

Calendar No. 209

116TH CONGRESS
1ST SESSION

S. 2520

[Report No. 116–109]

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2020, and for other purposes.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 19, 2019

Ms. COLLINS, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Departments of Transportation, and Housing and Urban Development, 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 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Departments of Transportation, and Housing and Urban

1 Development, and related agencies for the fiscal year end-
2 ing September 30, 2020, and for other purposes, namely:

3 TITLE I

4 DEPARTMENT OF TRANSPORTATION

5 OFFICE OF THE SECRETARY

6 SALARIES AND EXPENSES

7 For necessary expenses of the Office of the Secretary,
8 \$113,910,000, of which not to exceed \$3,065,000 shall be
9 available for the immediate Office of the Secretary; not
10 to exceed \$1,000,000 shall be available for the immediate
11 Office of the Deputy Secretary; not to exceed \$20,428,000
12 shall be available for the Office of the General Counsel;
13 not to exceed \$10,331,000 shall be available for the Office
14 of the Under Secretary of Transportation for Policy; not
15 to exceed \$14,300,000 shall be available for the Office of
16 the Assistant Secretary for Budget and Programs; not to
17 exceed \$2,546,000 shall be available for the Office of the
18 Assistant Secretary for Governmental Affairs; not to ex-
19 ceed \$29,244,000 shall be available for the Office of the
20 Assistant Secretary for Administration; not to exceed
21 \$2,142,000 shall be available for the Office of Public Af-
22 fairs; not to exceed \$1,859,000 shall be available for the
23 Office of the Executive Secretariat; not to exceed
24 \$12,181,000 shall be available for the Office of Intel-
25 ligence, Security, and Emergency Response; and not to ex-

1 exceed \$16,814,000 shall be available for the Office of the
 2 Chief Information Officer: *Provided*, That the Secretary
 3 of Transportation is authorized to transfer funds appro-
 4 priated for any office of the Office of the Secretary to any
 5 other office of the Office of the Secretary: *Provided fur-*
 6 *ther*, That no appropriation for any office shall be in-
 7 creased or decreased by more than 7 percent by all such
 8 transfers: *Provided further*, That notice of any change in
 9 funding greater than 7 percent shall be submitted for ap-
 10 proval to the House and Senate Committees on Appropria-
 11 tions: *Provided further*, That not to exceed \$60,000 shall
 12 be for allocation within the Department for official recep-
 13 tion and representation expenses as the Secretary may de-
 14 termine: *Provided further*, That notwithstanding any other
 15 provision of law, excluding fees authorized in Public Law
 16 107–71, there may be credited to this appropriation up
 17 to \$2,500,000 in funds received in user fees: *Provided fur-*
 18 *ther*, That none of the funds provided in this Act shall
 19 be available for the position of Assistant Secretary for
 20 Public Affairs.

21 RESEARCH AND TECHNOLOGY

22 For necessary expenses related to the Office of the
 23 Assistant Secretary for Research and Technology,
 24 \$8,000,000, of which \$2,218,000 shall remain available
 25 until September 30, 2022: *Provided*, That there may be

1 credited to this appropriation, to be available until ex-
 2 pended, funds received from States, counties, municipali-
 3 ties, other public authorities, and private sources for ex-
 4 penses incurred for training: *Provided further*, That any
 5 reference in law, regulation, judicial proceedings, or else-
 6 where to the Research and Innovative Technology Admin-
 7 istration shall continue to be deemed to be a reference to
 8 the Office of the Assistant Secretary for Research and
 9 Technology of the Department of Transportation: *Pro-*
 10 *vided further*, That of the amount made available under
 11 this heading, \$1,000,000 shall be to establish an emer-
 12 gency planning transportation data initiative to conduct
 13 research and develop models for data integration of geo-
 14 located weather and roadways information for emergency
 15 and other severe weather conditions to improve public
 16 safety and emergency evacuation and response capabili-
 17 ties.

18 NATIONAL INFRASTRUCTURE INVESTMENTS

19 For capital investments in surface transportation in-
 20 frastructure, \$1,000,000,000, to remain available through
 21 September 30, 2022: *Provided*, That the Secretary of
 22 Transportation shall distribute funds provided under this
 23 heading as discretionary grants to be awarded to a State,
 24 local government, transit agency, port authority, or a col-
 25 laboration among such entities on a competitive basis for

1 projects that will have a significant local or regional im-
2 pact: *Provided further*, That projects eligible for funding
3 provided under this heading shall include, but not be lim-
4 ited to, highway or bridge projects eligible under title 23,
5 United States Code; public transportation projects eligible
6 under chapter 53 of title 49, United States Code; pas-
7 senger and freight rail transportation projects; port infra-
8 structure investments (including inland port infrastruc-
9 ture and land ports of entry); and projects investing in
10 surface transportation facilities that are located on tribal
11 land and for which title or maintenance responsibility is
12 vested in the Federal Government: *Provided further*, That
13 of the amount made available under this heading, the Sec-
14 retary may use an amount not to exceed \$15,000,000 for
15 the planning, preparation or design of projects eligible for
16 funding under this heading: *Provided further*, That grants
17 awarded under the previous proviso shall not be subject
18 to a minimum grant size: *Provided further*, That the Sec-
19 retary may use up to 20 percent of the funds made avail-
20 able under this heading for the purpose of paying the sub-
21 sidy and administrative costs of projects eligible for Fed-
22 eral credit assistance under chapter 6 of title 23, United
23 States Code, or sections 501 through 504 of the Railroad
24 Revitalization and Regulatory Reform Act of 1976 (Public
25 Law 94–210), as amended, if the Secretary finds that

