantees held by the Govern-
19 ment of Sudan, including the cost of selling, re-
20 ducing, or canceling amounts owed to the
21 United States, and modifying concessional
22 loans, guarantees, and credit agreements.

23 (2) EXCLUSIONS.—The limitations of para-
24 graph (1) shall not apply to funds made available for

1 assistance described under this section in the report
2 accompanying this Act.

3 (f) ZIMBABWE.—None of the funds appropriated by
4 this Act shall be made available for assistance for the cen-
5 tral Government of Zimbabwe, except for health and edu-
6 cation, unless the Secretary of State certifies and reports
7 that the rule of law and freedom of expression, association,
8 and assembly are restored, except that funds may be made
9 available for macroeconomic growth assistance if the Sec-
10 retary reports to the Committees on Appropriations that
11 such government is implementing transparent fiscal poli-
12 cies, including public disclosure of revenues from the ex-
13 traction of natural resources.

14 EAST ASIA AND THE PACIFIC

15 SEC. 7043. (a) BURMA.—

16 (1) BILATERAL ECONOMIC ASSISTANCE.—

17 (A) AUTHORITY.—Funds appropriated by
18 this Act under the headings “Development As-
19 sistance” and “Economic Support Fund” for
20 assistance for Burma may be made available
21 notwithstanding any other provision of law, ex-
22 cept for this subsection, and following consulta-
23 tion with the appropriate congressional commit-
24 tees: *Provided*, That such funds may be made
25 available for ethnic groups and civil society in

1 Burma to help sustain ceasefire agreements and
2 further prospects for reconciliation and peace,
3 which may include support to representatives of
4 ethnic armed groups for this purpose.

5 (B) LIMITATIONS.—Funds appropriated by
6 this Act under titles III and IV to carry out the
7 provisions of part I of the Foreign Assistance
8 Act of 1961 and made available for assistance
9 for Burma shall be subject to the limitations
10 enumerated under this section in the report ac-
11 companying this Act.

12 (2) INTERNATIONAL SECURITY ASSISTANCE.—
13 None of the funds appropriated by this Act under
14 the headings “International Military Education and
15 Training” and “Foreign Military Financing Pro-
16 gram” may be made available for assistance for
17 Burma: *Provided*, That the Department of State
18 may continue consultations with the armed forces of
19 Burma only on human rights and disaster response
20 in a manner consistent with the prior fiscal year,
21 and following consultation with the appropriate con-
22 gressional committees.

23 (b) CAMBODIA.—

24 (1) LIMITATION.—None of the funds appro-
25 priated by this Act that are made available for as-

1 sistance for the Government of Cambodia may be
2 obligated or expended unless the Secretary of State
3 certifies and reports to the Committees on Appro-
4 priations that such Government is meeting the con-
5 ditions described under this section in the report ac-
6 companying this Act.

7 (2) USES.—Funds appropriated by this Act
8 under the heading “Development Assistance” and
9 made available for assistance for Cambodia shall be
10 made available for the purposes described under this
11 section in the report accompanying this Act.

12 (c) INDO-PACIFIC STRATEGY.—Of the funds appro-
13 priated by this Act, \$160,000,000 shall be made available
14 to support the implementation of the Indo-Pacific Strat-
15 egy.

16 (d) NORTH KOREA.—

17 (1) LIMITATION.—None of the funds appro-
18 priated by this Act may be made available for assist-
19 ance for the Government of North Korea: *Provided*,
20 That the Secretary of State may waive the limitation
21 in this paragraph, and the limitation on assistance
22 for North Korea contained in section 7007 of this
23 Act, if the Secretary determines and reports to the
24 Committees on Appropriations that to do so is im-
25 portant to the national security interest of the

1 United States, and submits in such report a detailed
2 justification.

3 (2) HUMAN RIGHTS.—Funds appropriated by
4 this Act under the headings “Democracy Fund” and
5 “Economic Support Fund” shall be made available
6 for the promotion of human rights in North Korea:
7 *Provided*, That the authority of section 7032(b) of
8 this Act shall apply to such funds.

9 (e) PEOPLE’S REPUBLIC OF CHINA.—

10 (1) LIMITATION ON USE OF FUNDS.—None of
11 the funds appropriated under the heading “Diplo-
12 matic Programs” in this Act may be obligated or ex-
13 pended for processing licenses for the export of sat-
14 ellites of United States origin (including commercial
15 satellites and satellite components) to the People’s
16 Republic of China (PRC) unless, at least 15 days in
17 advance, the Committees on Appropriations are noti-
18 fied of such proposed action.

19 (2) PEOPLE’S LIBERATION ARMY.—The terms
20 and requirements of section 620(h) of the Foreign
21 Assistance Act of 1961 shall apply to foreign assist-
22 ance projects or activities of the People’s Liberation
23 Army (PLA) of the PRC, to include such projects or
24 activities by any entity that is owned or controlled
25 by, or an affiliate of, the PLA: *Provided*, That none

1 of the funds appropriated or otherwise made avail-
2 able pursuant to this Act may be used to finance
3 any grant, contract, or cooperative agreement with
4 the PLA, or any entity that the Secretary of State
5 has reason to believe is owned or controlled by, or
6 an affiliate of, the PLA.

7 (f) PHILIPPINES.—None of the funds appropriated
8 by this Act under the heading “International Narcotics
9 Control and Law Enforcement” may be made available for
10 counternarcotics assistance for the Philippines, except for
11 drug demand reduction, maritime law enforcement, or
12 transnational interdiction.

13 (g) TIBET.—

14 (1) FINANCING OF PROJECTS IN TIBET.—The
15 Secretary of the Treasury should instruct the United
16 States executive director of each international finan-
17 cial institution to use the voice and vote of the
18 United States to support financing of projects in
19 Tibet if such projects do not provide incentives for
20 the migration and settlement of non-Tibetans into
21 Tibet or facilitate the transfer of ownership of Ti-
22 betan land and natural resources to non-Tibetans,
23 are based on a thorough needs-assessment, foster
24 self-sufficiency of the Tibetan people and respect Ti-

1 betan culture and traditions, and are subject to ef-
2 fective monitoring.

3 (2) PROGRAMS FOR TIBETAN COMMUNITIES.—

4 Of the funds appropriated under the heading “Eco-
5 nomic Support Fund”, not less than:

6 (A) TIBET AUTONOMOUS REGION.—

7 \$8,000,000 shall be made available to non-
8 governmental organizations to support activities
9 which preserve cultural traditions and promote
10 sustainable development, education, and envi-
11 ronmental conservation in Tibetan communities
12 in the Tibet Autonomous Region and in other
13 Tibetan communities in China, notwithstanding
14 any other provision of law.

15 (B) INDIA AND NEPAL.—\$6,000,000 shall
16 be made available for programs to promote and
17 preserve Tibetan culture, development, and the
18 resilience of Tibetan communities in India and
19 Nepal, and to assist in the education and devel-
20 opment of the next generation of Tibetan lead-
21 ers from such communities: *Provided*, That
22 such funds are in addition to amounts made
23 available in subparagraph (A) for programs in-
24 side Tibet.

1 (C) TIBETAN GOVERNANCE.—\$3,000,000
2 shall be made available for programs to
3 strengthen the capacity of Tibetan institutions
4 and governance.

5 (h) VIETNAM.—Notwithstanding any other provision
6 of law, funds appropriated by this Act under the heading
7 “Economic Support Fund” shall be made available for re-
8 mediation of dioxin contaminated sites in Vietnam and
9 may be made available for assistance for the Government
10 of Vietnam, including the military, for such purposes.

11 SOUTH AND CENTRAL ASIA

12 SEC. 7044. (a) AFGHANISTAN.—

13 (1) AUTHORITIES.—

14 (A) Funds appropriated by this Act under
15 titles III through VI that are made available for
16 assistance for Afghanistan may be made avail-
17 able—

18 (i) notwithstanding section 7012 of
19 this Act or any similar provision of law
20 and section 660 of the Foreign Assistance
21 Act of 1961;

22 (ii) for reconciliation programs and
23 disarmament, demobilization, and re-
24 integration activities for former combat-
25 ants who have renounced violence against

1 the Government of Afghanistan, including
2 in accordance with section
3 7046(a)(2)(B)(ii) of the Department of
4 State, Foreign Operations, and Related
5 Programs Appropriations Act, 2012 (divi-
6 sion I of Public Law 112–74); and

7 (iii) for an endowment to empower
8 women and girls.

9 (B) Section 7046(a)(2)(A) of the Depart-
10 ment of State, Foreign Operations, and Related
11 Programs Appropriations Act, 2012 (division I
12 of Public Law 112–74) shall apply to funds ap-
13 propriated by this Act for assistance for Af-
14 ghanistan.

15 (2) BASING RIGHTS AGREEMENT.—None of the
16 funds made available by this Act may be used by the
17 United States Government to enter into a perma-
18 nent basing rights agreement between the United
19 States and Afghanistan.

20 (b) PAKISTAN.—

21 (1) AUTHORITY AND USES OF FUNDS.—

22 (A) Funds appropriated by this Act for as-
23 sistance for Pakistan may be made available
24 notwithstanding any other provision of law, ex-

1 cept for section 620M of the Foreign Assistance
2 Act of 1961.

3 (B) Funds appropriated by this Act for as-
4 sistance for Pakistan that are made available
5 for infrastructure projects shall be implemented
6 in a manner consistent with section 507(6) of
7 the Trade Act of 1974 (19 U.S.C. 2467(6)).

8 (C) The authorities and directives of sec-
9 tion 7044(d)(4) of the Department of State,
10 Foreign Operations, and Related Programs Ap-
11 propriations Act, 2015 (division J of Public
12 Law 113–235) regarding scholarships for
13 women shall apply to funds appropriated by
14 this Act for assistance for Pakistan, following
15 consultation with the Committees on Appropria-
16 tions.

17 (D) Funds appropriated by this Act under
18 the headings “Economic Support Fund” and
19 “Nonproliferation, Anti-terrorism, Demining
20 and Related Programs” that are made available
21 for assistance for Pakistan shall be made avail-
22 able to interdict precursor materials from Paki-
23 stan to Afghanistan that are used to manufac-
24 ture improvised explosive devices and for agri-
25 culture extension programs that encourage al-

1 ternative fertilizer use among Pakistani farmers
2 to decrease the dual use of fertilizer in the
3 manufacturing of improvised explosive devices.

4 (2) WITHHOLDING.—Of the funds appropriated
5 under titles III and IV of this Act that are made
6 available for assistance for Pakistan, \$33,000,000
7 (increased by \$33,000,000) shall be withheld from
8 obligation until the Secretary of State reports to the
9 Committees on Appropriations that Dr. Shakil
10 Afridi has been released from prison and cleared of
11 all charges relating to the assistance provided to the
12 United States in locating Osama bin Laden.

13 (c) SRI LANKA.—

14 (1) CERTIFICATION.—Funds appropriated by
15 this Act for assistance for the central Government of
16 Sri Lanka, except for funds made available for hu-
17 manitarian assistance and victims of trauma, may be
18 made available only if the Secretary of State certifies
19 and reports to the Committees on Appropriations
20 that the Government of Sri Lanka is taking actions
21 as described under this section in the report accom-
22 panying this Act.

23 (2) INTERNATIONAL SECURITY ASSISTANCE.—
24 Funds appropriated under title IV of this Act that

1 are available for assistance for Sri Lanka shall be
2 subject to the following conditions—

3 (A) not to exceed \$500,000 under the
4 heading “Foreign Military Financing Program”
5 may only be made available for programs to
6 support counterterrorism, humanitarian and
7 disaster response preparedness, and maritime
8 security, including professionalization and train-
9 ing for the navy and coast guard; and

10 (B) funds under the heading “Peace-
11 keeping Operations” may only be made avail-
12 able for training and equipment related to
13 international peacekeeping operations and im-
14 provements to peacekeeping-related facilities,
15 and only if the Government of Sri Lanka is tak-
16 ing effective steps to bring to justice Sri
17 Lankan peacekeeping troops who have engaged
18 in sexual exploitation and abuse.

19 LATIN AMERICA AND THE CARIBBEAN

20 SEC. 7045. (a) CENTRAL AMERICA.—

21 (1) ASSISTANCE.—

22 (A) FISCAL YEAR 2020.—Of the funds appro-
23 priated by this Act under titles III and IV, not less
24 than \$540,850,000 shall be made available for as-
25 sistance for the countries of Central America, in-

1 cluding to implement the United States Strategy for
2 Engagement in Central America: *Provided*, That
3 such assistance shall be prioritized for programs and
4 activities that addresses the key factors that con-
5 tribute to the migration of unaccompanied, undocu-
6 mented minors to the United States: *Provided fur-*
7 *ther*, That not less than \$45,000,000 shall be for
8 support of Attorneys General and other activities to
9 combat corruption and impunity in such countries.

10 (B) PRIOR FISCAL YEARS.—

11 (i) Section 7045(a) of the Department of
12 State, Foreign Operations, and Related Pro-
13 grams Appropriations Act, 2017 (division J of
14 Public Law 115–31) is amended by striking in
15 paragraph (2), “\$655,000,000 should” and in-
16 serting in lieu thereof, “not less than
17 \$655,000,000 shall”.

18 (ii) Section 7045(a) of the Department of
19 State, Foreign Operations, and Related Pro-
20 grams Appropriations Act, 2018 (division K of
21 Public Law 115–141) is amended by striking in
22 paragraph (1), “up to \$615,000,000 may” and
23 inserting in lieu thereof, “not less than
24 \$615,000,000 shall”.

1 (iii) Section 7045(a) of the Department of
2 State, Foreign Operations, and Related Pro-
3 grams Appropriations Act, 2019 (division F of
4 Public Law 116–6) is amended—

5 (I) by redesignating paragraphs (1),
6 (2), (3), and (4) as paragraphs (2), (3),
7 (4), and (5), respectively;

8 (II) by inserting before paragraph (2),
9 as redesignated, the following new para-
10 graph:

11 “(1) ASSISTANCE.—Of the funds appropriated
12 under titles III and IV of this Act, not less than
13 \$527,600,000 shall be made available for assistance
14 for the countries of Central America to implement
15 the United States Strategy for Engagement in Cen-
16 tral America.”;

17 (III) in paragraph (3), as redesign-
18 ated, by striking “paragraph (1)” each
19 place it appears and inserting “paragraph
20 (2)”; and

21 (IV) in paragraph (4) as redesign-
22 ated—

23 (aa) by striking “subsection
24 (a)(1)” and inserting “paragraph
25 (2)”; and

1 (bb) by striking “subsection
2 (a)(2)” and inserting “paragraph
3 (3)”.

4 (2) NORTHERN TRIANGLE.—

5 (A) ASSISTANCE TO THE CENTRAL GOVERN-
6 MENTS.—Of funds made available pursuant to para-
7 graph (1)(A) under title IV of this Act that are
8 made available for assistance for each of the central
9 governments of El Salvador, Guatemala, and Hon-
10 duras, 50 percent may only be obligated after the
11 Secretary of State certifies and reports to the appro-
12 priate congressional committees that such govern-
13 ment is meeting the requirements enumerated under
14 this section in the report accompanying this Act.

15 (B) REPROGRAMMING.—If the Secretary is un-
16 able to make the certification required by subpara-
17 graph (A) for one or more of the governments, such
18 assistance for such central government shall be re-
19 programmed for assistance for other countries in
20 Latin America and the Caribbean, notwithstanding
21 the minimum funding requirements of this sub-
22 section and of section 7019 of this Act: *Provided*,
23 That any such reprogramming shall be subject to
24 the regular notification procedures of the Commit-
25 tees on Appropriations.

1 (C) EXCEPTIONS.—The limitation of subpara-
2 graph (A) shall not apply to funds appropriated by
3 this Act that are made available for—

4 (i) the International Commission against
5 Impunity in Guatemala, the Mission to Support
6 the Fight Against Corruption and Impunity in
7 Honduras, assistance for support of Attorneys
8 General, and other activities to combat corrup-
9 tion and impunity;

10 (ii) programs to combat gender-based vio-
11 lence;

12 (iii) humanitarian assistance; and

13 (iv) global food security programs.

14 (b) COLOMBIA.—

15 (1) ASSISTANCE.—Of the funds appropriated by
16 this Act under titles III and IV, not less than
17 \$457,253,000 shall be made available for assistance
18 for Colombia: *Provided*, That such funds shall be
19 made available for the programs and activities de-
20 scribed under this section in the report accom-
21 panying this Act.

22 (2) WITHHOLDING OF FUNDS.—

23 (A) Of the funds appropriated by this Act
24 under the heading “Foreign Military Financing
25 Program” and made available for assistance for

1 Colombia, 20 percent may be obligated only
2 after the Secretary of State submits to the
3 Committees on Appropriation the certification
4 and report regarding such funds described
5 under this section in the report accompanying
6 this Act.

7 (B) Of the funds appropriated by this Act
8 under the heading “International Narcotics
9 Control and Law Enforcement” and made
10 available for assistance for Colombia, 20 per-
11 cent may be obligated only after the Secretary
12 of State certifies and reports to the Committees
13 on Appropriations that the Government of Co-
14 lombia has reduced overall illicit drug cultiva-
15 tion and trafficking.

16 (3) AUTHORITY.—Aircraft supported by funds
17 appropriated by this Act and prior Acts making ap-
18 propriations for the Department of State, foreign
19 operations, and related programs and made available
20 for assistance for Colombia may be used to trans-
21 port personnel and supplies involved in drug eradi-
22 cation and interdiction, including security for such
23 activities, and to provide transport in support of al-
24 ternative development programs and investigations
25 by civilian judicial authorities.

1 (c) HAITI.—

2 (1) CERTIFICATION.—Funds appropriated by
3 this Act under the headings “Economic Support
4 Fund” that are made available for assistance for
5 Haiti may not be made available for assistance for
6 the central Government of Haiti unless the Sec-
7 retary of State certifies and reports to the Commit-
8 tees on Appropriations that such government is tak-
9 ing the steps described under this section in the re-
10 port accompanying this Act.

11 (2) HAITIAN COAST GUARD.—The Government
12 of Haiti shall be eligible to purchase defense articles
13 and services under the Arms Export Control Act (22
14 U.S.C. 2751 et seq.) for the Coast Guard.

15 (d) THE CARIBBEAN.—Of the funds appropriated by
16 this Act under title IV, not less than \$58,000,000 (in-
17 creased by \$2,000,000) shall be made available for the
18 Caribbean Basin Security Initiative.

19 (e) VENEZUELA.—Of the funds appropriated by this
20 Act under the heading “Economic Support Fund”, not
21 less than \$17,500,000 (increased by \$3,000,000) shall be
22 made available for programs to promote democracy and
23 the rule of law in Venezuela.

EUROPE AND EURASIA

1
2 SEC. 7046. (a) VIOLATIONS OF SOVEREIGNTY.—
3 None of the funds appropriated by this Act may be made
4 available for assistance for a government of an Inde-
5 pendent State of the former Soviet Union if such govern-
6 ment directs any action in violation of the territorial integ-
7 rity or national sovereignty of any other Independent
8 State of the former Soviet Union, such as those violations
9 included in the Helsinki Final Act: *Provided*, That except
10 as otherwise provided in subsection (c)(1) of this section,
11 funds may be made available without regard to the restric-
12 tion in this subsection if the President determines that
13 to do so is in the national security interest of the United
14 States: *Provided further*, That prior to executing the au-
15 thority contained in the previous proviso, the Secretary of
16 State shall consult with the Committees on Appropriations
17 on how such assistance supports the national security in-
18 terest of the United States.

19 (b) SECTION 907 OF THE FREEDOM SUPPORT
20 ACT.—Section 907 of the FREEDOM Support Act (22
21 U.S.C. 5812 note) shall not apply to—

22 (1) activities to support democracy or assist-
23 ance under title V of the FREEDOM Support Act
24 (22 U.S.C. 5851 et seq.) and section 1424 of the
25 Defense Against Weapons of Mass Destruction Act

1 of 1996 (50 U.S.C. 2333) or non-proliferation as-
2 sistance;

3 (2) any assistance provided by the Trade and
4 Development Agency under section 661 of the For-
5 eign Assistance Act of 1961 (22 U.S.C. 2421);

6 (3) any activity carried out by a member of the
7 United States and Foreign Commercial Service while
8 acting within his or her official capacity;

9 (4) any insurance, reinsurance, guarantee, or
10 other assistance provided by the United States
11 International Development Finance Corporation as
12 authorized by the BUILD Act of 2018 (division F
13 of Public Law 115–254);

14 (5) any financing provided under the Export-
15 Import Bank Act of 1945 (Public Law 79–173); or

16 (6) humanitarian assistance.

17 (c) COUNTERING RUSSIAN INFLUENCE AND AGGRES-
18 SION.—

19 (1) LIMITATION.—None of the funds appro-
20 priated by this Act may be made available for assist-
21 ance for the central Government of the Russian Fed-
22 eration.

23 (2) ANNEXATION OF CRIMEA.—

24 (A) None of the funds appropriated by this
25 Act may be made available for assistance for

1 the central government of a country that the
2 Secretary of State determines and reports to
3 the Committees on Appropriations has taken af-
4 firmative steps intended to support or be sup-
5 portive of the Russian Federation annexation of
6 Crimea or other territory in Ukraine: *Provided*,
7 That except as otherwise provided in subsection
8 (a), the Secretary may waive the restriction on
9 assistance required by this subparagraph if the
10 Secretary determines and reports to such Com-
11 mittees that to do so is in the national interest
12 of the United States, and includes a justifica-
13 tion for such interest.

14 (B) None of the funds appropriated by this
15 Act may be made available for—

16 (i) the implementation of any action
17 or policy that recognizes the sovereignty of
18 the Russian Federation over Crimea or
19 other territory in Ukraine;

20 (ii) the facilitation, financing, or guar-
21 antee of United States Government invest-
22 ments in Crimea or other territory in
23 Ukraine under the control of Russian-
24 backed separatists, if such activity includes
25 the participation of Russian Government

1 officials, or other Russian owned or con-
2 trolled financial entities; or

3 (iii) assistance for Crimea or other
4 territory in Ukraine under the control of
5 Russian-backed separatists, if such assist-
6 ance includes the participation of Russian
7 Government officials, or other Russian
8 owned or controlled financial entities.

9 (C) The Secretary of the Treasury shall in-
10 struct the United States executive directors of
11 each international financial institution to vote
12 against any assistance by such institution (in-
13 cluding any loan, credit, or guarantee) for any
14 program that violates the sovereignty or terri-
15 torial integrity of Ukraine.

16 (D) The requirements and limitations of
17 this subsection shall cease to be in effect if the
18 Secretary of State determines and reports to
19 the Committees on Appropriations that the
20 Government of Ukraine has reestablished sov-
21 ereignty over Crimea and other territory in
22 Ukraine under the control of Russian-backed
23 separatists.

1 (3) OCCUPATION OF THE GEORGIAN TERRITORIES
2 OF ABKHAZIA AND TSKHINVALI REGION/SOUTH
3 OSSETIA.—

4 (A) None of the funds appropriated by this Act
5 may be made available for assistance for the central
6 government of a country that the Secretary of State
7 determines and reports to the Committees on Appro-
8 priations has recognized the independence of, or has
9 established diplomatic relations with, the Russian oc-
10 cupied Georgian territories of Abkhazia and
11 Tskhinvali Region/South Ossetia: *Provided*, That the
12 Secretary shall publish on the Department of State
13 website a list of any such central governments in a
14 timely manner: *Provided further*, That the Secretary
15 may waive the restriction on assistance required by
16 this subparagraph if the Secretary determines and
17 reports to the Committees on Appropriations that to
18 do so is in the national interest of the United States,
19 and includes a justification for such interest.

20 (B) None of the funds appropriated by this Act
21 may be made available to support the Russian occu-
22 pation of the Georgian territories of Abkhazia and
23 Tskhinvali Region/South Ossetia.

24 (C) The Secretary of the Treasury shall in-
25 struct the United States executive directors of each

1 international financial institution to vote against any
2 assistance by such institution (including any loan,
3 credit, or guarantee) for any program that violates
4 the sovereignty and territorial integrity of Georgia.

5 (4) COUNTERING RUSSIAN INFLUENCE FUND.—

6 (A) Of the funds appropriated by this Act
7 under titles III and IV, not less than \$280,000,000
8 shall be made available to carry out the purposes of
9 the Countering Russian Influence Fund, as author-
10 ized by section 254 of the Countering Russian Influe-
11 12 13 14 15 16 17 18 19
11 ence in Europe and Eurasia Act of 2017 (Public
12 Law 115–44; 22 U.S.C. 9543) and notwithstanding
13 the country limitation in subsection (b) of such sec-
14 tion, and programs to enhance the capacity of law
15 enforcement and security forces in countries in Eu-
16 rope and Eurasia and strengthen security coopera-
17 tion between such countries and the United States
18 and the North Atlantic Treaty Organization, as ap-
19 propriate.

20 (B) Funds appropriated by this Act and made
21 available for assistance for the Eastern Partnership
22 countries shall be made available to advance the im-
23 plementation of Association Agreements and trade
24 agreements with the European Union, and to reduce

1 their vulnerability to external economic and political
2 pressure from the Russian Federation.

3 (5) DEMOCRACY PROGRAMS.—Funds appropriated
4 by this Act shall be made available to support democracy
5 programs, as defined in section 7032(c) of this Act, in the
6 Russian Federation, countries along the Russian periph-
7 ery, and other countries in Europe and Eurasia targeted
8 by, or potentially vulnerable to, the malign influence cam-
9 paigns of the Russian Federation: *Provided*, That not later
10 than 90 days after the enactment of this Act, the Sec-
11 retary of State, in consultation with the Administrator of
12 the United States Agency for International Development,
13 shall submit to the Committees on Appropriations a multi-
14 year strategy for such programs in the manner described
15 under this section in the report accompanying this Act.

16 (d) TURKEY.—None of the funds appropriated or
17 otherwise made available by this Act and prior Acts mak-
18 ing appropriations for the Department of State, foreign
19 operations, and related programs, may be made available
20 to transfer or deliver, or to facilitate the transfer or deliv-
21 ery of, F-35 aircraft to Turkey, including any defense ar-
22 ticles or services related to such aircraft, until the Sec-
23 retary of State certifies to the appropriate congressional
24 committees that the Government of Turkey is not pur-

1 chasing the S-400 missile defense system from Russia and
2 will not accept the delivery of such system.

3 STABILIZATION AND DEVELOPMENT IN REGIONS

4 IMPACTED BY EXTREMISM AND CONFLICT

5 SEC. 7047. (a) COUNTERING FOREIGN FIGHTERS
6 AND EXTREMIST ORGANIZATIONS.—Funds appropriated
7 under titles III and IV of this Act shall be made available
8 for programs and activities to counter and defeat violent
9 extremism and foreign fighters abroad.

10 (b) RELIEF AND RECOVERY FUND.—

11 (1) FUNDS AND TRANSFER AUTHORITY.—Of
12 the funds appropriated by this Act under the head-
13 ings “Economic Support Fund”, “International Nar-
14 cotics Control and Law Enforcement”, “Non-
15 proliferation, Anti-terrorism, Demining and Related
16 Programs”, “Peacekeeping Operations”, and “For-
17 eign Military Financing Program”, not less than
18 \$195,000,000 shall be made available for the Relief
19 and Recovery Fund for assistance for areas liberated
20 or at risk from, or under the control of, the Islamic
21 State of Iraq and Syria, other terrorist organiza-
22 tions, or violent extremist organizations, including
23 for stabilization assistance for vulnerable ethnic and
24 religious minority communities affected by conflict:
25 *Provided*, That such funds are in addition to

1 amounts otherwise made available for such purposes
2 and to amounts specifically designated in this Act or
3 in the report accompanying this Act for assistance
4 for countries: *Provided further*, That such funds ap-
5 propriated under such headings may be transferred
6 to, and merged with, funds appropriated under such
7 headings: *Provided further*, That such transfer au-
8 thority is in addition to any other transfer authority
9 provided by this Act or any other Act, and is subject
10 to the regular notification procedures of the Com-
11 mittees on Appropriations.

12 (2) TRANSITIONAL JUSTICE.—Of the funds ap-
13 propriated by this Act under the heading “Inter-
14 national Narcotics Control and Law Enforcement”
15 that are made available for the Relief and Recovery
16 Fund, not less than \$5,000,000 shall be made avail-
17 able for programs to promote accountability in Iraq
18 and Syria for genocide, crimes against humanity,
19 and war crimes, which shall be in addition to any
20 other funds made available by this Act for such pur-
21 poses: *Provided*, That such programs shall include
22 components to develop local investigative and judi-
23 cial skills, and to collect and preserve evidence and
24 maintain the chain of custody of evidence, including
25 for use in prosecutions: *Provided further*, That such

1 funds shall be administered by the Special Coordi-
2 nator for the Office of Global Criminal Justice, De-
3 partment of State: *Provided further*, That funds
4 made available by this paragraph shall only be made
5 available on an open and competitive basis.

6 (d) FRAGILE STATES AND EXTREMISM.—Funds ap-
7 propriated by this Act shall be made available for the pur-
8 poses of section 7080 of the Department of State, Foreign
9 Operations, and Related Programs Appropriations Act,
10 2017 (division J of Public Law 115–31), subject to the
11 regular notification procedures of the Committees on Ap-
12 propriations.

13 UNITED NATIONS

14 SEC. 7048. (a) TRANSPARENCY AND ACCOUNT-
15 ABILITY.—

16 (1) RESTRICTIONS.—Of the funds appropriated
17 under title I and under the heading “International
18 Organizations and Programs” in title V of this Act
19 that are available for contributions to the United
20 Nations (including the Department of Peacekeeping
21 Operations), any United Nations agency, or the Or-
22 ganization of American States, 15 percent may not
23 be obligated for such organization, department, or
24 agency until the Secretary of State determines and
25 reports to the Committees on Appropriations that

1 the organization, department, or agency is meeting
2 the transparency and accountability requirements
3 detailed in the report accompanying this Act.

4 (2) WAIVER.—The restrictions imposed by or
5 pursuant to paragraph (1) may be waived on a case-
6 by-case basis if the Secretary of State determines
7 and reports to the Committees on Appropriations
8 that such waiver is necessary to avert or respond to
9 a humanitarian crisis.

10 (b) RESTRICTIONS ON UNITED NATIONS DELEGA-
11 TIONS AND ORGANIZATIONS.—

12 (1) LIMITATION.—None of the funds made
13 available by this Act may be used to pay expenses
14 for any United States delegation to any specialized
15 agency, body, or commission of the United Nations
16 or may be made available as a contribution to any
17 organization, agency, commission, or program within
18 the United Nations system if such agency, body,
19 commission, program, or organization is chaired or
20 presided over by a country, the government of which
21 the Secretary of State has determined for purposes
22 of section 620A of the Foreign Assistance Act of
23 1961, section 40 of the Arms Export Control Act,
24 section 6(j)(1) of the Export Administration Act of
25 1979 as continued in effect pursuant to the Inter-

1 national Emergency Economic Powers Act (50
2 U.S.C. App. 24 2405(j)(1)), or any other provision
3 of law is a government that has repeatedly provided
4 support for acts of international terrorism.

5 (2) WAIVER.—The Secretary of State may
6 waive the restriction in this subsection if the Sec-
7 retary determines and reports to the Committees on
8 Appropriations that to do so is important to the na-
9 tional interest of the United States, including a de-
10 scription of the national interest served.

11 (c) UNITED NATIONS HUMAN RIGHTS COUNCIL.—
12 Funds appropriated by this Act shall be made available
13 in support of the United Nations Human Rights Council
14 unless the Secretary of State determines and reports to
15 the Committees on Appropriations that participation in
16 the Council does not serve the national interest of the
17 United States and that the Council is not taking signifi-
18 cant steps to remove Israel as a permanent agenda item
19 nor taking actions to ensure integrity in the election of
20 members to such Council: *Provided*, That such report shall
21 include a description of how the national interest is better
22 served by our withdrawal from the Council: *Provided fur-*
23 *ther*, That the Secretary of State shall report to the Com-
24 mittees on Appropriations not later than September 30,
25 2020, on the resolutions considered in the United Nations

1 Human Rights Council during the previous 12 months,
2 and on steps taken to remove Israel as a permanent agen-
3 da item and ensure integrity in the election of members
4 to such Council.

5 (d) UNITED NATIONS RELIEF AND WORKS AGEN-
6 CY.—Funds appropriated by this Act under title III shall
7 be made available to the United Nations Relief and Works
8 Agency (UNRWA), unless the Secretary of State deter-
9 mines and reports to the Committees on Appropriations
10 that UNRWA—

11 (1) inappropriately utilizes Operations Support
12 Officers in the West Bank, Gaza, and other fields of
13 operation to inspect UNRWA installations;

14 (2) is not promptly acting to address any staff
15 or beneficiary violation of its own policies (including
16 the policies on neutrality and impartiality of employ-
17 ees) and the legal requirements under section 301(c)
18 of the Foreign Assistance Act of 1961;

19 (3) is not implementing procedures to maintain
20 the neutrality of its facilities, including imple-
21 menting a no-weapons policy, and conducting reg-
22 ular inspections of its installations, to ensure they
23 are only used for humanitarian or other appropriate
24 purposes;

1 (4) is not taking necessary and appropriate
2 measures to ensure it is operating in compliance
3 with the conditions of section 301(c) of the Foreign
4 Assistance Act of 1961 and continuing regular re-
5 porting to the Department of State on actions it has
6 taken to ensure conformance with such conditions;

7 (5) is not taking steps to ensure the content of
8 all educational materials currently taught in
9 UNRWA-administered schools and summer camps is
10 consistent with the values of human rights, dignity,
11 and tolerance and does not induce incitement;

12 (6) is engaging in operations with financial in-
13 stitutions or related entities in violation of relevant
14 United States law, and is not taking steps to im-
15 prove the financial transparency of the organization;
16 and

17 (7) is not in compliance with the United Na-
18 tions Board of Auditors' biennial audit requirements
19 and is not implementing in a timely fashion the
20 Board's recommendations.

21 (e) REPORT.—Not later than 45 days after enact-
22 ment of this Act, the Secretary of State shall submit a
23 report to the Committees on Appropriations detailing the
24 amount of funds available for obligation or expenditure in
25 fiscal year 2020 for contributions to any organization, de-

1 partment, agency, or program within the United Nations
2 system or any international program that are withheld
3 from obligation or expenditure due to any provision of law:
4 *Provided*, That the Secretary shall update such report
5 each time additional funds are withheld by operation of
6 any provision of law: *Provided further*, That the re-
7 programming of any withheld funds identified in such re-
8 port, including updates thereof, shall be subject to prior
9 consultation with, and the regular notification procedures
10 of, the Committees on Appropriations.

11 (f) SEXUAL EXPLOITATION AND ABUSE IN PEACE-
12 KEEPING OPERATIONS.—The Secretary of State should
13 withhold assistance to any unit of the security forces of
14 a foreign country if the Secretary has credible information
15 that such unit has engaged in sexual exploitation or abuse,
16 including while serving in a United Nations peacekeeping
17 operation, until the Secretary determines that the govern-
18 ment of such country is taking effective steps to hold the
19 responsible members of such unit accountable and to pre-
20 vent future incidents: *Provided*, That the Secretary shall
21 promptly notify the government of each country subject
22 to any withholding of assistance pursuant to this sub-
23 section, and shall notify the appropriate congressional
24 committees of such withholding not later than 10 days
25 after a determination to withhold such assistance is made:

1 *Provided further*, That the Secretary shall, to the max-
2 imum extent practicable, assist such government in bring-
3 ing the responsible members of such unit to justice.

4 (g) ADDITIONAL AVAILABILITY.—Subject to the reg-
5 ular notification procedures of the Committees on Appro-
6 priations, funds appropriated by this Act which are re-
7 turned or not made available due to the implementation
8 of subsection (a), the second proviso under the heading
9 “Contributions for International Peacekeeping Activities”
10 in title I of this Act, or section 307(a) of the Foreign As-
11 sistance Act of 1961 (22 U.S.C. 2227(a)), shall remain
12 available for obligation until September 30, 2021: *Pro-*
13 *vided*, That the requirement to withhold funds for pro-
14 grams in Burma under section 307(a) of the Foreign As-
15 sistance Act of 1961 shall not apply to funds appropriated
16 by this Act.

17 (h) PRIOR YEAR PEACEKEEPING ASSESSMENTS.—
18 Section 404(b)(2)(B) of the Foreign Relations Authoriza-
19 tion Act, Fiscal Years 1994 and 1995, (22 U.S.C. 287e
20 note) is amended at the end by adding the following:

21 “(vii) For assessments made during
22 calendar year 2016, 28.5738 percent.

23 “(viii) For assessments made during
24 calendar year 2017, 28.4691 percent.

1 “(ix) For assessments made during
2 calendar year 2018, 28.4344 percent.”.

3 INSPECTORS GENERAL

4 SEC. 7049. (a) PROHIBITION ON USE OF FUNDS.—

5 None of the funds appropriated by this Act may be used
6 to deny an Inspector General funded under this Act timely
7 access to any records, documents, or other materials avail-
8 able to the department or agency of the United States
9 Government over which such Inspector General has re-
10 sponsibilities under the Inspector General Act of 1978 (5
11 U.S.C. App.), or to prevent or impede the access of such
12 Inspector General to such records, documents, or other
13 materials, under any provision of law, except a provision
14 of law that expressly refers to such Inspector General and
15 expressly limits the right of access of such Inspector Gen-
16 eral.

17 (b) REPORT.—Each Inspector General covered by
18 this section shall report to the Committees on Appropria-
19 tions within 5 calendar days of any failure by any depart-
20 ment or agency of the United States Government to pro-
21 vide its Inspector General access to all requested records,
22 documents, and other materials.

23 GLOBAL INTERNET FREEDOM

24 SEC. 7050. (a) FUNDING.—Of the funds available for
25 obligation during fiscal year 2020 under the headings

1 “International Broadcasting Operations”, “Economic
2 Support Fund”, “Democracy Fund”, and “Assistance for
3 Europe, Eurasia and Central Asia”, not less than
4 \$60,500,000 shall be made available for programs to pro-
5 mote Internet freedom globally.

6 (b) COORDINATION AND SPEND PLANS.—After con-
7 sultation among the relevant agency heads to coordinate
8 and de-conflict planned activities, but not later than 90
9 days after enactment of this Act, the Secretary of State
10 and the Chief Executive Officer of the United States
11 Agency for Global Media shall submit to the Committees
12 on Appropriations spend plans for funds made available
13 by this Act for programs to promote Internet freedom
14 globally, which shall include a description of safeguards
15 established by relevant agencies to ensure that such pro-
16 grams are not used for illicit purposes.

17 (c) SECURITY AUDITS.—Funds made available pur-
18 suant to this section to promote Internet freedom globally
19 may only be made available to support technologies that
20 undergo comprehensive security audits conducted by the
21 Bureau of Democracy, Human Rights, and Labor, De-
22 partment of State to ensure that such technology is secure
23 and has not been compromised in a manner detrimental
24 to the interest of the United States or to individuals and

1 organizations benefiting from programs supported by such
2 funds.

3 TORTURE AND OTHER CRUEL, INHUMAN, OR DEGRADING
4 TREATMENT OR PUNISHMENT

5 SEC. 7051. (a) LIMITATION.—None of the funds
6 made available by this Act may be used to support or jus-
7 tify the use of torture and other cruel, inhuman, or de-
8 grading treatment or punishment by any official or con-
9 tract employee of the United States Government.

10 (b) ASSISTANCE.—Funds appropriated under titles
11 III and IV of this Act shall be made available, notwith-
12 standing section 660 of the Foreign Assistance Act of
13 1961 and following consultation with the Committees on
14 Appropriations, for assistance to eliminate torture and
15 other cruel, inhuman, or degrading treatment or punish-
16 ment by foreign police, military or other security forces
17 in countries receiving assistance from funds appropriated
18 by this Act.