1 such use of the funds would advance the purposes of this
2 paragraph: *Provided further*, That in distributing funds
3 provided under this heading, the Secretary shall take such
4 measures so as to ensure an equitable geographic distribu-
5 tion of funds, an appropriate balance in addressing the
6 needs of urban and rural areas, and the investment in a
7 variety of transportation modes: *Provided further*, That a
8 grant funded under this heading shall be not less than
9 \$5,000,000 and not greater than \$25,000,000: *Provided*
10 *further*, That not more than 10 percent of the funds made
11 available under this heading may be awarded to projects
12 in a single State: *Provided further*, That the Federal share
13 of the costs for which an expenditure is made under this
14 heading shall be, at the option of the recipient, up to 80
15 percent: *Provided further*, That the Secretary shall give
16 priority to projects that require a contribution of Federal
17 funds in order to complete an overall financing package:
18 *Provided further*, That not less than 30 percent of the
19 funds provided under this heading shall be for projects lo-
20 cated in rural areas: *Provided further*, That for projects
21 located in a rural area, the minimum grant size shall be
22 \$1,000,000 and the Secretary may increase the Federal
23 share of costs above 80 percent: *Provided further*, That
24 projects conducted using funds provided under this head-
25 ing must comply with the requirements of subchapter IV

1 of chapter 31 of title 40, United States Code: *Provided*
2 *further*, That the Secretary shall conduct a new competi-
3 tion to select the grants and credit assistance awarded
4 under this heading: *Provided further*, That the Secretary
5 may retain up to three percent of the funds provided
6 under this heading, and may transfer portions of those
7 funds to the Administrators of the Federal Highway Ad-
8 ministration, the Federal Transit Administration, the
9 Federal Railroad Administration, and the Maritime Ad-
10 ministration to fund the award and oversight of grants
11 and credit assistance made under the National Infrastruc-
12 ture Investments program: *Provided further*, That none of
13 the funds provided in the previous proviso may be used
14 to hire additional personnel: *Provided further*, That the
15 Secretary shall consider and award projects based solely
16 on the selection criteria from the fiscal year 2017 Notice
17 of Funding Opportunity: *Provided further*, That, notwith-
18 standing the previous proviso, the Secretary shall not use
19 the Federal share or an applicant's ability to generate
20 non-Federal revenue as a selection criteria in awarding
21 projects: *Provided further*, That the Secretary shall issue
22 the Notice of Funding Opportunity no later than 60 days
23 after enactment of this Act: *Provided further*, That such
24 Notice of Funding Opportunity shall require application
25 submissions 90 days after the publishing of such Notice:

1 *Provided further*, That of the applications submitted under
 2 the previous two provisos, the Secretary shall make grants
 3 no later than 270 days after enactment of this Act in such
 4 amounts that the Secretary determines.

5 NATIONAL SURFACE TRANSPORTATION AND INNOVATIVE
 6 FINANCE BUREAU

7 For necessary expenses of the National Surface
 8 Transportation and Innovative Finance Bureau as author-
 9 ized by 49 U.S.C. 116, \$5,000,000, to remain available
 10 until expended: *Provided*, That the Secretary shall notify
 11 the House and Senate Committees on Appropriations no
 12 less than 15 days prior to exercising the transfer authority
 13 granted under section 116(h) of title 49, United States
 14 Code.

15 FINANCIAL MANAGEMENT CAPITAL

16 For necessary expenses for upgrading and enhancing
 17 the Department of Transportation's financial systems and
 18 re-engineering business processes, \$2,000,000, to remain
 19 available through September 30, 2021.

20 CYBER SECURITY INITIATIVES

21 For necessary expenses for cyber security initiatives,
 22 including necessary upgrades to wide area network and
 23 information technology infrastructure, improvement of
 24 network perimeter controls and identity management,
 25 testing and assessment of information technology against

1 business, security, and other requirements, implementa-
 2 tion of Federal cyber security initiatives and information
 3 infrastructure enhancements, and implementation of en-
 4 hanced security controls on network devices, \$15,000,000,
 5 to remain available through September 30, 2021.

6 OFFICE OF CIVIL RIGHTS

7 For necessary expenses of the Office of Civil Rights,
 8 \$9,470,000.

9 TRANSPORTATION PLANNING, RESEARCH, AND
 10 DEVELOPMENT

11 For necessary expenses for conducting transportation
 12 planning, research, systems development, development ac-
 13 tivities, and making grants, \$7,879,000, to remain avail-
 14 able until expended: *Provided*, That of such amount,
 15 \$1,000,000 shall be for necessary expenses of the Inter-
 16 agency Infrastructure Permitting Improvement Center
 17 (IIPIC): *Provided further*, That there may be transferred
 18 to this appropriation, to remain available until expended,
 19 amounts transferred from other Federal agencies for ex-
 20 penses incurred under this heading for IIPIC activities not
 21 related to transportation infrastructure: *Provided further*,
 22 That the tools and analysis developed by the IIPIC shall
 23 be available to other Federal agencies for the permitting
 24 and review of major infrastructure projects not related to
 25 transportation only to the extent that other Federal agen-

1 cies provide funding to the Department as provided for
 2 under the previous proviso.

3 WORKING CAPITAL FUND

4 For necessary expenses for operating costs and cap-
 5 ital outlays of the Working Capital Fund, not to exceed
 6 \$319,793,000, shall be paid from appropriations made
 7 available to the Department of Transportation: *Provided*,
 8 That such services shall be provided on a competitive basis
 9 to entities within the Department of Transportation: *Pro-*
 10 *vided further*, That the above limitation on operating ex-
 11 penses shall not apply to non-DOT entities: *Provided fur-*
 12 *ther*, That no funds appropriated in this Act to an agency
 13 of the Department shall be transferred to the Working
 14 Capital Fund without majority approval of the Working
 15 Capital Fund Steering Committee and approval of the
 16 Secretary: *Provided further*, That no assessments may be
 17 levied against any program, budget activity, subactivity or
 18 project funded by this Act unless notice of such assess-
 19 ments and the basis therefor are presented to the House
 20 and Senate Committees on Appropriations and are ap-
 21 proved by such Committees.