19 AIRCRAFT TRANSFER, COORDINATION, AND USE

20 SEC. 7052. (a) TRANSFER AUTHORITY.—Notwith-
21 standing any other provision of law or regulation, aircraft
22 procured with funds appropriated by this Act and prior
23 Acts making appropriations for the Department of State,
24 foreign operations, and related programs under the head-
25 ings “Diplomatic Programs”, “International Narcotics

1 Control and Law Enforcement”, “Andean Counterdrug
2 Initiative”, and “Andean Counterdrug Programs” may be
3 used for any other program and in any region.

4 (b) PROPERTY DISPOSAL.—The authority provided
5 in subsection (a) shall apply only after the Secretary of
6 State determines and reports to the Committees on Appro-
7 priations that the equipment is no longer required to meet
8 programmatic purposes in the designated country or re-
9 gion: *Provided*, That any such transfer shall be subject
10 to prior consultation with, and the regular notification
11 procedures of, the Committees on Appropriations.

12 (c) AIRCRAFT COORDINATION.—

13 (1) AUTHORITY.—The uses of aircraft pur-
14 chased or leased by the Department of State and the
15 United States Agency for International Development
16 with funds made available in this Act or prior Acts
17 making appropriations for the Department of State,
18 foreign operations, and related programs shall be co-
19 ordinated under the authority of the appropriate
20 Chief of Mission: *Provided*, That notwithstanding
21 section 7006(b) of this Act, such aircraft may be
22 used to transport, on a reimbursable or non-reim-
23 bursable basis, Federal and non-Federal personnel
24 supporting Department of State and USAID pro-
25 grams and activities: *Provided further*, That official

1 travel for other agencies for other purposes may be
2 supported on a reimbursable basis, or without reim-
3 bursement when traveling on a space available basis:
4 *Provided further*, That funds received by the Depart-
5 ment of State in connection with the use of aircraft
6 owned, leased, or chartered by the Department of
7 State may be credited to the Working Capital Fund
8 of the Department and shall be available for ex-
9 penses related to the purchase, lease, maintenance,
10 chartering, or operation of such aircraft.

11 (2) SCOPE.—The requirement and authorities
12 of this subsection shall only apply to aircraft, the
13 primary purpose of which is the transportation of
14 personnel.

15 (d) AIRCRAFT OPERATIONS AND MAINTENANCE.—
16 To the maximum extent practicable, the costs of oper-
17 ations and maintenance, including fuel, of aircraft funded
18 by this Act shall be borne by the recipient country.

19 PARKING FINES AND REAL PROPERTY TAXES OWED BY
20 FOREIGN GOVERNMENTS

21 SEC. 7053. The terms and conditions of section 7055
22 of the Department of State, Foreign Operations, and Re-
23 lated Programs Appropriations Act, 2010 (division F of
24 Public Law 111–117) shall apply to this Act: *Provided*,
25 That the date “September 30, 2009” in subsection

1 (f)(2)(B) of such section shall be deemed to be “Sep-
2 tember 30, 2019”.

3 INTERNATIONAL MONETARY FUND

4 SEC. 7054. The terms and conditions of sections
5 7086(b) (1) and (2) and 7090(a) of the Department of
6 State, Foreign Operations, and Related Programs Appro-
7 priations Act, 2010 (division F of Public Law 111–117)
8 shall apply to this Act.

9 EXTRADITION

10 SEC. 7055. (a) LIMITATION.—None of the funds ap-
11 propriated in this Act may be used to provide assistance
12 (other than funds provided under the headings “Inter-
13 national Disaster Assistance”, “Complex Crises Fund”,
14 “International Narcotics Control and Law Enforcement”,
15 “Migration and Refugee Assistance”, “United States
16 Emergency Refugee and Migration Assistance Fund”, and
17 “Nonproliferation, Anti-terrorism, Demining and Related
18 Assistance”) for the central government of a country
19 which has notified the Department of State of its refusal
20 to extradite to the United States any individual indicted
21 for a criminal offense for which the maximum penalty is
22 life imprisonment without the possibility of parole or for
23 killing a law enforcement officer, as specified in a United
24 States extradition request.

1 (b) CLARIFICATION.—Subsection (a) shall only apply
2 to the central government of a country with which the
3 United States maintains diplomatic relations and with
4 which the United States has an extradition treaty and the
5 government of that country is in violation of the terms
6 and conditions of the treaty.

7 (c) WAIVER.—The Secretary of State may waive the
8 restriction in subsection (a) on a case-by-case basis if the
9 Secretary certifies to the Committees on Appropriations
10 that such waiver is important to the national interest of
11 the United States.

12 IMPACT ON JOBS IN THE UNITED STATES

13 SEC. 7056. None of the funds appropriated or other-
14 wise made available under titles III through VI of this
15 Act may be obligated or expended to provide—

16 (1) any financial incentive to a business enter-
17 prise currently located in the United States for the
18 purpose of inducing such an enterprise to relocate
19 outside the United States if such incentive or in-
20 ducement is likely to reduce the number of employ-
21 ees of such business enterprise in the United States
22 because United States production is being replaced
23 by such enterprise outside the United States;

24 (2) assistance for any program, project, or ac-
25 tivity that contributes to the violation of internation-

1 ally recognized workers' rights, as defined in section
2 507(4) of the Trade Act of 1974, of workers in the
3 recipient country, including any designated zone or
4 area in that country: *Provided*, That the application
5 of section 507(4)(D) and (E) of such Act should be
6 commensurate with the level of development of the
7 recipient country and sector, and shall not preclude
8 assistance for the informal sector in such country,
9 micro and small-scale enterprise, and smallholder
10 agriculture; or

11 (3) any assistance to an entity outside the
12 United States if such assistance is for the purpose
13 of directly relocating or transferring jobs from the
14 United States to other countries and adversely im-
15 pacts the labor force in the United States.

16 UNITED NATIONS POPULATION FUND

17 SEC. 7057. (a) CONTRIBUTION.—Of the funds made
18 available under the heading “International Organizations
19 and Programs” in this Act for fiscal year 2020,
20 \$55,500,000 shall be made available for the United Na-
21 tions Population Fund (UNFPA).

22 (b) AVAILABILITY OF FUNDS.—Funds appropriated
23 by this Act for UNFPA, that are not made available for
24 UNFPA because of the operation of any provision of law,
25 shall be transferred to the “Global Health Programs” ac-

1 count and shall be made available for family planning, ma-
2 ternal, and reproductive health activities, subject to the
3 regular notification procedures of the Committees on Ap-
4 propriations.

5 (c) PROHIBITION ON USE OF FUNDS IN CHINA.—

6 None of the funds made available by this Act may be used
7 by UNFPA for a country program in the People's Repub-
8 lic of China.

9 (d) CONDITIONS ON AVAILABILITY OF FUNDS.—

10 Funds made available by this Act for UNFPA may not
11 be made available unless—

12 (1) UNFPA maintains funds made available by
13 this Act in an account separate from other accounts
14 of UNFPA and does not commingle such funds with
15 other sums; and

16 (2) UNFPA does not fund abortions.

17 (e) REPORT TO CONGRESS AND DOLLAR-FOR-DOL-
18 LAR WITHHOLDING OF FUNDS.—

19 (1) Not later than 4 months after the date of
20 enactment of this Act, the Secretary of State shall
21 submit a report to the Committees on Appropria-
22 tions indicating the amount of funds that UNFPA
23 is budgeting for the year in which the report is sub-
24 mitted for a country program in the People's Repub-
25 lic of China.

1 (2) If a report under paragraph (1) indicates
2 that UNFPA plans to spend funds for a country
3 program in the People’s Republic of China in the
4 year covered by the report, then the amount of such
5 funds UNFPA plans to spend in the People’s Re-
6 public of China shall be deducted from the funds
7 made available to UNFPA after March 1 for obliga-
8 tion for the remainder of the fiscal year in which the
9 report is submitted.

10 GLOBAL HEALTH ACTIVITIES

11 SEC. 7058. (a) IN GENERAL.—Funds appropriated
12 by titles III and IV of this Act that are made available
13 for global health programs, including activities relating to
14 research on, and the prevention, treatment and control of,
15 HIV/AIDS, may be made available notwithstanding any
16 other provision of law except for provisions under the
17 heading “Global Health Programs” and the United States
18 Leadership Against HIV/AIDS, Tuberculosis, and Malaria
19 Act of 2003 (117 Stat. 711; 22 U.S.C. 7601 et seq.), as
20 amended: *Provided*, That of the funds appropriated under
21 the heading “Global Health Programs” in this Act, not
22 less than \$750,000,000 shall be made available for family
23 planning/reproductive health, including in areas where
24 population growth threatens biodiversity or endangered
25 species: *Provided further*, That none of the funds made

1 available by this Act or prior Acts making appropriations
2 for the Department of State, foreign operations, and re-
3 lated programs shall be made available to implement the
4 Presidential Memorandum on Mexico City Policy dated
5 January 23, 2017: *Provided further*, That none of the
6 funds made available by this Act may be used in con-
7 travention of the conditions of section 7018 of this Act
8 and section 104(f)(1) of the Foreign Assistance Act of
9 1961.

10 (b) CONTAGIOUS INFECTIOUS DISEASE OUT-
11 BREAKS.—

12 (1) EXTRAORDINARY MEASURES.—If the Sec-
13 retary of State determines and reports to the Com-
14 mittees on Appropriations that an international in-
15 fectious disease outbreak is sustained, severe, and is
16 spreading internationally, or that it is in the na-
17 tional interest to respond to a Public Health Emer-
18 gency of International Concern, funds appropriated
19 by this Act under the headings “Global Health Pro-
20 grams”, “Development Assistance”, “International
21 Disaster Assistance”, “Complex Crises Fund”,
22 “Economic Support Fund”, “Democracy Fund”,
23 “Assistance for Europe, Eurasia and Central Asia”,
24 “Migration and Refugee Assistance”, and “Millen-
25 nium Challenge Corporation” may be made available

1 to combat such infectious disease or public health
2 emergency, and may be transferred to, and merged
3 with, funds appropriated under such headings for
4 the purposes of this paragraph.

5 (2) EMERGENCY RESERVE FUND.—Up to
6 \$10,000,000 of the funds made available under the
7 heading “Global Health Programs” may be made
8 available for the Emergency Reserve Fund estab-
9 lished pursuant to section 7058(c)(1) of the Depart-
10 ment of State, Foreign Operations, and Related Pro-
11 grams Appropriations Act, 2017 (division J of Pub-
12 lic Law 115–31): *Provided*, That such funds shall be
13 made available under the same terms and conditions
14 of such section.

15 (3) CONSULTATION AND NOTIFICATION.—
16 Funds made available by this subsection shall be
17 subject to prior consultation with the appropriate
18 congressional committees, and the regular notifica-
19 tion procedures of the Committees on Appropria-
20 tions.

21 GENDER EQUALITY

22 SEC. 7059. (a) GENDER EQUALITY.—Funds appro-
23 priated by this Act shall be made available to promote gen-
24 der equality in United States Government diplomatic and
25 development efforts by raising the status, increasing the

1 participation, and protecting the rights of women and girls
2 worldwide.

3 (b) WOMEN'S LEADERSHIP.—Of the funds appro-
4 priated by title III of this Act, not less than \$50,000,000
5 shall be made available for programs specifically designed
6 to increase leadership opportunities for women in coun-
7 tries where women and girls suffer discrimination due to
8 law, policy, or practice, by strengthening protections for
9 women's political status, expanding women's participation
10 in political parties and elections, and increasing women's
11 opportunities for leadership positions in the public and
12 private sectors at the local, provincial, and national levels.

13 (c) GENDER-BASED VIOLENCE.—Of the funds appro-
14 priated under titles III and IV of this Act, not less than
15 \$165,000,000 shall be made available to implement a
16 multi-year strategy to prevent and respond to gender-
17 based violence in countries where it is common in conflict
18 and non-conflict settings.

19 (d) WOMEN AND GIRLS AT RISK FROM EXTRE-
20 MISM.—Of the funds appropriated by this Act under the
21 heading “Development Assistance”, not less than
22 \$15,000,000 shall be made available to support women
23 and girls who are at risk from extremism and conflict, and
24 for the activities described in section 7059(e)(1) of the De-
25 partment of State, Foreign Operations, and Related Pro-

1 grams Appropriations Act, 2018 (division K of Public Law
2 115–141): *Provided*, That such funds are in addition to
3 amounts otherwise made available by this Act for such
4 purposes, and shall be made available following consulta-
5 tion with, and the regular notification procedures of, the
6 Committees on Appropriations.

7 SECTOR ALLOCATIONS

8 SEC. 7060. (a) BASIC EDUCATION AND HIGHER
9 EDUCATION.—

10 (1) BASIC EDUCATION.—

11 (A) Of the funds appropriated under title
12 III of this Act, not less than \$925,000,000
13 shall be made available for assistance for basic
14 education, and such funds may be made avail-
15 able notwithstanding any other provision of law
16 that restricts assistance to foreign countries:
17 *Provided*, That funds made available under the
18 headings “Development Assistance” and “Eco-
19 nomic Support Fund” for the support of non-
20 state schools in this Act and prior Acts shall be
21 subject to the regular notification procedures of
22 the Committees on Appropriations.

23 (B) Of the funds appropriated under title
24 III of this Act for assistance for basic education
25 programs, not less than \$125,000,000 shall be

1 made available for contributions to multilateral
2 partnerships that support education.

3 (2) HIGHER EDUCATION.—Of the funds appro-
4 priated by title III of this Act, not less than
5 \$235,000,000 shall be made available for assistance
6 for higher education: *Provided*, That such funds may
7 be made available notwithstanding any other provi-
8 sion of law that restricts assistance to foreign coun-
9 tries, and shall be subject to the regular notification
10 procedures of the Committees on Appropriations.

11 (b) ENVIRONMENT PROGRAMS.—

12 (1) AUTHORITY, NOTIFICATION, AND LIMITA-
13 TION.—

14 (A) Funds appropriated by this Act to
15 carry out the provisions of sections 103 through
16 106, and chapter 4 of part II, of the Foreign
17 Assistance Act of 1961 may be used, notwith-
18 standing any other provision of law, except for
19 the provisions of this subsection, to support en-
20 vironment programs.

21 (B) Funds made available pursuant to this
22 subsection shall be subject to the regular notifi-
23 cation procedures of the Committees on Appro-
24 priations.

1 (C) Funds in this Act and prior Acts may
2 be made available for a contribution, grant, or
3 any other payment for the Paris Agreement:
4 *Provided*, That any such use of funds shall be
5 subject to prior consultation with, and the reg-
6 ular notification procedures of, the Committees
7 on Appropriations.

8 (D) None of the funds appropriated or oth-
9 erwise made available by this Act, or prior Acts
10 making appropriations for the Department of
11 State, foreign operations, and related programs,
12 may be used to provide formal notification
13 under Article 28 of the Paris Agreement of the
14 withdrawal of the United States from such
15 Agreement.

16 (2) CONSERVATION PROGRAMS.—

17 (A) Of the funds appropriated under title
18 III of this Act, not less than \$295,000,000
19 shall be made available for biodiversity con-
20 servation programs.

21 (B) Not less than \$100,664,000 (increased
22 by \$1,000,000) (reduced by \$1,000,000) of the
23 funds appropriated under titles III and IV of
24 this Act shall be made available to combat the

1 transnational threat of wildlife poaching and
2 trafficking.

3 (3) SUSTAINABLE LANDSCAPES.—Of the funds
4 appropriated under title III of this Act, not less than
5 \$135,000,000 shall be made available for sustainable
6 landscapes programs.

7 (4) ADAPTATION.—Of the funds appropriated
8 under title III of this Act, not less than
9 \$177,000,000 shall be made available for adaptation
10 programs.

11 (5) RENEWABLE ENERGY.—Of the funds appro-
12 priated under title III of this Act, not less than
13 \$179,000,000 shall be made available for renewable
14 energy programs.

15 (c) FOOD SECURITY AND AGRICULTURAL DEVELOP-
16 MENT.—Of the funds appropriated by title III of this Act,
17 not less than \$1,005,600,000 shall be made available for
18 food security and agricultural development programs to
19 carry out the purposes of the Global Food Security Act
20 of 2016 (Public Law 114–195): *Provided*, That funds may
21 be made available for a contribution as authorized by sec-
22 tion 3202 of the Food, Conservation, and Energy Act of
23 2008 (Public Law 110–246), as amended by section 3310
24 of the Agriculture Improvement Act of 2018 (Public Law
25 115–334).

1 (d) MICRO, SMALL, AND MEDIUM-SIZED ENTER-
2 PRISES.—Of the funds appropriated by this Act, not less
3 than \$265,000,000 shall be made available to support the
4 development of, and access to financing for, micro, small,
5 and medium-sized enterprises that benefit the poor, espe-
6 cially women.

7 (e) PROGRAMS TO COMBAT TRAFFICKING IN PER-
8 SONS.—Of the funds appropriated by this Act under the
9 headings “Development Assistance”, “Economic Support
10 Fund”, “Assistance for Europe, Eurasia and Central
11 Asia”, and “International Narcotics Control and Law En-
12 forcement”, not less than \$67,000,000 shall be made
13 available for activities to combat trafficking in persons
14 internationally.

15 (f) RECONCILIATION PROGRAMS.—Funds appro-
16 priated by this Act under the heading “Development As-
17 sistance” shall be made available to support people-to-peo-
18 ple reconciliation programs which bring together individ-
19 uals of different ethnic, religious, and political back-
20 grounds from areas of civil strife and war: *Provided*, That
21 the USAID Administrator shall consult with the Commit-
22 tees on Appropriations, prior to the initial obligation of
23 funds, on the uses of such funds, and such funds shall
24 be subject to the regular notification procedures of the
25 Committees on Appropriations.

1 (g) WATER AND SANITATION.—Of the funds appro-
2 priated by this Act, not less than \$435,000,000 shall be
3 made available for water supply and sanitation projects
4 pursuant to section 136 of the Foreign Assistance Act of
5 1961, of which not less than \$195,000,000 shall be for
6 programs in sub-Saharan Africa, and of which not less
7 than \$15,000,000 shall be made available to support ini-
8 tiatives by local communities in developing countries to
9 build and maintain safe latrines.

10 BUDGET DOCUMENTS

11 SEC. 7061. (a) OPERATING PLANS.—Not later than
12 45 days after the date of enactment of this Act, each de-
13 partment, agency, or organization funded in titles I, II,
14 and VI of this Act, and the Department of the Treasury
15 and Independent Agencies funded in title III of this Act,
16 including the Inter-American Foundation and the United
17 States African Development Foundation, shall submit to
18 the Committees on Appropriations an operating plan for
19 funds appropriated to such department, agency, or organi-
20 zation in such titles of this Act, or funds otherwise avail-
21 able for obligation in fiscal year 2020, that provides de-
22 tails of the uses of such funds at the program, project,
23 and activity level: *Provided*, That operating plans that in-
24 clude changes in levels of funding for programs, projects,
25 and activities specified in the congressional budget jus-

1 tification, in this Act, or amounts specifically designated
2 in the respective tables included in the report accom-
3 panying this Act, as applicable, shall be subject to the no-
4 tification and reprogramming requirements of section
5 7015 of this Act.

6 (b) SPEND PLANS.—

7 (1) Not later than 60 days after enactment of
8 this Act, the Secretary of State or Administrator of
9 the United States Agency for International Develop-
10 ment, as appropriate, shall submit to the Commit-
11 tees on Appropriations a spend plan for funds made
12 available by this Act, for—

13 (A) assistance for Afghanistan, Iraq, Leb-
14 anon, Pakistan, Colombia, and countries in
15 Central America;

16 (B) assistance made available pursuant to
17 section 7046(c) of this Act to counter Russian
18 influence and aggression, except that such plan
19 shall be on a country-by-country basis;

20 (C) assistance made available pursuant to
21 section 7059 of this Act;

22 (D) the Indo-Pacific Strategy;

23 (E) democracy programs, Power Africa,
24 programs to support section 7047(a) of this
25 Act, and sectors enumerated in subsections (a),

1 (b), (c), (d), (e), and (g) of section 7060 of this
2 Act; and

3 (F) funds provided under the heading
4 “International Narcotics Control and Law En-
5 forcement” for International Organized Crime
6 and for Cybercrime and Intellectual Property
7 Rights: *Provided*, That the spend plans shall in-
8 clude bilateral and global programs funded
9 under such heading along with a brief descrip-
10 tion of the activities planned for each country.