22 SMALL AND DISADVANTAGED BUSINESS UTILIZATION AND

23 OUTREACH

24 For necessary expenses for small and disadvantaged
 25 business utilization and outreach activities, \$3,488,000, to

1 remain available until September 30, 2021: *Provided*,
2 That notwithstanding 49 U.S.C. 332, these funds may be
3 used for business opportunities related to any mode of
4 transportation.

5 PAYMENTS TO AIR CARRIERS

6 (AIRPORT AND AIRWAY TRUST FUND)

7 In addition to funds made available from any other
8 source to carry out the essential air service program under
9 49 U.S.C. 41731 through 41742, \$162,000,000, to be de-
10 rived from the Airport and Airway Trust Fund, to remain
11 available until expended: *Provided*, That in determining
12 between or among carriers competing to provide service
13 to a community, the Secretary may consider the relative
14 subsidy requirements of the carriers: *Provided further*,
15 That basic essential air service minimum requirements
16 shall not include the 15-passenger capacity requirement
17 under section 41732(b)(3) of title 49, United States Code:
18 *Provided further*, That none of the funds in this Act or
19 any other Act shall be used to enter into a new contract
20 with a community located less than 40 miles from the
21 nearest small hub airport before the Secretary has nego-
22 tiated with the community over a local cost share: *Pro-*
23 *vided further*, That amounts authorized to be distributed
24 for the essential air service program under section
25 41742(b) of title 49, United States Code, shall be made

1 available immediately from amounts otherwise provided to
2 the Administrator of the Federal Aviation Administration:
3 *Provided further*, That the Administrator may reimburse
4 such amounts from fees credited to the account estab-
5 lished under section 45303 of title 49, United States Code.

6 ADMINISTRATIVE PROVISIONS—OFFICE OF THE
7 SECRETARY OF TRANSPORTATION

8 SEC. 101. None of the funds made available in this
9 Act to the Department of Transportation may be obligated
10 for the Office of the Secretary of Transportation to ap-
11 prove assessments or reimbursable agreements pertaining
12 to funds appropriated to the modal administrations in this
13 Act, except for activities underway on the date of enact-
14 ment of this Act, unless such assessments or agreements
15 have completed the normal reprogramming process for
16 Congressional notification.

17 SEC. 102. The Secretary shall post on the Web site
18 of the Department of Transportation a schedule of all
19 meetings of the Council on Credit and Finance, including
20 the agenda for each meeting, and require the Council on
21 Credit and Finance to record the decisions and actions
22 of each meeting.

23 SEC. 103. In addition to authority provided by section
24 327 of title 49, United States Code, the Department's
25 Working Capital Fund is hereby authorized to provide

1 partial or full payments in advance and accept subsequent
2 reimbursements from all Federal agencies from available
3 funds for transit benefit distribution services that are nec-
4 essary to carry out the Federal transit pass transportation
5 fringe benefit program under Executive Order No. 13150
6 and section 3049 of Public Law 109–59: *Provided*, That
7 the Department shall maintain a reasonable operating re-
8 serve in the Working Capital Fund, to be expended in ad-
9 vance to provide uninterrupted transit benefits to Govern-
10 ment employees: *Provided further*, That such reserve will
11 not exceed one month of benefits payable and may be used
12 only for the purpose of providing for the continuation of
13 transit benefits: *Provided further*, That the Working Cap-
14 ital Fund will be fully reimbursed by each customer agen-
15 cy from available funds for the actual cost of the transit
16 benefit.

17 SEC. 104. None of the funds in this Act may be obli-
18 gated or expended for retention or senior executive bo-
19 nuses for an employee of the Department of Transpor-
20 tation without the prior written approval of the Assistant
21 Secretary for Administration.

1 FEDERAL AVIATION ADMINISTRATION

2 OPERATIONS

3 (AIRPORT AND AIRWAY TRUST FUND)

4 For necessary expenses of the Federal Aviation Ad-
5 ministration, not otherwise provided for, including oper-
6 ations and research activities related to commercial space
7 transportation, administrative expenses for research and
8 development, establishment of air navigation facilities, the
9 operation (including leasing) and maintenance of aircraft,
10 subsidizing the cost of aeronautical charts and maps sold
11 to the public, the lease or purchase of passenger motor
12 vehicles for replacement only, in addition to amounts made
13 available by Public Law 115–254, \$10,540,511,000, to re-
14 main available until September 30, 2021, of which
15 \$10,540,511,000 shall be derived from the Airport and
16 Airway Trust Fund: *Provided*, That of the sums appro-
17 priated under this heading—

18 (1) \$1,359,607,000 shall be available for avia-
19 tion safety activities;

20 (2) \$7,925,734,000 shall be available for air
21 traffic organization activities;

22 (3) \$26,040,000 shall be available for commer-
23 cial space transportation activities;

24 (4) \$800,646,000 shall be available for finance
25 and management activities;

1 (5) \$61,538,000 shall be available for NextGen
2 and operations planning activities;

3 (6) \$118,642,000 shall be available for security
4 and hazardous materials safety; and

5 (7) \$248,304,000 shall be available for staff of-
6 fices:

7 *Provided*, That not to exceed 5 percent of any budget ac-
8 tivity, except for aviation safety budget activity, may be
9 transferred to any budget activity under this heading: *Pro-*
10 *vided further*, That no transfer may increase or decrease
11 any appropriation by more than 5 percent: *Provided fur-*
12 *ther*, That any transfer in excess of 5 percent shall be
13 treated as a reprogramming of funds under section 405
14 of this Act and shall not be available for obligation or ex-
15 penditure except in compliance with the procedures set
16 forth in that section: *Provided further*, That not later than
17 March 31 of each fiscal year hereafter, the Administrator
18 of the Federal Aviation Administration shall transmit to
19 Congress an annual update to the report submitted to
20 Congress in December 2004 pursuant to section 221 of
21 Public Law 108–176: *Provided further*, That the amount
22 herein appropriated shall be reduced by \$100,000 for each
23 day after March 31 that such report has not been sub-
24 mitted to the Congress: *Provided further*, That not later
25 than March 31 of each fiscal year hereafter, the Adminis-

1 trator shall transmit to Congress a companion report that
2 describes a comprehensive strategy for staffing, hiring,
3 and training flight standards and aircraft certification
4 staff in a format similar to the one utilized for the con-
5 troller staffing plan, including stated attrition estimates
6 and numerical hiring goals by fiscal year: *Provided further*,
7 That the amount herein appropriated shall be reduced by
8 \$100,000 per day for each day after March 31 that such
9 report has not been submitted to Congress: *Provided fur-*
10 *ther*, That funds may be used to enter into a grant agree-
11 ment with a nonprofit standard-setting organization to as-
12 sist in the development of aviation safety standards: *Pro-*
13 *vided further*, That none of the funds in this Act shall be
14 available for new applicants for the second career training
15 program: *Provided further*, That none of the funds in this
16 Act shall be available for the Federal Aviation Administra-
17 tion to finalize or implement any regulation that would
18 promulgate new aviation user fees not specifically author-
19 ized by law after the date of the enactment of this Act:
20 *Provided further*, That there may be credited to this ap-
21 propriation, as offsetting collections, funds received from
22 States, counties, municipalities, foreign authorities, other
23 public authorities, and private sources for expenses in-
24 curred in the provision of agency services, including re-
25 ceipts for the maintenance and operation of air navigation

1 facilities, and for issuance, renewal or modification of cer-
 2 tificates, including airman, aircraft, and repair station cer-
 3 tificates, or for tests related thereto, or for processing
 4 major repair or alteration forms: *Provided further*, That
 5 of the funds appropriated under this heading, not less
 6 than \$170,000,000 shall be used to fund direct operations
 7 of the current air traffic control towers in the contract
 8 tower program, including the contract tower cost share
 9 program, and any airport that is currently qualified or
 10 that will qualify for the program during the fiscal year:
 11 *Provided further*, That none of the funds in this Act for
 12 aeronautical charting and cartography are available for ac-
 13 tivities conducted by, or coordinated through, the Working
 14 Capital Fund: *Provided further*, That none of the funds
 15 appropriated or otherwise made available by this Act or
 16 any other Act may be used to eliminate the Contract
 17 Weather Observers program at any airport.

18 FACILITIES AND EQUIPMENT

19 (AIRPORT AND AIRWAY TRUST FUND)

20 For necessary expenses, not otherwise provided for,
 21 for acquisition, establishment, technical support services,
 22 improvement by contract or purchase, and hire of national
 23 airspace systems and experimental facilities and equip-
 24 ment, as authorized under part A of subtitle VII of title
 25 49, United States Code, including initial acquisition of

1 necessary sites by lease or grant; engineering and service
2 testing, including construction of test facilities and acqui-
3 sition of necessary sites by lease or grant; construction
4 and furnishing of quarters and related accommodations
5 for officers and employees of the Federal Aviation Admin-
6 istration stationed at remote localities where such accom-
7 modations are not available; and the purchase, lease, or
8 transfer of aircraft from funds available under this head-
9 ing, including aircraft for aviation regulation and certifi-
10 cation; to be derived from the Airport and Airway Trust
11 Fund, \$3,153,801,000, of which \$514,730,000 shall re-
12 main available until September 30, 2021, \$2,518,544,000
13 shall remain available until September 30, 2022, and
14 \$120,527,000 shall remain available until expended: *Pro-*
15 *vided*, That there may be credited to this appropriation
16 funds received from States, counties, municipalities, other
17 public authorities, and private sources, for expenses in-
18 curred in the establishment, improvement, and moderniza-
19 tion of national airspace systems: *Provided further*, That
20 no later than March 31, the Secretary of Transportation
21 shall transmit to the Congress an investment plan for the
22 Federal Aviation Administration which includes funding
23 for each budget line item for fiscal years 2021 through
24 2025, with total funding for each year of the plan con-
25 strained to the funding targets for those years as esti-

1 mated and approved by the Office of Management and
2 Budget.

3 RESEARCH, ENGINEERING, AND DEVELOPMENT

4 (AIRPORT AND AIRWAY TRUST FUND)

5 For necessary expenses, not otherwise provided for,
6 for research, engineering, and development, as authorized
7 under part A of subtitle VII of title 49, United States
8 Code, including construction of experimental facilities and
9 acquisition of necessary sites by lease or grant,
10 \$194,230,000, to be derived from the Airport and Airway
11 Trust Fund and to remain available until September 30,
12 2022: *Provided*, That there may be credited to this appro-
13 priation as offsetting collections, funds received from
14 States, counties, municipalities, other public authorities,
15 and private sources, which shall be available for expenses
16 incurred for research, engineering, and development: *Pro-*
17 *vided further*, That funds made available under this head-
18 ing shall be used in accordance with the report accom-
19 panying this Act: *Provided further*, That not to exceed 10
20 percent of any funding level specified under this heading
21 in the report accompanying this Act may be transferred
22 to any other funding level specified under this heading in
23 the report accompanying this Act: *Provided further*, That
24 no transfer may increase or decrease any funding level by
25 more than 10 percent: *Provided further*, That any transfer

1 in excess of 10 percent shall be treated as a reprogram-
 2 ming of funds under section 405 of this Act and shall not
 3 be available for obligation or expenditure except in compli-
 4 ance with the procedures set forth in that section.