11 (2) Not later than 45 days after enactment of
12 this Act, the Secretary of the Treasury shall submit
13 to the Committees on Appropriations a detailed
14 spend plan for funds made available by this Act
15 under the heading “Department of the Treasury,
16 International Affairs Technical Assistance” in title
17 III.

18 (c) CLARIFICATION.—The spend plans referenced in
19 subsection (b) shall not be considered as meeting the noti-
20 fication requirements in this Act or under section 634A
21 of the Foreign Assistance Act of 1961.

22 (d) CONGRESSIONAL BUDGET JUSTIFICATION.—

23 (1) The congressional budget justification for
24 Department of State operations and foreign oper-
25 ations shall be provided to the Committees on Ap-

1 appropriations concurrent with the date of submission
2 of the President’s budget for fiscal year 2021: *Pro-*
3 *vided*, That the appendices for such justification
4 shall be provided to the Committees on Appropria-
5 tions not later than 10 calendar days thereafter:
6 *Provided further*, That if the appendices referenced
7 in the preceding proviso are not provided to such
8 Committee by the date specified, none of the funds
9 made available under the heading “Diplomatic Pro-
10 programs” and designated in paragraph (3) for Diplo-
11 matic Policy and Support shall be available for trav-
12 el and related expenses of the Secretary of State
13 until such budget appendices are provided to the
14 Committees on Appropriations.

15 (2) The Secretary of State and the USAID Ad-
16 ministrator shall include in the congressional budget
17 justification a detailed justification for multi-year
18 availability for any funds requested under the head-
19 ings “Diplomatic Programs” and “Operating Ex-
20 penses”.

21 (e) CHANGE IN ALLOCATION OF FOREIGN ASSIST-
22 ANCE.—The Department of State shall fully comply with
23 the notification requirement pursuant to section 653(a) of
24 the Foreign Assistance Act of 1961 (Public Law 87–195)
25 not later than the period of time specified in such section:

1 *Provided*, That if the report accompanying the notification
2 referenced in the preceding sentence is not provided to the
3 Committees on Appropriations within the specified time,
4 none of the funds made available under the heading “Dip-
5 lomatic Programs” and designated in paragraph (3) for
6 Diplomatic Policy and Support shall be available for travel
7 and related expenses of the Secretary of State until such
8 report is provided to the Committees on Appropriations.

9 REORGANIZATION

10 SEC. 7062. (a) PRIOR CONSULTATION AND NOTIFI-
11 CATION.—Funds appropriated by this Act, prior Acts
12 making appropriations for the Department of State, for-
13 eign operations, and related programs, or any other Act
14 may not be used to implement a reorganization, redesign,
15 or other plan described in paragraph (2) by the Depart-
16 ment of State, the United States Agency for International
17 Development, or any other Federal department, agency,
18 or organization funded by this Act without prior consulta-
19 tion by the head of such department, agency, or organiza-
20 tion with the appropriate congressional committees: *Pro-*
21 *vided*, That such funds shall be subject to the regular noti-
22 fication procedures of the Committees on Appropriations:
23 *Provided further*, That any such notification submitted to
24 such Committees shall include a detailed justification for

1 any proposed action, including the information specified
2 under this section in the report accompanying this Act.

3 (b) DESCRIPTION OF ACTIVITIES.—Pursuant to
4 paragraph (1), a reorganization, redesign, or other plan
5 shall include any action to—

6 (1) expand, eliminate, consolidate, or downsize
7 covered departments, agencies, or organizations, in-
8 cluding bureaus and offices within or between such
9 departments, agencies, or organizations, including
10 the transfer to other agencies of the authorities and
11 responsibilities of such bureaus and offices; or

12 (2) expand, eliminate, consolidate, or downsize
13 the United States official presence overseas includ-
14 ing at bilateral, regional, and multilateral diplomatic
15 facilities and other platforms.

16 DESIGNATION

17 SEC. 7063. Each amount designated in this Act by
18 the Congress for Overseas Contingency Operations/Global
19 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
20 the Balanced Budget and Emergency Deficit Control Act
21 of 1985 shall be available (or rescinded, if applicable) only
22 if the President subsequently so designates all such
23 amounts and transmits such designations to the Congress.

1 ASSISTANCE FOR FOREIGN NONGOVERNMENTAL
2 ORGANIZATIONS

3 SEC. 7064. The Foreign Assistance Act of 1961 (22
4 U.S.C. 2151 et seq.) is amended by inserting after section
5 104C the following:

6 **“SEC. 104D ELIGIBILITY FOR ASSISTANCE.**

7 “Notwithstanding any other provision of law, regula-
8 tion, or policy, in determining eligibility for assistance
9 under sections 104, 104A, 104B, and 104C, a foreign non-
10 governmental organization—

11 “(1) shall not be ineligible for such assistance
12 solely on the basis of health or medical services, in-
13 cluding counseling and referral services, provided by
14 such organization with non-United States Govern-
15 ment funds if such services—

16 “(A) are permitted in the country in which
17 they are being provided; and

18 “(B) would not violate United States law if
19 provided in the United States; and

20 “(2) shall not be subject to requirements relat-
21 ing to the use of non-United States Government
22 funds for advocacy and lobbying activities other than
23 those that apply to United States nongovernmental
24 organizations receiving assistance under this part.”.

1 REFERENCES TO ACT

2 SEC. 7065. Except as expressly provided otherwise,
3 any reference to “this Act” contained in this division shall
4 be treated as referring only to the provisions of this divi-
5 sion.

6 REFERENCE TO REPORT

7 SEC. 7066. Any reference to a “report accompanying
8 this Act” contained in this division shall be treated as a
9 reference to House Report 116–78. The effect of such Re-
10 port shall be limited to this division and shall apply for
11 purposes of determining the allocation of funds provided
12 by, and the implementation of, this division.

13 RESCISSION OF FUNDS

14 SEC. 7067. Of the unobligated balances available
15 under the heading “Export and Investment Assistance,
16 Export-Import Bank of the United States, Subsidy Appro-
17 priation” for tied-aid grants from prior Acts making ap-
18 propriations for the Department of State, foreign oper-
19 ations, and related programs, \$11,762,000 are hereby re-
20 scinded.

21 SEC. 7068. (a) None of the funds appropriated or
22 otherwise made available by this Act may be made avail-
23 able to enter into any new contract, grant, or cooperative
24 agreement with any entity listed in subsection (b).

- 1 (b) The entities listed in this subsection are the fol-
 2 lowing:

Trump International Hotel & Tower Chicago, Chicago, IL	Trump International Hotel & Golf Links Ireland (formerly The Lodge at Doonbeg), Doonbeg, Ireland	Trump International Hotel Las Vegas, Las Vegas, NV
Trump National Doral Miami, Miami, FL	Trump International Hotel & Tower New York, New York City, NY	Trump SoHo New York, New York City, NY
Trump International Hotel & Tower, Vancouver, Vancouver, Canada	Trump International Hotel Waikiki, Honolulu, HI	Trump International Hotel Washington, DC
Trump Tower, 721 Fifth Avenue, New York City, New York	Trump World Tower, 845 United Nations Plaza, New York City, New York	Trump Park Avenue, 502 Park Avenue, New York City, New York
Trump International Hotel & Tower, NY	Trump Parc East, 100 Central Park South, New York City, New York	Trump Palace, 200 East 69th Street, New York City, New York
Heritage, Trump Place, 240 Riverside Blvd, New York City, New York	Trump Place, 220 Riverside Blvd, New York City, New York	Trump Place, 200 Riverside Blvd, New York City, New York
Trump Grande, Sunny Isles, FL	Trump Hollywood Florida, Hollywood, Florida	Trump Plaza, New Rochelle, NY
Trump Tower at City Center, Westchester, NY	Trump Park Residences, Yorktown, NY	Trump Parc Stamford, Stamford, Connecticut
Trump Plaza Residences, Jersey City, NJ	The Estate at Trump National, Los Angeles, CA	Trump Towers Pune, India, Pune, India
Trump Tower Mumbai, India, Mumbai, India	Trump Towers Makati, Philippines, Makati, Philippines	Trump International Vancouver, Vancouver, Canada
Trump Towers Istanbul, Sisli, Istanbul, Sisli	Trump Tower Punta Del Este, Uruguay, Punta Sel Este, Uruguay	
Briar Hall Operations LLC, New York, New York	DT Dubai Golf Manager LLC, New York, New York	DT Dubai Golf Manager Member Corp, New York, New York
DT Dubai II Golf Manager LLC, New York, New York	DT Home Marks International LLC, New York, New York	DT Home Marks International Member Corp, New York, New York
DT India Venture LLC, New York, New York	DT India Venture Managing Member Corp, New York, New York	DT Marks Baku LLC, New York, New York
DT Marks Baku Managing Member Corp, New York, New York	DT Marks Dubai LLC, New York, New York	DT Marks Dubai Member Corp, New York, New York
DT Marks Dubai II LLC, New York, New York	DT Marks Dubai II Member Corp, New York, New York	
DT Marks Gurgaon LLC, New York, New York	DT Marks Gurgaon Managing Member Corp, New York, New York	DT Marks Jersey City LLC, New York, New York

DT Marks Jupiter LLC, New York, New York	DT Mark Qatar LLC, New York, New York	DT Marks Qatar Mem- ber Corp, New York, New York
DT Marks Products International LLC, New York, New York	DT Marks Product International Member Corp, New York, New York	DT Marks Pune LLC, New York, New York
DT Marks Pune Man- aging Member Corp, New York, New York	DT MARKS PUNE II LLC, New York, New York	DT Marks Pune II Man- aging Member Corp, New York, New York
DT Marks Rio LLC, New York, New York	DT Marks Rio Member Corp, New York, New York	DT Marks Vancouver LP, New York, New York
DT Marks Vancouver Managing Member Corp, New York, New York	DT Marks Worli LLC, New York, New York	DT Marks Worli Mem- ber Corp, New York, New York
DT Tower Gurgaon LLC, New York, New York	DT Tower Gurgaon Managing Member Corp, New York, New York	Indian Hills Holdings LLC f/k/a Indian Hills Development LLC, New York, New York
Jupiter Golf Club LLC (Trump National Gold Club-Jupiter), New York, New York	Jupiter Golf Club Man- aging Member Corp, New York, New York	Lamington Family Hold- ings LLC, New York, New York
Lawrence Towers Apart- ments, New York, New York	LFB Acquisition LLC, New York, New York	LFB Acquisition Mem- ber Corp, New York, New York
Mar A Lago Club, Inc, Palm Beach, Florida	Mar A Lago Club, L.L.C, New York, New York	Nitto World Co, Limited, Turnberry, Scotland
OPO Hotel Manager LLC, New York, New York	OPO Hotel Manager Member Corp, New York, New York	OWO Developer LLC, New York, New York
TIGL Ireland Enter- prises Limited (Trump International Golf Links- Doonbeg), Doonbeg, Ireland	TIGL Ireland Manage- ment Limited, Doonbeg, Ireland	Ace Entertainment Holdings Inc (f/k/a Trump Casinos Inc and formerly Trump Taj Mahal, Inc), At- lantic City, NJ
Trump Chicago Commer- cial Member Corp, New York, New York	Trump Chicago Commer- cial Manager LLC, New York, New York	Trump Chicago Develop- ment LLC, New York, New York
Trump Chicago Hotel Member Corp, New York, New York	Trump Chicago Hotel Manager LLC, New York, New York	Trump Chicago Man- aging Member LLC, New York, New York
Trump Chicago Member LLC, New York, New York	Trump Chicago Residen- tial Member Corp, New York, New York	Trump Chicago Residen- tial Manager LLC, New York, New York
Trump Chicago Retail LLC, New York, New York	Trump Chicago Retail Manager LLC, New York, New York	Trump Chicago Retail Member Corp, New York, New York
Trump Drinks Israel Holdings LLC, New York, New York	Trump Drinks Israel Holdings Member Corp, New York, New York	Trump Drinks Israel LLC, New York, New York
Trump Drinks Israel Member Corp, New York, New York	Trump Endeavor 12 LLC (Trump National Doral), New York, New York	Trump Endeavor 12 Manager Corp, New York, New York
Trump Golf Acquisitions LLC, New York, New York	Trump Golf Coco Beach LLC, New York, New York	Trump Golf Coco Beach Member Corp, New York, New York

Trump International Development LLC, New York, New York	Trump International Golf Club LC (Trump International Golf Club- Florida), New York, New York	Trump International Golf Club Scotland Limited, Aberdeen, Scotland
Trump International Golf Club, Inc, Palm Beach, Florida	Trump International Hotel and Tower Condominium, New York, New York	Trump International Hotel Hawaii LLC, New York, New York
Trump International Hotels Management LLC, New York, New York	Trump International Management Corp, New York, New York	Trump Korean Projects LLC, New York, New York
Trump Marks Atlanta LLC, New York, New York	Trump Marks Atlanta Member Corp, New York, New York	Trump Marks Baja Corp, New York, New York
Trump Marks Baja LLC, New York, New York	Trump Marks Batumi, LLC, New York, New York	Trump Marks Beverages Corp, New York, New York
Trump Marks Beverages, LLC New York, New York	Trump Marks Canouan Corp, New York, New York	Trump Marks Canouan, LLC New York, New York
Trump Marks Chicago LLC, New York, New York	Trump Marks Chicago Member Corp, New York, New York	Trump Marks Dubai Corp, New York, New York
Trump Marks Dubai LLC, New York, New York	Trump Marks Egypt Corp, New York, New York	Trump Marks Egypt LLC, New York, New York
Trump Marks Fine Foods LLC, New York, New York	Trump Marks Fine Foods Member Corp, New York, New York	Trump Marks Ft. Lauderdale LLC, New York, New York
Trump Marks Ft. Lauderdale Member Corp, New York, New York	Trump Marks GP Corp, New York, New York	Trump Marks Holding LP (FKA Trump Marks LP), New York, New York
Trump Marks Hollywood Corp, New York, New York	Trump Marks Hollywood LLC, New York, New York	Trump Marks Istanbul II Corp, New York, New York
Trump Marks Istanbul II LLC, New York, New York	Trump Marks Jersey City Corp, New York, New York	Trump Marks Jersey City LLC, New York, New York
Trump Marks Mattress LLC, New York, New York	Trump Marks Mattress Member Corp, New York, New York	Trump Marks Menswear LLC, New York, New York
Trump Marks Menswear Member Corp, New York, New York	Trump Marks Mortgage Corp, New York, New York	Trump Marks Mtg LLC, New York, New York
Trump Marks Mumbai LLC, New York, New York	Trump Marks Mumbai Member Corp, New York, New York	Trump Marks New Rochelle Corp, New York, New York
Trump Marks New Rochelle LLC, New York, New York	Trump Marks Palm Beach Corp, New York, New York	Trump Marks Palm Beach LLC, New York, New York
Trump Marks Panama Corp, New York, New York	Trump Marks Panama LLC, New York, New York	Trump Marks Philadelphia Corp, New York, New York
Trump Marks Philadelphia LLC, New York, New York	Trump Marks Philippines Corp, New York, New York	Trump Marks Philippines LLC, New York, New York
Trump Marks Products LLC, New York, New York	The Trump Organization, Inc, New York, New York	
Trump Marks Products Member Corp, New York, New York	Trump Marks Puerto Rico I LLC, New York, New York	Trump Marks Puerto Rico I Member Corp, New York, New York

Trump Marks Puerto Rico II LLC, New York, New York	Trump Marks Puerto Rico II Member Corp, New York, New York	Trump Marks Punta del Este LLC, New York, New York
Trump Marks Punta del Este Manager Corp, New York, New York	The Donald J. Trump Company LLC, New York, New York	The Trump Marks Real Estate Corp, New York, New York
Trump Marks SOHO License Corp, New York, New York	Trump Marks SOHO LLC, New York, New York	Trump Marks Stamford LLC, New York, New York
Trump Marks Stamford Corp, New York, New York	Trump Marks Sunny Isles I LLC, New York, New York	Trump Marks Sunny Isles I Member Corp, New York, New York
Trump Marks Sunny Isles II LLC, New York, New York	Trump Marks Sunny Isles II Member Corp, New York, New York	Trump Marks Tampa Corp, New York, New York
Trump Marks Tampa LLC, New York, New York	Trump Marks Toronto Corp, New York, New York	Trump Marks Toronto LLC, New York, New York
Trump Marks Toronto LP (formally Trump Toronto Management LP), New York, New York	Trump Marks Waikiki Corp, New York, New York	Trump Marks Waikiki LLC, New York, New York
Trump Marks Westchester Corp, New York, New York	Trump Marks Westchester LLC, New York, New York	Trump Marks White Plains LLC, New York, New York
Trump Miami Resort Management LLC, New York, New York	Trump Miami Resort Management Member Corp, New York, New York	Trump National Golf Club Colts Neck LLC, New York, New York
Trump National Golf Club Colts Neck Member Corp, New York, New York	Trump National Golf Club LLC (Trump National Golf Club-Westchester), New York, New York	Trump National Golf Club Member Corp, New York, New York
Trump National Golf Club Washington DC LCC, New York, New York	Trump National Golf Club Washington DC Member Corp, New York, New York	Trump National Golf Club Member Corp, New York, New York
Trump On the Ocean LLC, New York, New York	Trump Old Post Office LLC, New York, New York	Trump Old Post Office Member Corp, New York, New York
Trump Pageants, Inc, New York, New York	Trump Organization LLC, New York, New York	The Trump Organization, New York, New York
Trump Panama Condominium Management LLC, New York, New York	Trump Palace Condominium, New York, New York	Trump Palace/Parc LLC, New York, New York
Trump Panama Hotel Management Member Corp, New York, New York	Trump Panama Condominium Member Corp, New York, New York	Trump Panama Hotel Management LLC, New York, New York
Trump Panama Hotel Management Member Corp, New York, New York	Trump Parc East Condominium, New York, New York	Trump Park Avenue Acquisition LLC, New York, New York
Trump Park Avenue LLC, New York, New York	Trump Payroll Chicago LLC, New York, New York	Trump Payroll Corp, New York, New York
Trump Phoenix Development LLC, New York, New York	Trump Plaza LLC, New York, New York	Trump Plaza Member Inc (F/K/A Trump Plaza Corp), New York, New York

Trump Productions LLC (former Rancho Lien LLC), New York, New York	Trump Production Managing Member Inc, New York, New York	Trump Project Manager Corp, New York, New York
Trump Realty Services, LLC (f/k/a Trump Mortgage Services LLC (03) & Tower Mortgage Services LLC), Palm Beach, Florida	Trump Restaurants LLC, New York, New York	Trump Riverside Management LLC, New York, New York
Trump Ruffin Commercial LLC, New York, New York	Trump Ruffin LLC, Las Vegas, NV	Trump Ruffin Tower I LLC, Las Vegas, NV
Trump Sales & Leasing Chicago LLC, Chicago, IL	Trump Sales & Leasing Chicago Member Corp, Chicago, IL	Trump Scotland Member Inc, Aberdeen, Scotland
Trump Scotsborough Square LLC, Scotsborough Square, VA	Trump SoHo Hotel Condominium New York, New York, New York	Trump SoHo Member LLC, New York, New York
Trump Toronto Hotel Member Corp, New York, New York	Trump Toronto Development Inc, New York, New York	Trump Toronto Member Corp (formally Trump Toronto Management Member Corp), New York, New York
Trump Tower Commercial LLC, New York, New York	Trump Tower Condominium Residential Section, New York, New York	Trump Tower Managing Member Inc, New York, New York
Trump Village Construction Corp, New York, New York	Trump Vineyard Estates LLC, New York, New York	Trump Vineyard Estates Manager Corp, New York, New York
Trump Vineyard Estates Lot 3 Owner LLC (F/K/A Eric Trump Land Holdings LLC), New York, New York	Trump Virginia Acquisitions LLC (fka Virginia Acquisitions LLC), New York, New York	Trump Virginia Acquisitions Manager Corp, New York, New York
Trump Virginia Lot 5 LLC, New York, New York	Trump Virginia Lot 5 Manager Corp, New York, New York	Trump Wine Marks LLC, New York, New York
Trump Wine Marks Member Corp, New York, New York	Trump World Productions LLC, New York, New York	Trump World Productions Manager Corp, New York, New York
Trump World Publications LLC, New York, New York	Trump/New World Property Management LLC, New York, New York	Trump's Castle Management Corp, Atlantic City, NJ
Trump Marks White Plains Corp, New York, New York	Turnberry Scotland Managing Member Corp, Turnberry, Scotland	Turnberry Scotland LLC, Turnberry, Scotland
TW Venture I LLC, Palm Beach, Florida	TW Venture II LLC, Doonbeg, Ireland	TW Venture I Managing Member Corp, Palm Beach, Florida
TW Venture II Managing Member Corp, Doonbeg, Ireland	Ultimate Air Corp, New York, New York	Unit 2502 Enterprises Corp, Chicago, IL
Unit 2502 Enterprises LLC, Chicago, IL	VH Property Corp (Trump National Golf Club-Los Angeles), Los Angeles, CA	VHPS LLC, Los Angeles, CA
West Palm Operations LLC, WPB, Florida	Wexford Hall Inc., New York, New York	White Course LLC, Miami, FL