5 GRANTS-IN-AID FOR AIRPORTS

6 (LIQUIDATION OF CONTRACT AUTHORIZATION)

7 (LIMITATION ON OBLIGATIONS)

8 (AIRPORT AND AIRWAY TRUST FUND)

9 (INCLUDING TRANSFER OF FUNDS)

10 For liquidation of obligations incurred for grants-in-
 11 aid for airport planning and development, and noise com-
 12 patibility planning and programs as authorized under sub-
 13 chapter I of chapter 471 and subchapter I of chapter 475
 14 of title 49, United States Code, and under other law au-
 15 thorizing such obligations; for procurement, installation,
 16 and commissioning of runway incursion prevention devices
 17 and systems at airports of such title; for grants authorized
 18 under section 41743 of title 49, United States Code; and
 19 for inspection activities and administration of airport safe-
 20 ty programs, including those related to airport operating
 21 certificates under section 44706 of title 49, United States
 22 Code, \$3,000,000,000, to be derived from the Airport and
 23 Airway Trust Fund and to remain available until ex-
 24 pended: *Provided*, That none of the funds under this head-
 25 ing shall be available for the planning or execution of pro-

1 grams the obligations for which are in excess of
2 \$3,350,000,000 in fiscal year 2020, notwithstanding sec-
3 tion 47117(g) of title 49, United States Code: *Provided*
4 *further*, That none of the funds under this heading shall
5 be available for the replacement of baggage conveyor sys-
6 tems, reconfiguration of terminal baggage areas, or other
7 airport improvements that are necessary to install bulk ex-
8 plosive detection systems: *Provided further*, That notwith-
9 standing section 47109(a) of title 49, United States Code,
10 the Government's share of allowable project costs under
11 paragraph (2) for subgrants or paragraph (3) of that sec-
12 tion shall be 95 percent for a project at other than a large
13 or medium hub airport that is a successive phase of a
14 multi-phased construction project for which the project
15 sponsor received a grant in fiscal year 2011 for the con-
16 struction project: *Provided further*, That notwithstanding
17 any other provision of law, of funds limited under this
18 heading, not more than \$113,000,000 shall be available
19 for administration, not less than \$15,000,000 shall be
20 available for the Airport Cooperative Research Program,
21 not less than \$39,224,000 shall be available for Airport
22 Technology Research, and \$10,000,000, to remain avail-
23 able until expended, shall be available and transferred to
24 "Office of the Secretary, Salaries and Expenses" to carry
25 out the Small Community Air Service Development Pro-

1 gram: *Provided further*, That in addition to airports eligi-
 2 ble under section 41743 of title 49, United States Code,
 3 such program may include the participation of an airport
 4 that serves a community or consortium that is not larger
 5 than a small hub airport, according to FAA hub classifica-
 6 tions effective at the time the Office of the Secretary
 7 issues a request for proposals.

8 GRANTS-IN-AID FOR AIRPORTS

9 For an additional amount for “Grants-In-Aid for Air-
 10 ports”, to enable the Secretary of Transportation to make
 11 grants for projects as authorized by subchapter 1 of chap-
 12 ter 471 and subchapter 1 of chapter 475 of title 49,
 13 United States Code, \$450,000,000, to remain available
 14 through September 30, 2022: *Provided*, That amounts
 15 made available under this heading shall be derived from
 16 the general fund, and such funds shall not be subject to
 17 apportionment formulas, special apportionment categories,
 18 or minimum percentages under chapter 471: *Provided fur-*
 19 *ther*, That the Secretary shall distribute funds provided
 20 under this heading as discretionary grants to airports:
 21 *Provided further*, That the amount made available under
 22 this heading shall not be subject to any limitation on obli-
 23 gations for the Grants-in-Aid for Airports program set
 24 forth in any Act: *Provided further*, That the Administrator
 25 of the Federal Aviation Administration may retain up to

1 0.5 percent of the funds provided under this heading to
 2 fund the award and oversight by the Administrator of
 3 grants made under this heading.

4 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION
 5 ADMINISTRATION

6 SEC. 110. None of the funds in this Act may be used
 7 to compensate in excess of 600 technical staff-years under
 8 the federally funded research and development center con-
 9 tract between the Federal Aviation Administration and the
 10 Center for Advanced Aviation Systems Development dur-
 11 ing fiscal year 2020.

12 SEC. 111. None of the funds in this Act shall be used
 13 to pursue or adopt guidelines or regulations requiring air-
 14 port sponsors to provide to the Federal Aviation Adminis-
 15 tration without cost building construction, maintenance,
 16 utilities and expenses, or space in airport sponsor-owned
 17 buildings for services relating to air traffic control, air
 18 navigation, or weather reporting: *Provided*, That the pro-
 19 hibition of funds in this section does not apply to negotia-
 20 tions between the agency and airport sponsors to achieve
 21 agreement on “below-market” rates for these items or to
 22 grant assurances that require airport sponsors to provide
 23 land without cost to the Federal Aviation Administration
 24 for air traffic control facilities.

1 SEC. 112. The Administrator of the Federal Aviation
2 Administration may reimburse amounts made available to
3 satisfy 49 U.S.C. 41742(a)(1) from fees credited under
4 49 U.S.C. 45303 and any amount remaining in such ac-
5 count at the close of that fiscal year may be made available
6 to satisfy section 41742(a)(1) for the subsequent fiscal
7 year.

8 SEC. 113. Amounts collected under section 40113(e)
9 of title 49, United States Code, shall be credited to the
10 appropriation current at the time of collection, to be
11 merged with and available for the same purposes of such
12 appropriation.

13 SEC. 114. None of the funds in this Act shall be avail-
14 able for paying premium pay under section 5546(a) of title
15 5, United States Code, to any Federal Aviation Adminis-
16 tration employee unless such employee actually performed
17 work during the time corresponding to such premium pay.

18 SEC. 115. None of the funds in this Act may be obli-
19 gated or expended for an employee of the Federal Aviation
20 Administration to purchase a store gift card or gift certifi-
21 cate through use of a Government-issued credit card.

22 SEC. 116. Notwithstanding any other provision of
23 law, none of the funds made available under this Act or
24 any prior Act may be used to implement or to continue
25 to implement any limitation on the ability of any owner

1 or operator of a private aircraft to obtain, upon a request
2 to the Administrator of the Federal Aviation Administra-
3 tion, a blocking of that owner's or operator's aircraft reg-
4 istration number from any display of the Federal Aviation
5 Administration's Aircraft Situational Display to Industry
6 data that is made available to the public, except data made
7 available to a Government agency, for the noncommercial
8 flights of that owner or operator.

9 SEC. 117. None of the funds in this Act shall be avail-
10 able for salaries and expenses of more than nine political
11 and Presidential appointees in the Federal Aviation Ad-
12 ministration.

13 SEC. 118. None of the funds made available under
14 this Act may be used to increase fees pursuant to section
15 44721 of title 49, United States Code, until the Federal
16 Aviation Administration provides to the House and Senate
17 Committees on Appropriations a report that justifies all
18 fees related to aeronautical navigation products and ex-
19 plains how such fees are consistent with Executive Order
20 13642.

21 SEC. 119. None of the funds in this Act may be used
22 to close a regional operations center of the Federal Avia-
23 tion Administration or reduce its services unless the Ad-
24 ministrator notifies the House and Senate Committees on

1 Appropriations not less than 90 full business days in ad-
2 vance.

3 SEC. 119A. None of the funds appropriated or limited
4 by this Act may be used to change weight restrictions or
5 prior permission rules at Teterboro airport in Teterboro,
6 New Jersey.

7 SEC. 119B. None of the funds provided under this
8 Act may be used by the Administrator of the Federal Avia-
9 tion Administration to withhold from consideration and
10 approval any new application for participation in the Con-
11 tract Tower Program, or for reevaluation of Cost-share
12 Program participants as long as the Federal Aviation Ad-
13 ministration has received an application from the airport,
14 and as long as the Administrator determines such tower
15 is eligible using the factors set forth in Federal Aviation
16 Administration published establishment criteria.

17 SEC. 119C. None of the funds made available by this
18 Act may be used to close, consolidate, or re-designate any
19 field or regional airports division office unless the Admin-
20 istrator submits a request for the reprogramming of funds
21 under section 405 of this Act.

1 FEDERAL HIGHWAY ADMINISTRATION

2 LIMITATION ON ADMINISTRATIVE EXPENSES

3 (HIGHWAY TRUST FUND)

4 (INCLUDING TRANSFER OF FUNDS)

5 Not to exceed \$453,549,689, together with advances
 6 and reimbursements received by the Federal Highway Ad-
 7 ministration, shall be obligated for necessary expenses for
 8 administration and operation of the Federal Highway Ad-
 9 ministration. In addition, \$3,248,000 shall be transferred
 10 to the Appalachian Regional Commission in accordance
 11 with section 104(a) of title 23, United States Code.

12 FEDERAL-AID HIGHWAYS

13 (LIMITATION ON OBLIGATIONS)

14 (HIGHWAY TRUST FUND)

15 Funds available for the implementation or execution
 16 of Federal-aid highway and highway safety construction
 17 programs authorized under titles 23 and 49, United States
 18 Code, and the provisions of the Fixing America's Surface
 19 Transportation Act shall not exceed total obligations of
 20 \$46,365,092,000 for fiscal year 2020: *Provided*, That the
 21 Secretary may collect and spend fees, as authorized by
 22 title 23, United States Code, to cover the costs of services
 23 of expert firms, including counsel, in the field of municipal
 24 and project finance to assist in the underwriting and serv-
 25 icing of Federal credit instruments and all or a portion

1 of the costs to the Federal Government of servicing such
 2 credit instruments: *Provided further*, That such fees are
 3 available until expended to pay for such costs: *Provided*
 4 *further*, That such amounts are in addition to administra-
 5 tive expenses that are also available for such purpose, and
 6 are not subject to any obligation limitation or the limita-
 7 tion on administrative expenses under section 608 of title
 8 23, United States Code.

9 (LIQUIDATION OF CONTRACT AUTHORIZATION)

10 (HIGHWAY TRUST FUND)

11 For the payment of obligations incurred in carrying
 12 out Federal-aid highway and highway safety construction
 13 programs authorized under title 23, United States Code,
 14 \$47,104,092,000 derived from the Highway Trust Fund
 15 (other than the Mass Transit Account), to remain avail-
 16 able until expended.

17 HIGHWAY INFRASTRUCTURE PROGRAMS

18 There is hereby appropriated to the Secretary of
 19 Transportation \$2,700,000,000: *Provided*, That the
 20 amounts made available under this heading shall be de-
 21 rived from the general fund, shall be in addition to any
 22 funds provided for fiscal year 2020 in this or any other
 23 Act for: (1) “Federal-aid Highways” under chapter 1 of
 24 title 23, United States Code; or (2) the Appalachian De-
 25 velopment Highway System as authorized under section

1 1069(y) of Public Law 102–240, and shall not affect the
2 distribution or amount of funds provided in any other Act:
3 *Provided further*, That section 1101(b) of Public Law
4 114–94 shall apply to funds made available under this
5 heading: *Provided further*, That of the funds made avail-
6 able under this heading, \$1,250,000,000 shall be set aside
7 for activities eligible under section 133(b)(1)(A) of title
8 23, United States Code, and for the elimination of hazards
9 and the installation of protective devices at railway-high-
10 way crossings, \$100,000,000 shall be set aside for the na-
11 tionally significant Federal lands and tribal projects pro-
12 gram under section 1123 of the Fixing America’s Surface
13 Transportation (FAST) Act (Public Law 114–94),
14 \$1,250,000,000 shall be set aside for a bridge replacement
15 and rehabilitation program for qualifying States, and
16 \$100,000,000 shall be set aside for necessary expenses for
17 construction of the Appalachian Development Highway
18 System as authorized under section 1069(y) of Public Law
19 102–240: *Provided further*, That for the purposes of funds
20 made available under this heading for activities eligible
21 under section 133(b)(1)(A) of title 23, United States
22 Code, and for the elimination of hazards and the installa-
23 tion of protective devices at railway-highway crossings, the
24 term “State” means any of the 50 States or the District
25 of Columbia: *Provided further*, That for the purposes of