White Course Managing Member Corp, Miami FL	Wilshire Hall LLC, New York, New York	Wollman Rink Operations LLC, New York, New York
Yorktown Real Estate LLC (F/K/A/ Yorktown Development Associates LLC), New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Donald J. Trump, New York, New York	The Fred C. Trump December 16, 1976 Trust- F/B/O Robert S. Trump, New York, New York
The Fred C. Trump December 16, 1976 Trust- F/B/O Elizabeth J. Trump, New York, New York	Fred C. Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O Elizabeth Trump Grau, New York, New York
Maryanne Trump GRAT Trust- F/B/O Elizabeth Trump Grau, New York, New York	Trust U/W/O Fred C. Trump- F/B/O the grandchildren of Fred C. Trump, New York, New York	The Donald J. Trump grantor Trust - DJT is the Trustee Successor - Trustee is Donald J. Trump, Jr., New York, New York
The Donald J. Trump Revocable Trust, New York, New York	The Police Athletic League, Inc, New York, New York	DT Bali Golf Manager LLC, New York, New York
DT Bali Golf Manager Member Corp, New York, New York	DT Bali Hotel Manager LLC, New York, New York	DT Bali Hotel Manager Member Corp, New York, New York
DT Bali Technical Services Manager LLC, New York, New York	DT Bali Technical Services Manager Member Corp, New York, New York	DT Connect Europe Limited, Turnberry, Scotland
DT Endeavor I LLC, New York, New York	DT Endeavor I Member Corp, New York, New York	DT Lido Golf Manager LLC, New York, New York
DT Lido Golf Manager Member Corp, New York, New York	DT Lido Hotel Manager LLC, New York, New York	DT Lido Hotel Manager Member Corp, New York, New York
DT Marks Bali LLC, New York, New York	DT Marks Bali Member Corp, New York, New York	DT Marks Lido LLC, New York, New York
DT Marks Lido Member Corp, New York, New York	DT Tower I LLC, New York, New York	DT Tower I Member Corp, New York, New York
DT Tower II LLC, New York, New York	DT Tower II Member Corp, New York, New York	DT Tower Kolkata LLC, New York, New York
DT Tower Kolkata Managing Member Corp, New York, New York	DT Venture I LLC, New York, New York	DT Venture I Member Corp, New York, New York
DT Venture II LLC, New York, New York	DT Venture II Member Corp, New York, New York	DTTM Operations LLC, New York, New York
DTTM Operations Managing Member, New York, New York	EID Venture II LLC, New York, New York	EID Venture II Member Corp, New York, New York
THC DC Restaurant Hospitality LLC, New York, New York	Lamington Farm Club (TRUMP NATIONAL GOLF CLUB-BEDMINSTER)*, Bedminster, NJ	Mobile Payroll Construction LLC, New York, New York
Mobile Payroll Construction Manager Corp, New York, New York	C DEVELOPMENT VENTURES LLC, New York, New York	C DEVELOPMENT VENTURES MEMBER CORP, New York, New York
TC MARKS BUENOS AIRES LLC, New York, New York	WMTMF LLC, New York, New York	Midland Associates, New York, New York

Miss Universe L.P., LLP (formerly Trump Pageants, L.P.), New York, New York	Trump Central Park West Corp, New York, New York	DT Marks Qatar LLC, New York, New York
40 Wall Street LLC, New York, New York	401 North Wabash Venture LLC, Chicago, IL	809 North Canon LLC, Beverly Hills, CA
Caribusness Investments, S.R.L., Dominican Republic	County Properties, LLC, Norfolk, VA	DJT Aerospace LLC, New York, New York
DJT Operations I LLC, New York, New York	DT Connect II LLC, Palm Beach, Florida	Excel Venture I LLC, St. Martin, French West Indies
Fifty-Seventh Street Associates LLC, New York, New York	Pine Hill Development LLC, Pine Hill, NJ	Seven Springs LLC, Mt. Kisco, NY
Trump Turnberry, Turnberry, Scotland	The East 61 Street Company, LP, New York, New York	The Trump Corporation, New York, New York
TIHT Commercial LLC, New York, New York	TIHT Holding Company LLC, New York, New York	Trump National Golf Club - Hudson Valley, Hopewell Junction, NY
Trump National Golf Club - Charlotte, Charlotte, NC	Trump National Golf Club - Philadelphia, Pine Hill, NJ	Trump International Golf Links - Scotland, Aberdeen, Scotland
Trump Las Vegas Development LLC, Las Vegas, NV	Trump Marks Asia LLC, Sterling, VA	Trump Model Management LLC, New York, New York
Trump National Golf Club - Washington DC, Potomac Falls, VA	1125 South Ocean LLC, Palm Beach, Florida	T Promotions LLC, New York, New York
HWA 555 Owners, LLC, San Francisco, CA	1290 Avenue of the Americas, A Tenancy-In-Common, New York, New York	Trump Tower Triplex, New York, New York
NIKIA DTW VENTURE LLC, Palm Beach, Florida	THC Vancouver Management Corp, Vancouver, Canada	TNGC Jupiter Management Corp, Jupiter, FL
Trump Toronto Hotel Management Corp, New York, New York	Trump Management Inc., Manhasset, NY	THC Miami Restaurant Hospitality LLC, Miami, FL
THC IMEA Development LLC, New York, New York	DT Lido Technical Services Manager LLC, Lido, Indonesia	Trump Las Vegas Sales & Marketing, Inc., Las Vegas, NV
Albemarle Estate, Charlottesville, VA	MacLeod House & Lodge, Aberdeen, Scotland	Trump Golf Links at Ferry Point, New York City, New York
Trump International Golf Club, Dubai, UAE	Trump World Golf Club Dubai, UAE	Trump International Resort & Golf Club Lido, Lido City, Indonesia
Seven Springs, Bedford, NY	Le Chateau des Palmiers, St. Martin, French West Indies	Trump World, Seoul, South Korea
Trump Towers, Sunny Isles, FL		

- 1 SEC. 7069. None of the funds appropriated by this
- 2 Act under the heading "International Military Education

1 and Training” may be made available for assistance for
2 the Government of Saudi Arabia.

3 SEC. 7070. None of the funds made available by this
4 Act may be used to establish the Department of State’s
5 Commission on Unalienable Rights, as proposed in Fed-
6 eral Register Vol. 84, No. 104, on May 30, 2019 (Public
7 Notice 1077).

8 SEC. 7071. None of the funds made available by this
9 Act may be used to withdraw the United States from the
10 North Atlantic Treaty, done at Washington, DC on April
11 4, 1949.

12 SEC. 7072. None of the funds made available by this
13 Act may be used in violation of the Export Control Reform
14 Act of 2018 (subtitle B of title XVII of the John S.
15 McCain National Defense Authorization Act for Fiscal
16 Year 2019; Public Law 115–232).

17 SEC. 7073. None of the funds made available by this
18 Act may be used to provide assistance to Forces Armées
19 d’Haiti.

20 This Act may be cited as the “Department of State,
21 Foreign Operations, and Related Programs Appropria-
22 tions Act, 2020”.

1 **DIVISION E—ENERGY AND WATER DEVELOP-**
2 **MENT AND RELATED AGENCIES AP-**
3 **PROPRIATIONS ACT, 2020**

4 The following sums are appropriated, out of any
5 money in the Treasury not otherwise appropriated, for en-
6 ergy and water development and related agencies for the
7 fiscal year ending September 30, 2020, and for other pur-
8 poses, namely:

9 TITLE I

10 CORPS OF ENGINEERS—CIVIL

11 DEPARTMENT OF THE ARMY

12 CORPS OF ENGINEERS—CIVIL

13 The following appropriations shall be expended under
14 the direction of the Secretary of the Army and the super-
15 vision of the Chief of Engineers for authorized civil func-
16 tions of the Department of the Army pertaining to river
17 and harbor, flood and storm damage reduction, shore pro-
18 tection, aquatic ecosystem restoration, and related efforts.

19 INVESTIGATIONS

20 For expenses necessary where authorized by law for
21 the collection and study of basic information pertaining
22 to river and harbor, flood and storm damage reduction,
23 shore protection, aquatic ecosystem restoration, and re-
24 lated needs; for surveys and detailed studies, and plans
25 and specifications of proposed river and harbor, flood and

1 storm damage reduction, shore protection, and aquatic
2 ecosystem restoration projects, and related efforts prior to
3 construction; for restudy of authorized projects; and for
4 miscellaneous investigations, and, when authorized by law,
5 surveys and detailed studies, and plans and specifications
6 of projects prior to construction, \$135,000,000 (reduced
7 by \$5,000,000) (increased by \$5,000,000) (increased by
8 \$4,000,000) (reduced by \$1,000,000) (increased by
9 \$1,000,000) (increased by \$1,000,000), to remain avail-
10 able until expended: *Provided*, That the Secretary shall
11 initiate six new study starts during fiscal year 2020: *Pro-*
12 *vided further*, That the Secretary shall not deviate from
13 the new starts proposed in the work plan, once the plan
14 has been submitted to the Committees on Appropriations
15 of both Houses of Congress.

16 CONSTRUCTION

17 For expenses necessary for the construction of river
18 and harbor, flood and storm damage reduction, shore pro-
19 tection, aquatic ecosystem restoration, and related
20 projects authorized by law; for conducting detailed studies,
21 and plans and specifications, of such projects (including
22 those involving participation by States, local governments,
23 or private groups) authorized or made eligible for selection
24 by law (but such detailed studies, and plans and specifica-
25 tions, shall not constitute a commitment of the Govern-

1 ment to construction); \$2,337,000,000 (reduced by
2 \$45,000,000) (increased by \$45,000,000) (increased by
3 \$5,000,000) (increased by \$40,000,000) (reduced by
4 \$40,000,000) (reduced by \$100,000,000) (increased by
5 \$100,000,000) (reduced by \$5,000,000) (increased by
6 \$5,000,000) (reduced by \$7,500,000) (increased by
7 \$7,500,000) (reduced by \$30,000,000) (increased by
8 \$30,000,000), to remain available until expended; of which
9 such sums as are necessary to cover the Federal share of
10 construction costs for facilities under the Dredged Mate-
11 rial Disposal Facilities program shall be derived from the
12 Harbor Maintenance Trust Fund as authorized by Public
13 Law 104–303; and of which such sums as are necessary
14 to cover one-half of the costs of construction, replacement,
15 rehabilitation, and expansion of inland waterways projects
16 shall be derived from the Inland Waterways Trust Fund,
17 except as otherwise specifically provided for in law: *Pro-*
18 *vided*, That the Secretary shall initiate six new construc-
19 tion starts during fiscal year 2020: *Provided further*, That
20 for new construction projects, project cost sharing agree-
21 ments shall be executed as soon as practicable but no later
22 than September 30, 2020: *Provided further*, That no allo-
23 cation for a new start shall be considered final and no
24 work allowance shall be made until the Secretary provides
25 to the Committees on Appropriations of both Houses of

1 Congress an out-year funding scenario demonstrating the
2 affordability of the selected new starts and the impacts
3 on other projects: *Provided further*, That the Secretary
4 may not deviate from the new starts proposed in the work
5 plan, once the plan has been submitted to the Committees
6 on Appropriations of both Houses of Congress.

7 MISSISSIPPI RIVER AND TRIBUTARIES

8 For expenses necessary for flood damage reduction
9 projects and related efforts in the Mississippi River allu-
10 vial valley below Cape Girardeau, Missouri, as authorized
11 by law, \$350,000,000, to remain available until expended,
12 of which such sums as are necessary to cover the Federal
13 share of eligible operation and maintenance costs for in-
14 land harbors shall be derived from the Harbor Mainte-
15 nance Trust Fund.

16 OPERATION AND MAINTENANCE

17 For expenses necessary for the operation, mainte-
18 nance, and care of existing river and harbor, flood and
19 storm damage reduction, aquatic ecosystem restoration,
20 and related projects authorized by law; providing security
21 for infrastructure owned or operated by the Corps, includ-
22 ing administrative buildings and laboratories; maintaining
23 harbor channels provided by a State, municipality, or
24 other public agency that serve essential navigation needs
25 of general commerce, where authorized by law; surveying

1 and charting northern and northwestern lakes and con-
2 necting waters; clearing and straightening channels; and
3 removing obstructions to navigation, \$3,923,000,000 (in-
4 creased by \$4,000,000) (increased by \$75,000,000) (re-
5 duced by \$75,000,000) (increased by \$3,000,000) (in-
6 creased by \$2,000,000) (increased by \$1,000,000), to re-
7 main available until expended, of which such sums as are
8 necessary to cover the Federal share of eligible operation
9 and maintenance costs for coastal harbors and channels,
10 and for inland harbors shall be derived from the Harbor
11 Maintenance Trust Fund; of which such sums as become
12 available from the special account for the Corps of Engi-
13 neers established by the Land and Water Conservation
14 Fund Act of 1965 shall be derived from that account for
15 resource protection, research, interpretation, and mainte-
16 nance activities related to resource protection in the areas
17 at which outdoor recreation is available; and of which such
18 sums as become available from fees collected under section
19 217 of Public Law 104–303 shall be used to cover the
20 cost of operation and maintenance of the dredged material
21 disposal facilities for which such fees have been collected:
22 *Provided*, That 1 percent of the total amount of funds pro-
23 vided for each of the programs, projects, or activities fund-
24 ed under this heading shall not be allocated to a field oper-
25 ating activity prior to the beginning of the fourth quarter

1 of the fiscal year and shall be available for use by the Chief
2 of Engineers to fund such emergency activities as the
3 Chief of Engineers determines to be necessary and appro-
4 priate, and that the Chief of Engineers shall allocate dur-
5 ing the fourth quarter any remaining funds which have
6 not been used for emergency activities proportionally in
7 accordance with the amounts provided for the programs,
8 projects, or activities.

9 REGULATORY PROGRAM

10 For expenses necessary for administration of laws
11 pertaining to regulation of navigable waters and wetlands,
12 \$210,000,000, to remain available until September 30,
13 2021.

14 FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

15 For expenses necessary to clean up contamination
16 from sites in the United States resulting from work per-
17 formed as part of the Nation's early atomic energy pro-
18 gram, \$155,000,000, to remain available until expended.

19 FLOOD CONTROL AND COASTAL EMERGENCIES

20 For expenses necessary to prepare for flood, hurri-
21 cane, and other natural disasters and support emergency
22 operations, repairs, and other activities in response to
23 such disasters as authorized by law, \$37,500,000, to re-
24 main available until expended.

EXPENSES

1
2 For expenses necessary for the supervision and gen-
3 eral administration of the civil works program in the head-
4 quarters of the Corps of Engineers and the offices of the
5 Division Engineers; and for costs of management and op-
6 eration of the Humphreys Engineer Center Support Activ-
7 ity, the Institute for Water Resources, the United States
8 Army Engineer Research and Development Center, and
9 the United States Army Corps of Engineers Finance Cen-
10 ter allocable to the civil works program, \$203,000,000 (re-
11 duced by \$4,000,000) (reduced by \$4,000,000) (reduced
12 by \$5,000,000) (reduced by \$3,000,000) (reduced by
13 \$2,500,000), to remain available until September 30,
14 2021, of which not to exceed \$5,000 may be used for offi-
15 cial reception and representation purposes and only during
16 the current fiscal year: *Provided*, That no part of any
17 other appropriation provided in this title shall be available
18 to fund the civil works activities of the Office of the Chief
19 of Engineers or the civil works executive direction and
20 management activities of the division offices: *Provided fur-*
21 *ther*, That any Flood Control and Coastal Emergencies ap-
22 propriation may be used to fund the supervision and gen-
23 eral administration of emergency operations, repairs, and
24 other activities in response to any flood, hurricane, or
25 other natural disaster.

1 OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY
2 FOR CIVIL WORKS

3 For the Office of the Assistant Secretary of the Army
4 for Civil Works as authorized by 10 U.S.C. 3016(b)(3),
5 \$5,000,000 (reduced by \$2,000,000), to remain available
6 until September 30, 2021: *Provided*, That not more than
7 25 percent of such amount may be obligated or expended
8 until the Assistant Secretary submits to the Committees
9 on Appropriations of both Houses of Congress a work plan
10 that allocates at least 95 percent of the additional funding
11 provided under each heading in this title, as designated
12 under such heading in the report of the Committee on Ap-
13 propriations accompanying this Act, to specific programs,
14 projects, or activities.

15 GENERAL PROVISIONS—CORPS OF
16 ENGINEERS—CIVIL
17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 101. (a) None of the funds provided in this title
19 shall be available for obligation or expenditure through a
20 reprogramming of funds that—

- 21 (1) creates or initiates a new program, project,
22 or activity;
- 23 (2) eliminates a program, project, or activity;

1 (3) increases funds or personnel for any pro-
2 gram, project, or activity for which funds have been
3 denied or restricted by this Act;

4 (4) reduces funds that are directed to be used
5 for a specific program, project, or activity by this
6 Act;

7 (5) increases funds for any program, project, or
8 activity by more than \$2,000,000 or 10 percent,
9 whichever is less; or

10 (6) reduces funds for any program, project, or
11 activity by more than \$2,000,000 or 10 percent,
12 whichever is less.

13 (b) Subsection (a)(1) shall not apply to any project
14 or activity authorized under section 205 of the Flood Con-
15 trol Act of 1948, section 14 of the Flood Control Act of
16 1946, section 208 of the Flood Control Act of 1954, sec-
17 tion 107 of the River and Harbor Act of 1960, section
18 103 of the River and Harbor Act of 1962, section 111
19 of the River and Harbor Act of 1968, section 1135 of the
20 Water Resources Development Act of 1986, section 206
21 of the Water Resources Development Act of 1996, or sec-
22 tion 204 of the Water Resources Development Act of
23 1992.

24 (c) The Corps of Engineers shall submit reports on
25 a quarterly basis to the Committees on Appropriations of

1 both Houses of Congress detailing all the funds repro-
2 grammed between programs, projects, activities, or cat-
3 egories of funding. The first quarterly report shall be sub-
4 mitted not later than 60 days after the date of enactment
5 of this Act.

6 SEC. 102. None of the funds made available in this
7 title may be used to award or modify any contract that
8 commits funds beyond the amounts appropriated for that
9 program, project, or activity that remain unobligated, ex-
10 cept that such amounts may include any funds that have
11 been made available through reprogramming pursuant to
12 section 101.

13 SEC. 103. The Secretary of the Army may transfer
14 to the Fish and Wildlife Service, and the Fish and Wildlife
15 Service may accept and expend, up to \$5,400,000 of funds
16 provided in this title under the heading “Operation and
17 Maintenance” to mitigate for fisheries lost due to Corps
18 of Engineers projects.