1 funds made available under this heading for construction
 2 of the Appalachian Development Highway System, the
 3 term “Appalachian State” means a State that contains 1
 4 or more counties (including any political subdivision lo-
 5 cated within the area) in the Appalachian region as de-
 6 fined in section 14102(a) of title 40, United States Code:
 7 *Provided further*, That the funds made available under this
 8 heading for activities eligible under section 133(b)(1)(A)
 9 of title 23, United States Code, and for the elimination
 10 of hazards and the installation of protective devices at rail-
 11 way-highway crossings, shall be suballocated in the man-
 12 ner described in section 133(d) of such title, except that
 13 the set-aside described in section 133(h) of such title shall
 14 not apply to funds made available under this heading: *Pro-*
 15 *vided further*, That the funds made available under this
 16 heading for (1) activities eligible under section
 17 133(b)(1)(A) of such title and for the elimination of haz-
 18 ards and the installation of protective devices at railway-
 19 highway crossings, and (2) a bridge replacement and reha-
 20 bilitation program shall be administered as if apportioned
 21 under chapter 1 of such title and shall remain available
 22 through September 30, 2023: *Provided further*, That the
 23 funds made available under this heading for activities eli-
 24 gible under section 133(b)(1)(A) of title 23, United States
 25 Code, and for the elimination of hazards and the installa-

tion of protective devices at railway-highway crossings,
shall be apportioned to the States in the same ratio as
the obligation limitation for fiscal year 2020 is distributed
among the States in section 120(a)(5) of this Act: *Pro-*
vided further, That the funds made available under this
heading for the nationally significant Federal lands and
tribal projects program under section 1123 of the FAST
Act shall remain available through September 30, 2023:
Provided further, That for the purposes of funds made
available under this heading for a bridge replacement and
rehabilitation program, the term “qualifying State” means
any of the 50 States with a population of less than
5,000,000 and in which less than 65 percent of National
Highway System bridges are classified as in good condi-
tion: *Provided further*, That the Secretary shall distribute
funds made available under this heading for a bridge re-
placement and rehabilitation program to each qualifying
State by the proportion that the percentage of National
Highway System bridges not classified as in good condi-
tion in such qualifying State bears to the sum of the per-
centages of National Highway System bridges not classi-
fied as in good condition in all qualifying States: *Provided*
further, That the funds made available under this heading
for a bridge replacement and rehabilitation program shall
be used for highway bridge replacement or rehabilitation

1 projects on public roads: *Provided further*, That for pur-
 2 poses of this heading for the bridge replacement and reha-
 3 bilitation program, the Secretary shall (1) calculate popu-
 4 lation based on the latest available data from the decennial
 5 census conducted under section 141(a) of title 13, United
 6 States Code, and (2) calculate the percentages of bridges
 7 not classified as in good condition based on the National
 8 Bridge Inventory as of December 31, 2018: *Provided fur-*
 9 *ther*, That funds made available under this heading for
 10 construction of the Appalachian Development Highway
 11 System shall remain available until expended: *Provided*
 12 *further*, That a project carried out with funds made avail-
 13 able under this heading for construction of the Appa-
 14 lachian Development Highway System shall be carried out
 15 in the same manner as a project under section 14501 of
 16 title 40, United States Code: *Provided further*, That sub-
 17 ject to the following proviso, funds made available under
 18 this heading for construction of the Appalachian Develop-
 19 ment Highway System shall be apportioned to Appa-
 20 lachian States according to the percentages derived from
 21 the 2012 Appalachian Development Highway System
 22 Cost-to-Complete Estimate, adopted in Appalachian Re-
 23 gional Commission Resolution Number 736, and con-
 24 firmed as each Appalachian State's relative share of the
 25 estimated remaining need to complete the Appalachian

1 Development Highway System, adjusted to exclude those
 2 corridors that such States have no current plans to com-
 3 plete, as reported in the 2013 Appalachian Development
 4 Highway System Completion Report: *Provided further*,
 5 That the Secretary shall adjust apportionments made
 6 under the preceding proviso so that no Appalachian State
 7 shall be apportioned an amount in excess of 30 percent
 8 of the amount made available for construction of the Ap-
 9 palachian Development Highway System under this head-
 10 ing: *Provided further*, That the Secretary shall consult
 11 with the Appalachian Regional Commission in making ad-
 12 justments under the preceding two provisos: *Provided fur-*
 13 *ther*, That the Federal share of the costs for which an ex-
 14 penditure is made for construction of the Appalachian De-
 15 velopment Highway System under this heading shall be
 16 up to 100 percent.