19 SEC. 104. None of the funds in this Act shall be used
20 for an open lake placement alternative for dredged mate-
21 rial, after evaluating the least costly, environmentally ac-
22 ceptable manner for the disposal or management of
23 dredged material originating from Lake Erie or tributaries
24 thereto, unless it is approved under a State water quality
25 certification pursuant to section 401 of the Federal Water

1 Pollution Control Act (33 U.S.C. 1341): *Provided*, That
2 until an open lake placement alternative for dredged mate-
3 rial is approved under a State water quality certification,
4 the Corps of Engineers shall continue upland placement
5 of such dredged material consistent with the requirements
6 of section 101 of the Water Resources Development Act
7 of 1986 (33 U.S.C. 2211).

8 SEC. 105. None of the funds made available by this
9 Act may be used to carry out any water supply reallocation
10 study under the Wolf Creek Dam, Lake Cumberland, Ken-
11 tucky, project authorized under the Act of July 24, 1946
12 (60 Stat. 636, ch. 595).

13 SEC. 106. None of the funds made available by this
14 Act or any other Act may be used to reorganize or to
15 transfer the Civil Works functions or authority of the
16 Corps of Engineers or the Secretary of the Army to an-
17 other department or agency.

18 SEC. 107. Additional funding provided in this Act
19 shall be allocated only to projects determined to be eligible
20 by the Chief of Engineers.

21 SEC. 108. Notwithstanding any other provision of
22 law, none of the funds appropriated or otherwise made
23 available by this Act or any prior appropriations Acts for
24 the Civil Works Program of the United States Army Corps
25 of Engineers may be committed, obligated, expended, or

1 otherwise used to design or construct a wall, fence, border
2 barriers, or border security infrastructure along the south-
3 ern border of the United States.

4 TITLE II

5 DEPARTMENT OF THE INTERIOR

6 CENTRAL UTAH PROJECT

7 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

8 For carrying out activities authorized by the Central
9 Utah Project Completion Act, \$15,000,000 (increased by
10 \$5,000,000), to remain available until expended, of which
11 \$1,800,000 shall be deposited into the Utah Reclamation
12 Mitigation and Conservation Account for use by the Utah
13 Reclamation Mitigation and Conservation Commission:
14 *Provided*, That of the amount provided under this head-
15 ing, \$1,500,000 shall be available until September 30,
16 2021, for expenses necessary in carrying out related re-
17 sponsibilities of the Secretary of the Interior: *Provided fur-*
18 *ther*, That for fiscal year 2020, of the amount made avail-
19 able to the Commission under this Act or any other Act,
20 the Commission may use an amount not to exceed
21 \$1,500,000 for administrative expenses.

22 BUREAU OF RECLAMATION

23 The following appropriations shall be expended to
24 execute authorized functions of the Bureau of Reclama-
25 tion:

1 WATER AND RELATED RESOURCES
2 (INCLUDING TRANSFERS OF FUNDS)

3 For management, development, and restoration of
4 water and related natural resources and for related activi-
5 ties, including the operation, maintenance, and rehabilita-
6 tion of reclamation and other facilities, participation in
7 fulfilling related Federal responsibilities to Native Ameri-
8 cans, and related grants to, and cooperative and other
9 agreements with, State and local governments, federally
10 recognized Indian tribes, and others, \$1,485,000,000 (in-
11 creased by \$2,000,000) (reduced by \$2,000,000) (reduced
12 by \$2,000,000) (increased by \$2,000,000) (reduced by
13 \$5,000,000) (increased by \$5,000,000) (reduced by
14 \$4,000,000), to remain available until expended, of which
15 \$70,332,000 shall be available for transfer to the Upper
16 Colorado River Basin Fund and \$5,023,000 shall be avail-
17 able for transfer to the Lower Colorado River Basin Devel-
18 opment Fund; of which such amounts as may be necessary
19 may be advanced to the Colorado River Dam Fund: *Pro-*
20 *vided*, That such transfers may be increased or decreased
21 within the overall appropriation under this heading: *Pro-*
22 *vided further*, That of the total appropriated, the amount
23 for program activities that can be financed by the Rec-
24 lamation Fund or the Bureau of Reclamation special fee
25 account established by 16 U.S.C. 6806 shall be derived

1 from that Fund or account: *Provided further*, That funds
2 contributed under 43 U.S.C. 395 are available until ex-
3 pended for the purposes for which the funds were contrib-
4 uted: *Provided further*, That funds advanced under 43
5 U.S.C. 397a shall be credited to this account and are
6 available until expended for the same purposes as the
7 sums appropriated under this heading: *Provided further*,
8 That of the amounts provided herein, funds may be used
9 for high-priority projects which shall be carried out by the
10 Youth Conservation Corps, as authorized by 16 U.S.C.
11 1706: *Provided further*, That in accordance with section
12 4009(c) of Public Law 114–322 and as recommended by
13 the Secretary in a letter dated February 13, 2019, funding
14 provided for such purpose in fiscal year 2018 shall be
15 made available to the Expanding Recycled Water Delivery
16 Project (VenturaWaterPure), the Pure Water Monterey-
17 Groundwater Replenishment Project, the Groundwater
18 Reliability Improvement Program (GRIP) Recycled Water
19 Project, the North Valley Regional Recycled Water Pro-
20 gram, the South Sacramento County Agriculture and
21 Habitat Lands Recycled Water Program, and the Central
22 Coast Blue Project: *Provided further*, That in accordance
23 with section 4007 of Public Law 114–322 and as rec-
24 ommended by the Secretary in a letter dated February 13,
25 2019, funding provided for such purpose in fiscal years

1 2017 and 2018 shall be made available to the Cle Elum
2 Pool Raise, the Boise River Basin Feasibility Study, the
3 Del Puerto Water District, the Los Vaqueros Reservoir
4 Phase 2 Expansion Project, the North-of-the-Delta Off
5 stream storage (Sites Reservoir Project), and the Friant-
6 Kern Canal Capacity Correction Resulting Subsidence:
7 *Provided further*, That in accordance with section 4009(a)
8 of Public Law 114–322 and as recommended by the Sec-
9 retary in a letter dated February 13, 2019, funding pro-
10 vided for such purpose in fiscal years 2017 and 2018 shall
11 be made available to the Doheny Ocean Desalination
12 Project, the Kay Bailey Hutchison Desalination Plant, the
13 North Pleasant Valley Desalter Facility and the Mission
14 Basin Groundwater Purification Facility Well Expansion
15 and Brine Minimization.

16 CENTRAL VALLEY PROJECT RESTORATION FUND

17 For carrying out the programs, projects, plans, habi-
18 tat restoration, improvement, and acquisition provisions of
19 the Central Valley Project Improvement Act, \$54,849,000,
20 to be derived from such sums as may be collected in the
21 Central Valley Project Restoration Fund pursuant to sec-
22 tions 3407(d), 3404(c)(3), and 3405(f) of Public Law
23 102–575, to remain available until expended: *Provided*,
24 That the Bureau of Reclamation is directed to assess and
25 collect the full amount of the additional mitigation and

1 restoration payments authorized by section 3407(d) of
2 Public Law 102–575: *Provided further*, That none of the
3 funds made available under this heading may be used for
4 the acquisition or leasing of water for in-stream purposes
5 if the water is already committed to in-stream purposes
6 by a court adopted decree or order.

7 CALIFORNIA BAY-DELTA RESTORATION

8 (INCLUDING TRANSFERS OF FUNDS)

9 For carrying out activities authorized by the Water
10 Supply, Reliability, and Environmental Improvement Act,
11 consistent with plans to be approved by the Secretary of
12 the Interior, \$33,000,000, to remain available until ex-
13 pended, of which such amounts as may be necessary to
14 carry out such activities may be transferred to appropriate
15 accounts of other participating Federal agencies to carry
16 out authorized purposes: *Provided*, That funds appro-
17 priated herein may be used for the Federal share of the
18 costs of CALFED Program management: *Provided fur-*
19 *ther*, That CALFED implementation shall be carried out
20 in a balanced manner with clear performance measures
21 demonstrating concurrent progress in achieving the goals
22 and objectives of the Program.

23 POLICY AND ADMINISTRATION

24 For expenses necessary for policy, administration,
25 and related functions in the Office of the Commissioner,

1 the Denver office, and offices in the five regions of the
2 Bureau of Reclamation, to remain available until Sep-
3 tember 30, 2021, \$60,000,000 (reduced by \$2,000,000),
4 to be derived from the Reclamation Fund and be nonreim-
5 bursable as provided in 43 U.S.C. 377: *Provided*, That no
6 part of any other appropriation in this Act shall be avail-
7 able for activities or functions budgeted as policy and ad-
8 ministration expenses.

9 ADMINISTRATIVE PROVISION

10 Appropriations for the Bureau of Reclamation shall
11 be available for purchase of not to exceed five passenger
12 motor vehicles, which are for replacement only.

13 GENERAL PROVISIONS—DEPARTMENT OF THE
14 INTERIOR

15 SEC. 201. (a) None of the funds provided in this title
16 shall be available for obligation or expenditure through a
17 reprogramming of funds that—

18 (1) creates or initiates a new program, project,
19 or activity;

20 (2) eliminates a program, project, or activity;

21 (3) increases funds for any program, project, or
22 activity for which funds have been denied or re-
23 stricted by this Act;

24 (4) restarts or resumes any program, project,
25 or activity for which funds are not provided in this

1 Act, unless prior approval is received from the Com-
2 mittees on Appropriations of both Houses of Con-
3 gress;

4 (5) transfers funds in excess of the following
5 limits—

6 (A) 15 percent for any program, project,
7 or activity for which \$2,000,000 or more is
8 available at the beginning of the fiscal year; or

9 (B) \$400,000 for any program, project, or
10 activity for which less than \$2,000,000 is avail-
11 able at the beginning of the fiscal year;

12 (6) transfers more than \$500,000 from either
13 the Facilities Operation, Maintenance, and Rehabili-
14 tation category or the Resources Management and
15 Development category to any program, project, or
16 activity in the other category; or

17 (7) transfers, where necessary to discharge legal
18 obligations of the Bureau of Reclamation, more than
19 \$5,000,000 to provide adequate funds for settled
20 contractor claims, increased contractor earnings due
21 to accelerated rates of operations, and real estate de-
22 ficiency judgments.

23 (b) Subsection (a)(5) shall not apply to any transfer
24 of funds within the Facilities Operation, Maintenance, and
25 Rehabilitation category.

1 (c) For purposes of this section, the term “transfer”
2 means any movement of funds into or out of a program,
3 project, or activity.

4 (d) The Bureau of Reclamation shall submit reports
5 on a quarterly basis to the Committees on Appropriations
6 of both Houses of Congress detailing all the funds repro-
7 grammed between programs, projects, activities, or cat-
8 egories of funding. The first quarterly report shall be sub-
9 mitted not later than 60 days after the date of enactment
10 of this Act.

11 SEC. 202. (a) None of the funds appropriated or oth-
12 erwise made available by this Act may be used to deter-
13 mine the final point of discharge for the interceptor drain
14 for the San Luis Unit until development by the Secretary
15 of the Interior and the State of California of a plan, which
16 shall conform to the water quality standards of the State
17 of California as approved by the Administrator of the En-
18 vironmental Protection Agency, to minimize any detri-
19 mental effect of the San Luis drainage waters.

20 (b) The costs of the Kesterson Reservoir Cleanup
21 Program and the costs of the San Joaquin Valley Drain-
22 age Program shall be classified by the Secretary of the
23 Interior as reimbursable or nonreimbursable and collected
24 until fully repaid pursuant to the “Cleanup Program—
25 Alternative Repayment Plan” and the “SJVDP—Alter-

1 native Repayment Plan” described in the report entitled
2 “Repayment Report, Kesterson Reservoir Cleanup Pro-
3 gram and San Joaquin Valley Drainage Program, Feb-
4 ruary 1995”, prepared by the Department of the Interior,
5 Bureau of Reclamation. Any future obligations of funds
6 by the United States relating to, or providing for, drainage
7 service or drainage studies for the San Luis Unit shall
8 be fully reimbursable by San Luis Unit beneficiaries of
9 such service or studies pursuant to Federal reclamation
10 law.

11 SEC. 203. Section 9504(e) of the Omnibus Public
12 Land Management Act of 2009 (42 U.S.C. 10364(e)) is
13 amended by striking “\$480,000,000” and inserting
14 “\$510,000,000”.

15 SEC. 204. Title I of Public Law 108–361 (the
16 CALFED Bay-Delta Authorization Act) (118 Stat. 1681)
17 is amended by striking “2019” each place it appears and
18 inserting “2020”.

19 SEC. 205. Section 9106(g)(2) of Public Law 111–11
20 (Omnibus Public Land Management Act of 2009) is
21 amended by striking “2019” and inserting “2020”.

22 SEC. 206. The Claims Resolution Act of 2010 (Public
23 Law 111–291) is amended—

24 (1) in section 309(d), by striking “2021” each
25 place it appears and inserting “2023”; and

1 (2) in section 311(h), by striking “2021” and
2 inserting “2023”.

3 TITLE III

4 DEPARTMENT OF ENERGY

5 ENERGY PROGRAMS

6 ENERGY EFFICIENCY AND RENEWABLE ENERGY

7 For Department of Energy expenses including the
8 purchase, construction, and acquisition of plant and cap-
9 ital equipment, and other expenses necessary for energy
10 efficiency and renewable energy activities in carrying out
11 the purposes of the Department of Energy Organization
12 Act (42 U.S.C. 7101 et seq.), including the acquisition or
13 condemnation of any real property or any facility or for
14 plant or facility acquisition, construction, or expansion,
15 \$2,651,713,000 (increased by \$5,000,000) (increased by
16 \$5,000,000) (reduced by \$5,000,000) (increased by
17 \$2,000,000) (increased by \$16,308,000) (reduced by
18 \$16,308,000) (increased by \$1,000,000), to remain avail-
19 able until expended: *Provided*, That of such amount,
20 \$163,521,000 shall be available until September 30, 2021,
21 for program direction.

22 CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY
23 RESPONSE

24 For Department of Energy expenses including the
25 purchase, construction, and acquisition of plant and cap-

1 ital equipment, and other expenses necessary for energy
2 sector cybersecurity, energy security, and emergency re-
3 sponse activities in carrying out the purposes of the De-
4 partment of Energy Organization Act (42 U.S.C. 7101 et
5 seq.), including the acquisition or condemnation of any
6 real property or any facility or for plant or facility acquisi-
7 tion, construction, or expansion, \$150,000,000 (increased
8 by \$3,000,000), to remain available until expended: *Pro-*
9 *vided*, That of such amount, \$13,000,000 shall be avail-
10 able until September 30, 2021, for program direction.

11 ELECTRICITY

12 For Department of Energy expenses including the
13 purchase, construction, and acquisition of plant and cap-
14 ital equipment, and other expenses necessary for elec-
15 tricity delivery activities in carrying out the purposes of
16 the Department of Energy Organization Act (42 U.S.C.
17 7101 et seq.), including the acquisition or condemnation
18 of any real property or any facility or for plant or facility
19 acquisition, construction, or expansion, \$200,000,000, to
20 remain available until expended: *Provided*, That of such
21 amount, \$19,600,000 shall be available until September
22 30, 2021, for program direction.

23 NUCLEAR ENERGY

24 For Department of Energy expenses including the
25 purchase, construction, and acquisition of plant and cap-

1 ital equipment, and other expenses necessary for nuclear
2 energy activities in carrying out the purposes of the De-
3 partment of Energy Organization Act (42 U.S.C. 7101 et
4 seq.), including the acquisition or condemnation of any
5 real property or any facility or for plant or facility acquisi-
6 tion, construction, or expansion, \$1,317,808,000 (reduced
7 by \$1) (increased by \$1) (reduced by \$1,317,808,000) (in-
8 creased by \$1,317,808,000) (increased by \$3,000,000)
9 (reduced by \$1,000,000) (increased by \$1,000,000), to re-
10 main available until expended: *Provided*, That of such
11 amount, \$80,000,000 shall be available until September
12 30, 2021, for program direction.

13 FOSSIL ENERGY RESEARCH AND DEVELOPMENT

14 For Department of Energy expenses necessary in car-
15 rying out fossil energy research and development activi-
16 ties, under the authority of the Department of Energy Or-
17 ganization Act (42 U.S.C. 7101 et seq.), including the ac-
18 quisition of interest, including defeasible and equitable in-
19 terests in any real property or any facility or for plant
20 or facility acquisition or expansion, and for conducting in-
21 quiries, technological investigations and research con-
22 cerning the extraction, processing, use, and disposal of
23 mineral substances without objectionable social and envi-
24 ronmental costs (30 U.S.C. 3, 1602, and 1603),
25 \$740,000,000 (reduced by \$2,400,000) (reduced by

1 \$5,000,000) (increased by \$3,000,000) (increased by
2 \$3,000,000), to remain available until expended: *Provided*,
3 That of such amount \$61,045,000 shall be available until
4 September 30, 2021, for program direction.

5 NAVAL PETROLEUM AND OIL SHALE RESERVES

6 For Department of Energy expenses necessary to
7 carry out naval petroleum and oil shale reserve activities,
8 \$14,000,000, to remain available until expended: *Pro-*
9 *vided*, That notwithstanding any other provision of law,
10 unobligated funds remaining from prior years shall be
11 available for all naval petroleum and oil shale reserve ac-
12 tivities.

13 STRATEGIC PETROLEUM RESERVE

14 For Department of Energy expenses necessary for
15 Strategic Petroleum Reserve facility development and op-
16 erations and program management activities pursuant to
17 the Energy Policy and Conservation Act (42 U.S.C. 6201
18 et seq.), \$214,000,000, to remain available until expended:
19 *Provided*, That, as authorized by section 404 of the Bipar-
20 tisan Budget Act of 2015 (Public Law 114–74; 42 U.S.C.
21 6239 note), the Secretary of Energy shall draw down and
22 sell not to exceed \$450,000,000 of crude oil from the Stra-
23 tegic Petroleum Reserve in fiscal year 2020: *Provided fur-*
24 *ther*, That the proceeds from such drawdown and sale shall
25 be deposited into the “Energy Security and Infrastructure

1 Modernization Fund” during fiscal year 2020: *Provided*
2 *further*, That such amounts shall be made available and
3 shall remain available until expended for necessary ex-
4 penses to carry out the Life Extension II project for the
5 Strategic Petroleum Reserve.

6 SPR PETROLEUM ACCOUNT

7 For the acquisition, transportation, and injection of
8 petroleum products, and for other necessary expenses pur-
9 suant to the Energy Policy and Conservation Act of 1975,
10 as amended (42 U.S.C. 6201 et seq.), sections 403 and
11 404 of the Bipartisan Budget Act of 2015 (42 U.S.C.
12 6241, 6239 note), and section 5010 of the 21st Century
13 Cures Act (Public Law 114–255), \$10,200,000, to remain
14 available until expended.

15 NORTHEAST HOME HEATING OIL RESERVE

16 For Department of Energy expenses necessary for
17 Northeast Home Heating Oil Reserve storage, operation,
18 and management activities pursuant to the Energy Policy
19 and Conservation Act (42 U.S.C. 6201 et seq.),
20 \$10,000,000, to remain available until expended.

21 ENERGY INFORMATION ADMINISTRATION

22 For Department of Energy expenses necessary in car-
23 rying out the activities of the Energy Information Admin-
24 istration, \$128,000,000, to remain available until ex-
25 pended.

1 NON-DEFENSE ENVIRONMENTAL CLEANUP

2 For Department of Energy expenses, including the
3 purchase, construction, and acquisition of plant and cap-
4 ital equipment and other expenses necessary for non-de-
5 fense environmental cleanup activities in carrying out the
6 purposes of the Department of Energy Organization Act
7 (42 U.S.C. 7101 et seq.), including the acquisition or con-
8 demnation of any real property or any facility or for plant
9 or facility acquisition, construction, or expansion,
10 \$308,000,000, to remain available until expended.

11 URANIUM ENRICHMENT DECONTAMINATION AND
12 DECOMMISSIONING FUND

13 For Department of Energy expenses necessary in car-
14 rying out uranium enrichment facility decontamination
15 and decommissioning, remedial actions, and other activi-
16 ties of title II of the Atomic Energy Act of 1954, and
17 title X, subtitle A, of the Energy Policy Act of 1992,
18 \$873,479,000, to be derived from the Uranium Enrich-
19 ment Decontamination and Decommissioning Fund, to re-
20 main available until expended, of which \$30,514,000 shall
21 be available in accordance with title X, subtitle A, of the
22 Energy Policy Act of 1992.

23 SCIENCE

24 For Department of Energy expenses including the
25 purchase, construction, and acquisition of plant and cap-

1 ital equipment, and other expenses necessary for science
2 activities in carrying out the purposes of the Department
3 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
4 cluding the acquisition or condemnation of any real prop-
5 erty or any facility or for plant or facility acquisition, con-
6 struction, or expansion, and purchase of not more than
7 33 passenger motor vehicles including one bus,
8 \$6,870,000,000 (reduced by \$15,000,000) (increased by
9 \$15,000,000), to remain available until expended: *Pro-*
10 *vided*, That of such amount, \$186,000,000 shall be avail-
11 able until September 30, 2021, for program direction.

12 ADVANCED RESEARCH PROJECTS AGENCY—ENERGY

13 For Department of Energy expenses necessary in car-
14 rying out the activities authorized by section 5012 of the
15 America COMPETES Act (Public Law 110–69),
16 \$425,000,000 (increased by \$3,000,000), to remain avail-
17 able until expended: *Provided*, That of such amount,
18 \$34,000,000 shall be available until September 30, 2021,
19 for program direction.

20 TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE
21 PROGRAM

22 Such sums as are derived from amounts received
23 from borrowers pursuant to section 1702(b) of the Energy
24 Policy Act of 2005 under this heading in prior Acts, shall
25 be collected in accordance with section 502(7) of the Con-

1 gressional Budget Act of 1974: *Provided*, That for nec-
2 essary administrative expenses of the Title 17 Innovative
3 Technology Loan Guarantee Program, as authorized,
4 \$33,000,000 is appropriated, to remain available until
5 September 30, 2021: *Provided further*, That up to
6 \$33,000,000 of fees collected in fiscal year 2020 pursuant
7 to section 1702(h) of the Energy Policy Act of 2005 shall
8 be credited as offsetting collections under this heading and
9 used for necessary administrative expenses in this appro-
10 priation and shall remain available until September 30,
11 2021: *Provided further*, That to the extent that fees col-
12 lected in fiscal year 2020 exceed \$33,000,000, those ex-
13 cess amounts shall be credited as offsetting collections
14 under this heading and available in future fiscal years only
15 to the extent provided in advance in appropriations Acts:
16 *Provided further*, That the sum herein appropriated from
17 the general fund shall be reduced: (1) as such fees are
18 received during fiscal year 2020 (estimated at
19 \$3,000,000); and (2) to the extent that any remaining
20 general fund appropriations can be derived from fees col-
21 lected in previous fiscal years that are not otherwise ap-
22 propriated, so as to result in a final fiscal year 2020 ap-
23 propriation from the general fund estimated at \$0: *Pro-*
24 *vided further*, That the Department of Energy shall not
25 subordinate any loan obligation to other financing in viola-

1 tion of section 1702 of the Energy Policy Act of 2005 or
2 subordinate any Guaranteed Obligation to any loan or
3 other debt obligations in violation of section 609.10 of title
4 10, Code of Federal Regulations.

5 ADVANCED TECHNOLOGY VEHICLES MANUFACTURING
6 LOAN PROGRAM

7 For Department of Energy administrative expenses
8 necessary in carrying out the Advanced Technology Vehi-
9 cles Manufacturing Loan Program, \$5,000,000, to remain
10 available until September 30, 2021.

11 TRIBAL ENERGY LOAN GUARANTEE PROGRAM

12 For Department of Energy administrative expenses
13 necessary in carrying out the Tribal Energy Loan Guar-
14 antee Program, \$1,000,000, to remain available until Sep-
15 tember 30, 2021.

16 OFFICE OF INDIAN ENERGY POLICY AND PROGRAMS

17 For necessary expenses for Indian Energy activities
18 in carrying out the purposes of the Department of Energy
19 Organization Act (42 U.S.C. 7101 et seq.), \$25,000,000
20 (increased by \$2,000,000), to remain available until ex-
21 pended: *Provided*, That, of the amount appropriated under
22 this heading, \$4,800,000 shall be available until Sep-
23 tember 30, 2021, for program direction.

1 DEPARTMENTAL ADMINISTRATION

2 For salaries and expenses of the Department of En-
3 ergy necessary for departmental administration in car-
4 rying out the purposes of the Department of Energy Orga-
5 nization Act (42 U.S.C. 7101 et seq.), \$264,378,000 (re-
6 duced by \$3,000,000) (reduced by \$3,000,000) (reduced
7 by \$3,000,000) (reduced by \$3,000,000) (reduced by
8 \$2,000,000) (reduced by \$3,000,000) (reduced by
9 \$3,000,000) (reduced by \$1,000,000), to remain available
10 until September 30, 2021, including the hire of passenger
11 motor vehicles and official reception and representation
12 expenses not to exceed \$30,000, plus such additional
13 amounts as necessary to cover increases in the estimated
14 amount of cost of work for others notwithstanding the pro-
15 visions of the Anti-Deficiency Act (31 U.S.C. 1511 et
16 seq.): *Provided*, That such increases in cost of work are
17 offset by revenue increases of the same or greater amount:
18 *Provided further*, That moneys received by the Department
19 for miscellaneous revenues estimated to total \$93,378,000
20 in fiscal year 2020 may be retained and used for operating
21 expenses within this account, as authorized by section 201
22 of Public Law 95–238, notwithstanding the provisions of
23 31 U.S.C. 3302: *Provided further*, That the sum herein
24 appropriated shall be reduced as collections are received
25 during the fiscal year so as to result in a final fiscal year

1 2020 appropriation from the general fund estimated at
2 not more than \$171,000,000.

3 OFFICE OF THE INSPECTOR GENERAL

4 For expenses necessary for the Office of the Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, \$54,215,000, to remain available
7 until September 30, 2021.

8 ATOMIC ENERGY DEFENSE ACTIVITIES

9 NATIONAL NUCLEAR SECURITY

10 ADMINISTRATION

11 WEAPONS ACTIVITIES

12 For Department of Energy expenses, including the
13 purchase, construction, and acquisition of plant and cap-
14 ital equipment and other incidental expenses necessary for
15 atomic energy defense weapons activities in carrying out
16 the purposes of the Department of Energy Organization
17 Act (42 U.S.C. 7101 et seq.), including the acquisition or
18 condemnation of any real property or any facility or for
19 plant or facility acquisition, construction, or expansion,
20 and the purchase of not to exceed one ambulance for re-
21 placement only, \$11,760,800,000 (increased by
22 \$123,000,000) (reduced by \$123,000,000), to remain
23 available until expended: *Provided*, That of such amount,
24 \$107,660,000 shall be available until September 30, 2021,
25 for program direction.

1 DEFENSE NUCLEAR NONPROLIFERATION

2 For Department of Energy expenses, including the
3 purchase, construction, and acquisition of plant and cap-
4 ital equipment and other incidental expenses necessary for
5 defense nuclear nonproliferation activities, in carrying out
6 the purposes of the Department of Energy Organization
7 Act (42 U.S.C. 7101 et seq.), including the acquisition or
8 condemnation of any real property or any facility or for
9 plant or facility acquisition, construction, or expansion,
10 and the purchase of not to exceed two aircraft,
11 \$2,079,930,000 (reduced by \$5,000,000) (increased by
12 \$5,000,000), to remain available until expended.

13 NAVAL REACTORS

14 (INCLUDING TRANSFER OF FUNDS)

15 For Department of Energy expenses necessary for
16 naval reactors activities to carry out the Department of
17 Energy Organization Act (42 U.S.C. 7101 et seq.), includ-
18 ing the acquisition (by purchase, condemnation, construc-
19 tion, or otherwise) of real property, plant, and capital
20 equipment, facilities, and facility expansion,
21 \$1,628,551,000, to remain available until expended, of
22 which, \$88,500,000 shall be transferred to “Department
23 of Energy—Energy Programs—Nuclear Energy”, for the
24 Advanced Test Reactor: *Provided*, That of such amount,

1 \$50,500,000 shall be available until September 30, 2021,
2 for program direction.

3 FEDERAL SALARIES AND EXPENSES

4 For expenses necessary for Federal Salaries and Ex-
5 penses in the National Nuclear Security Administration,
6 \$425,000,000, to remain available until September 30,
7 2021, including official reception and representation ex-
8 penses not to exceed \$17,000.

9 ENVIRONMENTAL AND OTHER DEFENSE

10 ACTIVITIES

11 DEFENSE ENVIRONMENTAL CLEANUP

12 For Department of Energy expenses, including the
13 purchase, construction, and acquisition of plant and cap-
14 ital equipment and other expenses necessary for atomic
15 energy defense environmental cleanup activities in car-
16 rying out the purposes of the Department of Energy Orga-
17 nization Act (42 U.S.C. 7101 et seq.), including the acqui-
18 sition or condemnation of any real property or any facility
19 or for plant or facility acquisition, construction, or expan-
20 sion, \$5,993,650,000 (reduced by \$6,500,000) (increased
21 by \$6,500,000), to remain available until expended: *Pro-*
22 *vided*, That of such amount, \$298,500,000 shall be avail-
23 able until September 30, 2021, for program direction.

1 OTHER DEFENSE ACTIVITIES

2 For Department of Energy expenses, including the
3 purchase, construction, and acquisition of plant and cap-
4 ital equipment and other expenses, necessary for atomic
5 energy defense, other defense activities, and classified ac-
6 tivities, in carrying out the purposes of the Department
7 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
8 cluding the acquisition or condemnation of any real prop-
9 erty or any facility or for plant or facility acquisition, con-
10 struction, or expansion, \$901,261,000, to remain available
11 until expended: *Provided*, That of such amount,
12 \$324,798,000 shall be available until September 30, 2021,
13 for program direction.

14 POWER MARKETING ADMINISTRATIONS

15 BONNEVILLE POWER ADMINISTRATION FUND

16 Expenditures from the Bonneville Power Administra-
17 tion Fund, established pursuant to Public Law 93-454,
18 are approved for the Steigerwald Floodplain Restoration
19 Project and, in addition, for official reception and rep-
20 resentation expenses in an amount not to exceed \$5,000:
21 *Provided*, That during fiscal year 2020, no new direct loan
22 obligations may be made: *Provided further*, Expenditures
23 from the Bonneville Power Administration Fund, estab-
24 lished pursuant to Public Law 93-454 are authorized and
25 approved, without fiscal year limitation, for the cost of

1 current and future year purchases or payments of emis-
2 sions expenses associated with Bonneville Power Adminis-
3 tration power and transmission operations in states with
4 clean energy programs: *Provided further*, This expenditure
5 authorization is limited solely to Bonneville Power Admin-
6 istration's voluntary purchase or payments made in con-
7 junction with state clean energy programs and is not a
8 broader waiver of Bonneville Power Administration's sov-
9 ereign immunity.

10 OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
11 ADMINISTRATION

12 For expenses necessary for operation and mainte-
13 nance of power transmission facilities and for marketing
14 electric power and energy, including transmission wheeling
15 and ancillary services, pursuant to section 5 of the Flood
16 Control Act of 1944 (16 U.S.C. 825s), as applied to the
17 southeastern power area, \$6,597,000, including official re-
18 ception and representation expenses in an amount not to
19 exceed \$1,500, to remain available until expended: *Pro-*
20 *vided*, That notwithstanding 31 U.S.C. 3302 and section
21 5 of the Flood Control Act of 1944, up to \$6,597,000 col-
22 lected by the Southeastern Power Administration from the
23 sale of power and related services shall be credited to this
24 account as discretionary offsetting collections, to remain
25 available until expended for the sole purpose of funding

1 the annual expenses of the Southeastern Power Adminis-
2 tration: *Provided further*, That the sum herein appro-
3 priated for annual expenses shall be reduced as collections
4 are received during the fiscal year so as to result in a final
5 fiscal year 2020 appropriation estimated at not more than
6 \$0: *Provided further*, That notwithstanding 31 U.S.C.
7 3302, up to \$56,000,000 collected by the Southeastern
8 Power Administration pursuant to the Flood Control Act
9 of 1944 to recover purchase power and wheeling expenses
10 shall be credited to this account as offsetting collections,
11 to remain available until expended for the sole purpose
12 of making purchase power and wheeling expenditures:
13 *Provided further*, That for purposes of this appropriation,
14 annual expenses means expenditures that are generally re-
15 covered in the same year that they are incurred (excluding
16 purchase power and wheeling expenses).

17 OPERATION AND MAINTENANCE, SOUTHWESTERN
18 POWER ADMINISTRATION

19 For expenses necessary for operation and mainte-
20 nance of power transmission facilities and for marketing
21 electric power and energy, for construction and acquisition
22 of transmission lines, substations and appurtenant facili-
23 ties, and for administrative expenses, including official re-
24 ception and representation expenses in an amount not to
25 exceed \$1,500 in carrying out section 5 of the Flood Con-

1 trol Act of 1944 (16 U.S.C. 825s), as applied to the
2 Southwestern Power Administration, \$47,775,000, to re-
3 main available until expended: *Provided*, That notwith-
4 standing 31 U.S.C. 3302 and section 5 of the Flood Con-
5 trol Act of 1944 (16 U.S.C. 825s), up to \$37,375,000 col-
6 lected by the Southwestern Power Administration from
7 the sale of power and related services shall be credited to
8 this account as discretionary offsetting collections, to re-
9 main available until expended, for the sole purpose of
10 funding the annual expenses of the Southwestern Power
11 Administration: *Provided further*, That the sum herein ap-
12 propriated for annual expenses shall be reduced as collec-
13 tions are received during the fiscal year so as to result
14 in a final fiscal year 2020 appropriation estimated at not
15 more than \$10,400,000: *Provided further*, That notwith-
16 standing 31 U.S.C. 3302, up to \$15,000,000 collected by
17 the Southwestern Power Administration pursuant to the
18 Flood Control Act of 1944 to recover purchase power and
19 wheeling expenses shall be credited to this account as off-
20 setting collections, to remain available until expended for
21 the sole purpose of making purchase power and wheeling
22 expenditures: *Provided further*, That for purposes of this
23 appropriation, annual expenses means expenditures that
24 are generally recovered in the same year that they are in-
25 curred (excluding purchase power and wheeling expenses).

1 CONSTRUCTION, REHABILITATION, OPERATION AND
2 MAINTENANCE, WESTERN AREA POWER ADMINIS-
3 TRATION

4 (INCLUDING RESCISSION OF FUNDS)

5 For carrying out the functions authorized by title III,
6 section 302(a)(1)(E) of the Act of August 4, 1977 (42
7 U.S.C. 7152), and other related activities including con-
8 servation and renewable resources programs as author-
9 ized, \$262,959,000, including official reception and rep-
10 resentation expenses in an amount not to exceed \$1,500,
11 to remain available until expended, of which \$262,959,000
12 shall be derived from the Department of the Interior Rec-
13 lamation Fund: *Provided*, That notwithstanding 31 U.S.C.
14 3302, section 5 of the Flood Control Act of 1944 (16
15 U.S.C. 825s), and section 1 of the Interior Department
16 Appropriation Act, 1939 (43 U.S.C. 392a), up to
17 \$173,587,000 collected by the Western Area Power Ad-
18 ministration from the sale of power and related services
19 shall be credited to this account as discretionary offsetting
20 collections, to remain available until expended, for the sole
21 purpose of funding the annual expenses of the Western
22 Area Power Administration: *Provided further*, That the
23 sum herein appropriated for annual expenses shall be re-
24 duced as collections are received during the fiscal year so
25 as to result in a final fiscal year 2020 appropriation esti-

1 mated at not more than \$89,372,000, of which
2 \$89,372,000 is derived from the Reclamation Fund: *Pro-*
3 *vided further*, That notwithstanding 31 U.S.C. 3302, up
4 to \$168,000,000 collected by the Western Area Power Ad-
5 ministration pursuant to the Flood Control Act of 1944
6 and the Reclamation Project Act of 1939 to recover pur-
7 chase power and wheeling expenses shall be credited to
8 this account as offsetting collections, to remain available
9 until expended for the sole purpose of making purchase
10 power and wheeling expenditures: *Provided further*, That
11 for purposes of this appropriation, annual expenses means
12 expenditures that are generally recovered in the same year
13 that they are incurred (excluding purchase power and
14 wheeling expenses): *Provided further*, That of the unobli-
15 gated balances from prior year appropriations available
16 under this heading, \$176,000 is hereby permanently can-
17 celled.

18 FALCON AND AMISTAD OPERATING AND MAINTENANCE

19 FUND

20 For operation, maintenance, and emergency costs for
21 the hydroelectric facilities at the Falcon and Amistad
22 Dams, \$3,160,000, to remain available until expended,
23 and to be derived from the Falcon and Amistad Operating
24 and Maintenance Fund of the Western Area Power Ad-
25 ministration, as provided in section 2 of the Act of June

1 18, 1954 (68 Stat. 255): *Provided*, That notwithstanding
2 the provisions of that Act and of 31 U.S.C. 3302, up to
3 \$2,932,000 collected by the Western Area Power Adminis-
4 tration from the sale of power and related services from
5 the Falcon and Amistad Dams shall be credited to this
6 account as discretionary offsetting collections, to remain
7 available until expended for the sole purpose of funding
8 the annual expenses of the hydroelectric facilities of these
9 Dams and associated Western Area Power Administration
10 activities: *Provided further*, That the sum herein appro-
11 priated for annual expenses shall be reduced as collections
12 are received during the fiscal year so as to result in a final
13 fiscal year 2020 appropriation estimated at not more than
14 \$228,000: *Provided further*, That for purposes of this ap-
15 propriation, annual expenses means expenditures that are
16 generally recovered in the same year that they are in-
17 curred: *Provided further*, That for fiscal year 2020, the
18 Administrator of the Western Area Power Administration
19 may accept up to \$1,187,000 in funds contributed by
20 United States power customers of the Falcon and Amistad
21 Dams for deposit into the Falcon and Amistad Operating
22 and Maintenance Fund, and such funds shall be available
23 for the purpose for which contributed in like manner as
24 if said sums had been specifically appropriated for such
25 purpose: *Provided further*, That any such funds shall be

1 available without further appropriation and without fiscal
2 year limitation for use by the Commissioner of the United
3 States Section of the International Boundary and Water
4 Commission for the sole purpose of operating, maintain-
5 ing, repairing, rehabilitating, replacing, or upgrading the
6 hydroelectric facilities at these Dams in accordance with
7 agreements reached between the Administrator, Commis-
8 sioner, and the power customers.

9 FEDERAL ENERGY REGULATORY COMMISSION

10 SALARIES AND EXPENSES

11 For expenses necessary for the Federal Energy Regu-
12 latory Commission to carry out the provisions of the De-
13 partment of Energy Organization Act (42 U.S.C. 7101 et
14 seq.), including services as authorized by 5 U.S.C. 3109,
15 official reception and representation expenses not to ex-
16 ceed \$3,000, and the hire of passenger motor vehicles,
17 \$382,000,000 (reduced by \$500,000) (increased by
18 \$500,000), to remain available until expended: *Provided*,
19 That notwithstanding any other provision of law, not to
20 exceed \$382,000,000 of revenues from fees and annual
21 charges, and other services and collections in fiscal year
22 2020 shall be retained and used for expenses necessary
23 in this account, and shall remain available until expended:
24 *Provided further*, That the sum herein appropriated from
25 the general fund shall be reduced as revenues are received

1 (C) issue a letter of intent to make an alloca-
2 tion, award, or Agreement in excess of the limits in
3 subparagraph (A) or (B); or

4 (D) announce publicly the intention to make an
5 allocation, award, or Agreement in excess of the lim-
6 its in subparagraph (A) or (B).

7 (2) The Secretary of Energy shall submit to the Com-
8 mittees on Appropriations of both Houses of Congress
9 within 15 days of the conclusion of each quarter a report
10 detailing each grant allocation or discretionary grant
11 award totaling less than \$1,000,000 provided during the
12 previous quarter.

13 (3) The notification required by paragraph (1) and
14 the report required by paragraph (2) shall include the re-
15 cipient of the award, the amount of the award, the fiscal
16 year for which the funds for the award were appropriated,
17 the account and program, project, or activity from which
18 the funds are being drawn, the title of the award, and
19 a brief description of the activity for which the award is
20 made.

21 (c) The Department of Energy may not, with respect
22 to any program, project, or activity that uses budget au-
23 thority made available in this title under the heading “De-
24 partment of Energy—Energy Programs”, enter into a

1 multiyear contract, award a multiyear grant, or enter into
2 a multiyear cooperative agreement unless—

3 (1) the contract, grant, or cooperative agree-
4 ment is funded for the full period of performance as
5 anticipated at the time of award; or

6 (2) the contract, grant, or cooperative agree-
7 ment includes a clause conditioning the Federal Gov-
8 ernment's obligation on the availability of future
9 year budget authority and the Secretary notifies the
10 Committees on Appropriations of both Houses of
11 Congress at least 3 days in advance.

12 (d) Except as provided in subsections (e), (f), and (g),
13 the amounts made available by this title shall be expended
14 as authorized by law for the programs, projects, and ac-
15 tivities specified in the "Bill" column in the "Department
16 of Energy" table included under the heading "Title III—
17 Department of Energy" in the report of the Committee
18 on Appropriations accompanying this Act.

19 (e) The amounts made available by this title may be
20 reprogrammed for any program, project, or activity, and
21 the Department shall notify the Committees on Appropria-
22 tions of both Houses of Congress at least 30 days prior
23 to the use of any proposed reprogramming that would
24 cause any program, project, or activity funding level to
25 increase or decrease by more than \$5,000,000 or 10 per-

1 cent, whichever is less, during the time period covered by
2 this Act.

3 (f) None of the funds provided in this title shall be
4 available for obligation or expenditure through a re-
5 programming of funds that—

6 (1) creates, initiates, or eliminates a program,
7 project, or activity;

8 (2) increases funds or personnel for any pro-
9 gram, project, or activity for which funds are denied
10 or restricted by this Act; or

11 (3) reduces funds that are directed to be used
12 for a specific program, project, or activity by this
13 Act.

14 (g)(1) The Secretary of Energy may waive any re-
15 quirement or restriction in this section that applies to the
16 use of funds made available for the Department of Energy
17 if compliance with such requirement or restriction would
18 pose a substantial risk to human health, the environment,
19 welfare, or national security.

20 (2) The Secretary of Energy shall notify the Commit-
21 tees on Appropriations of both Houses of Congress of any
22 waiver under paragraph (1) as soon as practicable, but
23 not later than 3 days after the date of the activity to which
24 a requirement or restriction would otherwise have applied.

1 Such notice shall include an explanation of the substantial
2 risk under paragraph (1) that permitted such waiver.

3 (h) The unexpended balances of prior appropriations
4 provided for activities in this Act may be available to the
5 same appropriation accounts for such activities established
6 pursuant to this title. Available balances may be merged
7 with funds in the applicable established accounts and
8 thereafter may be accounted for as one fund for the same
9 time period as originally enacted.

10 SEC. 302. Funds appropriated by this or any other
11 Act, or made available by the transfer of funds in this
12 Act, for intelligence activities are deemed to be specifically
13 authorized by the Congress for purposes of section 504
14 of the National Security Act of 1947 (50 U.S.C. 3094)
15 during fiscal year 2020 until the enactment of the Intel-
16 ligence Authorization Act for fiscal year 2020.

17 SEC. 303. None of the funds made available in this
18 title shall be used for the construction of facilities classi-
19 fied as high-hazard nuclear facilities under 10 CFR Part
20 830 unless independent oversight is conducted by the Of-
21 fice of Enterprise Assessments to ensure the project is in
22 compliance with nuclear safety requirements.

23 SEC. 304. None of the funds made available in this
24 title may be used to approve critical decision-2 or critical
25 decision-3 under Department of Energy Order 413.3B, or

1 any successive departmental guidance, for construction
2 projects where the total project cost exceeds
3 \$100,000,000, until a separate independent cost estimate
4 has been developed for the project for that critical deci-
5 sion.

6 SEC. 305. (a) None of the funds made available in
7 this or any prior Act under the heading “Defense Nuclear
8 Nonproliferation” may be made available to enter into new
9 contracts with, or new agreements for Federal assistance
10 to, the Russian Federation.

11 (b) The Secretary of Energy may waive the prohibi-
12 tion in subsection (a) if the Secretary determines that
13 such activity is in the national security interests of the
14 United States. This waiver authority may not be dele-
15 gated.

16 (c) A waiver under subsection (b) shall not be effec-
17 tive until 15 days after the date on which the Secretary
18 submits to the Committees on Appropriations of both
19 Houses of Congress, in classified form if necessary, a re-
20 port on the justification for the waiver.

21 SEC. 306. Notwithstanding section 161 of the Energy
22 Policy and Conservation Act (42 U.S.C. 6241), upon a
23 determination by the President in this fiscal year that a
24 regional supply shortage of refined petroleum product of
25 significant scope and duration exists, that a severe in-

1 crease in the price of refined petroleum product will likely
2 result from such shortage, and that a draw down and sale
3 of refined petroleum product would assist directly and sig-
4 nificantly in reducing the adverse impact of such shortage,
5 the Secretary of Energy may draw down and sell refined
6 petroleum product from the Strategic Petroleum Reserve.
7 Proceeds from a sale under this section shall be deposited
8 into the SPR Petroleum Account established in section
9 167 of the Energy Policy and Conservation Act (42 U.S.C.
10 6247), and such amounts shall be available for obligation,
11 without fiscal year limitation, consistent with that section.

12 SEC. 307. Of the offsetting collections, including un-
13 obligated balances of such collections, in the “Department
14 of Energy—Power Marketing Administration—Colorado
15 River Basins Power Marketing Fund, Western Area
16 Power Administration”, \$21,400,000 shall be transferred
17 to the “Department of Interior—Bureau of Reclama-
18 tion—Upper Colorado River Basin Fund” for the Bureau
19 of Reclamation to carry out environmental stewardship
20 and endangered species recovery efforts.

21 SEC. 308. Section 5(b) of Public Law 110–414 is
22 amended by adding after paragraph (2) the following new
23 paragraph: “(3) MERCURY STORAGE REVOLVING
24 FUND. There is hereby established the Mercury Storage
25 Revolving Fund which shall be available without fiscal

1 year limitation. Notwithstanding section 3302 of title 31,
2 United States Code, receipts received from fees described
3 under this subsection shall be credited to this account as
4 offsetting collections, to be available for carrying out the
5 long-term management and storage of elemental mercury
6 generated within the United States without further appro-
7 priation.”.

8 SEC. 309. During fiscal year 2020 and each fiscal
9 year thereafter, notwithstanding any provision of title 5,
10 United States Code, relating to classification or rates of
11 pay, the Southeastern Power Administration shall pay any
12 power system dispatcher employed by the Administration
13 a rate of basic pay and premium pay based on those pre-
14 vailing for similar occupations in the electric power indus-
15 try. Basic pay and premium pay may not be paid under
16 this section to any individual during a calendar year so
17 as to result in a total rate in excess of the rate of basic
18 pay for level V of the Executive Schedule (section 5316
19 of such title).

20 TITLE IV

21 INDEPENDENT AGENCIES

22 APPALACHIAN REGIONAL COMMISSION

23 For expenses necessary to carry out the programs au-
24 thorized by the Appalachian Regional Development Act of
25 1965, and for expenses necessary for the Federal Co-

1 Chairman and the Alternate on the Appalachian Regional
2 Commission, for payment of the Federal share of the ad-
3 ministrative expenses of the Commission, including serv-
4 ices as authorized by section 3109 of title 5, United States
5 Code, and hire of passenger motor vehicles, \$170,000,000,
6 to remain available until expended.

7 DEFENSE NUCLEAR FACILITIES SAFETY BOARD

8 SALARIES AND EXPENSES

9 For expenses necessary for the Defense Nuclear Fa-
10 cilities Safety Board in carrying out activities authorized
11 by the Atomic Energy Act of 1954, as amended by Public
12 Law 100–456, section 1441, \$31,000,000, to remain
13 available until September 30, 2021.

14 DELTA REGIONAL AUTHORITY

15 SALARIES AND EXPENSES

16 For expenses necessary for the Delta Regional Au-
17 thority and to carry out its activities, as authorized by
18 the Delta Regional Authority Act of 2000, \$15,000,000,
19 to remain available until expended.

20 DENALI COMMISSION

21 For expenses necessary for the Denali Commission
22 including the purchase, construction, and acquisition of
23 plant and capital equipment as necessary and other ex-
24 penses, \$15,000,000, to remain available until expended,
25 notwithstanding the limitations contained in section

1 306(g) of the Denali Commission Act of 1998: *Provided*,
2 That funds shall be available for construction projects in
3 an amount not to exceed 80 percent of total project cost
4 for distressed communities, as defined by section 307 of
5 the Denali Commission Act of 1998 (division C, title III,
6 Public Law 105–277), as amended by section 701 of ap-
7 pendix D, title VII, Public Law 106–113 (113 Stat.
8 1501A–280), and an amount not to exceed 50 percent for
9 non-distressed communities: *Provided further*, That not-
10 withstanding any other provision of law regarding pay-
11 ment of a non-Federal share in connection with a grant-
12 in-aid program, amounts under this heading shall be avail-
13 able for the payment of such a non-Federal share for pro-
14 grams undertaken to carry out the purposes of the Com-
15 mission.

16 NORTHERN BORDER REGIONAL COMMISSION

17 For expenses necessary for the Northern Border Re-
18 gional Commission in carrying out activities authorized by
19 subtitle V of title 40, United States Code, \$22,000,000
20 (increased by \$3,000,000), to remain available until ex-
21 pended: *Provided*, That such amounts shall be available
22 for administrative expenses, notwithstanding section
23 15751(b) of title 40, United States Code.

1 SOUTHEAST CRESCENT REGIONAL COMMISSION

2 For expenses necessary for the Southeast Crescent
3 Regional Commission in carrying out activities authorized
4 by subtitle V of title 40, United States Code, \$250,000,
5 to remain available until expended.

6 NUCLEAR REGULATORY COMMISSION

7 SALARIES AND EXPENSES

8 For expenses necessary for the Commission in car-
9 rying out the purposes of the Energy Reorganization Act
10 of 1974 and the Atomic Energy Act of 1954,
11 \$885,236,000, including official representation expenses
12 not to exceed \$25,000, to remain available until expended:
13 *Provided*, That of the amount appropriated herein, not
14 more than \$9,500,000 may be made available for salaries,
15 travel, and other support costs for the Office of the Com-
16 mission, to remain available until September 30, 2021, of
17 which, notwithstanding section 201(a)(2)(c) of the Energy
18 Reorganization Act of 1974 (42 U.S.C. 5841(a)(2)(c)),
19 the use and expenditure shall only be approved by a major-
20 ity vote of the Commission: *Provided further*, That reve-
21 nues from licensing fees, inspection services, and other
22 services and collections estimated at \$757,589,000 in fis-
23 cal year 2020 shall be retained and used for necessary
24 salaries and expenses in this account, notwithstanding 31
25 U.S.C. 3302, and shall remain available until expended:

1 *Provided further*, That of the amounts appropriated under
2 this heading, not less than \$15,478,000 shall be for activi-
3 ties related to the development of regulatory infrastruc-
4 ture for advanced nuclear technologies, and \$12,492,000
5 shall be for international activities, except that the
6 amounts provided under this proviso shall not be derived
7 from fee revenues, notwithstanding 42 U.S.C. 2214: *Pro-*
8 *vided further*, That the sum herein appropriated shall be
9 reduced by the amount of revenues received during fiscal
10 year 2020 so as to result in a final fiscal year 2020 appro-
11 priation estimated at not more than \$127,647,000: *Pro-*
12 *vided further*, That of the amounts appropriated under
13 this heading, \$10,500,000 shall be for university research
14 and development in areas relevant to the Commission's
15 mission, and \$5,500,000 shall be for a Nuclear Science
16 and Engineering Grant Program that will support
17 multiyear projects that do not align with programmatic
18 missions but are critical to maintaining the discipline of
19 nuclear science and engineering.

20 OFFICE OF INSPECTOR GENERAL

21 For expenses necessary for the Office of Inspector
22 General in carrying out the provisions of the Inspector
23 General Act of 1978, \$13,314,000, to remain available
24 until September 30, 2021: *Provided*, That revenues from
25 licensing fees, inspection services, and other services and

1 collections estimated at \$10,929,000 in fiscal year 2020
2 shall be retained and be available until September 30,
3 2021, for necessary salaries and expenses in this account,
4 notwithstanding section 3302 of title 31, United States
5 Code: *Provided further*, That the sum herein appropriated
6 shall be reduced by the amount of revenues received dur-
7 ing fiscal year 2020 so as to result in a final fiscal year
8 2020 appropriation estimated at not more than
9 \$2,385,000: *Provided further*, That of the amounts appro-
10 priated under this heading, \$1,171,000 shall be for In-
11 spector General services for the Defense Nuclear Facilities
12 Safety Board, which shall not be available from fee reve-
13 nues.

14 NUCLEAR WASTE TECHNICAL REVIEW BOARD

15 SALARIES AND EXPENSES

16 For expenses necessary for the Nuclear Waste Tech-
17 nical Review Board, as authorized by Public Law 100-
18 203, section 5051, \$3,600,000, to be derived from the Nu-
19 clear Waste Fund, to remain available until September 30,
20 2021.

21 GENERAL PROVISIONS—INDEPENDENT

22 AGENCIES

23 SEC. 401. The Nuclear Regulatory Commission shall
24 comply with the July 5, 2011, version of Chapter VI of
25 its Internal Commission Procedures when responding to

1 Congressional requests for information, consistent with
2 Department of Justice guidance for all federal agencies.

3 SEC. 402. (a) The amounts made available by this
4 title for the Nuclear Regulatory Commission may be re-
5 programmed for any program, project, or activity, and the
6 Commission shall notify the Committees on Appropria-
7 tions of both Houses of Congress at least 30 days prior
8 to the use of any proposed reprogramming that would
9 cause any program funding level to increase or decrease
10 by more than \$500,000 or 10 percent, whichever is less,
11 during the time period covered by this Act.

12 (b)(1) The Nuclear Regulatory Commission may
13 waive the notification requirement in subsection (a) if
14 compliance with such requirement would pose a substan-
15 tial risk to human health, the environment, welfare, or na-
16 tional security.

17 (2) The Nuclear Regulatory Commission shall notify
18 the Committees on Appropriations of both Houses of Con-
19 gress of any waiver under paragraph (1) as soon as prac-
20 ticable, but not later than 3 days after the date of the
21 activity to which a requirement or restriction would other-
22 wise have applied. Such notice shall include an explanation
23 of the substantial risk under paragraph (1) that permitted
24 such waiver and shall provide a detailed report to the

1 Committees of such waiver and changes to funding levels
2 to programs, projects, or activities.

3 (c) Except as provided in subsections (a), (b), and
4 (d), the amounts made available by this title for “Nuclear
5 Regulatory Commission—Salaries and Expenses” shall be
6 expended as directed in the report of the Committee on
7 Appropriations accompanying this Act.

8 (d) None of the funds provided for the Nuclear Regu-
9 latory Commission shall be available for obligation or ex-
10 penditure through a reprogramming of funds that in-
11 creases funds or personnel for any program, project, or
12 activity for which funds are denied or restricted by this
13 Act.

14 (e) The Commission shall provide a monthly report
15 to the Committees on Appropriations of both Houses of
16 Congress, which includes the following for each program,
17 project, or activity, including any prior year appropria-
18 tions—

- 19 (1) total budget authority;
20 (2) total unobligated balances; and
21 (3) total unliquidated obligations.

TITLE V

GENERAL PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

1
2
3
4 SEC. 501. None of the funds appropriated by this Act
5 may be used in any way, directly or indirectly, to influence
6 congressional action on any legislation or appropriation
7 matters pending before Congress, other than to commu-
8 nicate to Members of Congress as described in 18 U.S.C.
9 1913.

10 SEC. 502. (a) None of the funds made available in
11 title III of this Act may be transferred to any department,
12 agency, or instrumentality of the United States Govern-
13 ment, except pursuant to a transfer made by or transfer
14 authority provided in this Act or any other appropriations
15 Act for any fiscal year, transfer authority referenced in
16 the report of the Committee on Appropriations accom-
17 panying this Act, or any authority whereby a department,
18 agency, or instrumentality of the United States Govern-
19 ment may provide goods or services to another depart-
20 ment, agency, or instrumentality.

21 (b) None of the funds made available for any depart-
22 ment, agency, or instrumentality of the United States
23 Government may be transferred to accounts funded in title
24 III of this Act, except pursuant to a transfer made by or
25 transfer authority provided in this Act or any other appro-

1 priations Act for any fiscal year, transfer authority ref-
2 erenced in the report of the Committee on Appropriations
3 accompanying this Act, or any authority whereby a de-
4 partment, agency, or instrumentality of the United States
5 Government may provide goods or services to another de-
6 partment, agency, or instrumentality.

7 (c) The head of any relevant department or agency
8 funded in this Act utilizing any transfer authority shall
9 submit to the Committees on Appropriations of both
10 Houses of Congress a semiannual report detailing the
11 transfer authorities, except for any authority whereby a
12 department, agency, or instrumentality of the United
13 States Government may provide goods or services to an-
14 other department, agency, or instrumentality, used in the
15 previous 6 months and in the year-to-date. This report
16 shall include the amounts transferred and the purposes
17 for which they were transferred, and shall not replace or
18 modify existing notification requirements for each author-
19 ity.

20 SEC. 503. None of the funds made available by this
21 Act may be used in contravention of Executive Order No.
22 12898 of February 11, 1994 (Federal Actions to Address
23 Environmental Justice in Minority Populations and Low-
24 Income Populations).

1 SEC. 504. (a) None of the funds made available in
2 this Act may be used to maintain or establish a computer
3 network unless such network blocks the viewing,
4 downloading, and exchanging of pornography.

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

9 SEC. 505. Except as expressly provided otherwise,
10 any reference to “this Act” contained in this division shall
11 be treated as referring only to the provisions of this divi-
12 sion.

13 SEC. 506. Any reference to a “report accompanying
14 this Act” contained in this division shall be treated as a
15 reference to House Report 116–83. The effect of such Re-
16 port shall be limited to this division and shall apply for
17 purposes of determining the allocation of funds provided
18 by, and the implementation of, this division.

19 SEC. 507. None of the funds made available by this
20 Act may be used to issue a permit under section 404 of
21 the Federal Water Pollution Control Act for the discharge
22 of dredged or fill material from a project located within
23 Water Conservation Areas 3A and 3B in the State of Flor-
24 ida.

1 SEC. 508. None of the funds made available by this
2 Act may be used to finalize the proposed rule entitled “En-
3 ergy Conservation Program: Energy Conservation Stand-
4 ards for General Service Lamps” published by the Depart-
5 ment of Energy in the Federal Register on February 11,
6 2019 (84 Fed. Reg. 3120).

7 SEC. 509. None of the funds made available by this
8 Act may be used to reject any application for a grant
9 available under funds appropriated by this Act because of
10 the use of the term “global warming” or the term “climate
11 change” in the application.

12 SEC. 510. None of the funds made available by this
13 Act may be used by the Secretary of Energy to make a
14 guarantee under section 1703 of the Energy Policy Act
15 of 2005 (42 U.S.C. 16513) for a project that does not
16 avoid, reduce, or sequester air pollutants or anthropogenic
17 emissions of greenhouse gases.

18 SEC. 511. None of the funds made available by this
19 Act may be used to finalize the environmental impact
20 statement for the proposed Pebble Project (POA–2017–
21 271).

1 This Act may be cited as the “Energy and Water De-
2 velopment and Related Agencies Appropriations Act,
3 2020”.

Passed the House of Representatives June 19, 2019.

Attest: CHERYL L. JOHNSON,
Clerk.

Calendar No. 140

116TH CONGRESS
1ST Session
H. R. 2740

AN ACT

Making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2020, and for other purposes.

JULY 10, 2019

Read the second time and placed on the calendar