17 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

18 ADMINISTRATION

19 SEC. 120. (a) For fiscal year 2020, the Secretary of
 20 Transportation shall—

21 (1) not distribute from the obligation limitation
 22 for Federal-aid highways—

23 (A) amounts authorized for administrative
 24 expenses and programs by section 104(a) of
 25 title 23, United States Code; and

1 (B) amounts authorized for the Bureau of
2 Transportation Statistics;

3 (2) not distribute an amount from the obliga-
4 tion limitation for Federal-aid highways that is equal
5 to the unobligated balance of amounts—

6 (A) made available from the Highway
7 Trust Fund (other than the Mass Transit Ac-
8 count) for Federal-aid highway and highway
9 safety construction programs for previous fiscal
10 years the funds for which are allocated by the
11 Secretary (or apportioned by the Secretary
12 under sections 202 or 204 of title 23, United
13 States Code); and

14 (B) for which obligation limitation was
15 provided in a previous fiscal year;

16 (3) determine the proportion that—

17 (A) the obligation limitation for Federal-
18 aid highways, less the aggregate of amounts not
19 distributed under paragraphs (1) and (2) of
20 this subsection; bears to

21 (B) the total of the sums authorized to be
22 appropriated for the Federal-aid highway and
23 highway safety construction programs (other
24 than sums authorized to be appropriated for
25 provisions of law described in paragraphs (1)

1 through (11) of subsection (b) and sums au-
2 thorized to be appropriated for section 119 of
3 title 23, United States Code, equal to the
4 amount referred to in subsection (b)(12) for
5 such fiscal year), less the aggregate of the
6 amounts not distributed under paragraphs (1)
7 and (2) of this subsection;

8 (4) distribute the obligation limitation for Fed-
9 eral-aid highways, less the aggregate amounts not
10 distributed under paragraphs (1) and (2), for each
11 of the programs (other than programs to which
12 paragraph (1) applies) that are allocated by the Sec-
13 retary under the Fixing America's Surface Trans-
14 portation Act and title 23, United States Code, or
15 apportioned by the Secretary under sections 202 or
16 204 of that title, by multiplying—

17 (A) the proportion determined under para-
18 graph (3); by

19 (B) the amounts authorized to be appro-
20 priated for each such program for such fiscal
21 year; and

22 (5) distribute the obligation limitation for Fed-
23 eral-aid highways, less the aggregate amounts not
24 distributed under paragraphs (1) and (2) and the
25 amounts distributed under paragraph (4), for Fed-

1 eral-aid highway and highway safety construction
 2 programs that are apportioned by the Secretary
 3 under title 23, United States Code (other than the
 4 amounts apportioned for the National Highway Per-
 5 formance Program in section 119 of title 23, United
 6 States Code, that are exempt from the limitation
 7 under subsection (b)(12) and the amounts appor-
 8 tioned under sections 202 and 204 of that title) in
 9 the proportion that—

10 (A) amounts authorized to be appropriated
 11 for the programs that are apportioned under
 12 title 23, United States Code, to each State for
 13 such fiscal year; bears to

14 (B) the total of the amounts authorized to
 15 be appropriated for the programs that are ap-
 16 portioned under title 23, United States Code, to
 17 all States for such fiscal year.

18 (b) EXCEPTIONS FROM OBLIGATION LIMITATION.—
 19 The obligation limitation for Federal-aid highways shall
 20 not apply to obligations under or for—

21 (1) section 125 of title 23, United States Code;

22 (2) section 147 of the Surface Transportation
 23 Assistance Act of 1978 (23 U.S.C. 144 note; 92
 24 Stat. 2714);

1 (3) section 9 of the Federal-Aid Highway Act
2 of 1981 (95 Stat. 1701);

3 (4) subsections (b) and (j) of section 131 of the
4 Surface Transportation Assistance Act of 1982 (96
5 Stat. 2119);

6 (5) subsections (b) and (c) of section 149 of the
7 Surface Transportation and Uniform Relocation As-
8 sistance Act of 1987 (101 Stat. 198);

9 (6) sections 1103 through 1108 of the Inter-
10 modal Surface Transportation Efficiency Act of
11 1991 (105 Stat. 2027);

12 (7) section 157 of title 23, United States Code
13 (as in effect on June 8, 1998);

14 (8) section 105 of title 23, United States Code
15 (as in effect for fiscal years 1998 through 2004, but
16 only in an amount equal to \$639,000,000 for each
17 of those fiscal years);

18 (9) Federal-aid highway programs for which ob-
19 ligation authority was made available under the
20 Transportation Equity Act for the 21st Century
21 (112 Stat. 107) or subsequent Acts for multiple
22 years or to remain available until expended, but only
23 to the extent that the obligation authority has not
24 lapsed or been used;

1 (10) section 105 of title 23, United States Code
 2 (as in effect for fiscal years 2005 through 2012, but
 3 only in an amount equal to \$639,000,000 for each
 4 of those fiscal years);

5 (11) section 1603 of SAFETEA-LU (23
 6 U.S.C. 118 note; 119 Stat. 1248), to the extent that
 7 funds obligated in accordance with that section were
 8 not subject to a limitation on obligations at the time
 9 at which the funds were initially made available for
 10 obligation; and

11 (12) section 119 of title 23, United States Code
 12 (but, for each of fiscal years 2013 through 2020,
 13 only in an amount equal to \$639,000,000).

14 (c) REDISTRIBUTION OF UNUSED OBLIGATION AU-
 15 THORITY.—Notwithstanding subsection (a), the Secretary
 16 shall, after August 1 of such fiscal year—

17 (1) revise a distribution of the obligation limita-
 18 tion made available under subsection (a) if an
 19 amount distributed cannot be obligated during that
 20 fiscal year; and

21 (2) redistribute sufficient amounts to those
 22 States able to obligate amounts in addition to those
 23 previously distributed during that fiscal year, giving
 24 priority to those States having large unobligated bal-
 25 ances of funds apportioned under sections 144 (as in

1 effect on the day before the date of enactment of
 2 Public Law 112–141) and 104 of title 23, United
 3 States Code.

4 (d) APPLICABILITY OF OBLIGATION LIMITATIONS TO
 5 TRANSPORTATION RESEARCH PROGRAMS.—

6 (1) IN GENERAL.—Except as provided in para-
 7 graph (2), the obligation limitation for Federal-aid
 8 highways shall apply to contract authority for trans-
 9 portation research programs carried out under—

10 (A) chapter 5 of title 23, United States
 11 Code; and

12 (B) title VI of the Fixing America’s Sur-
 13 face Transportation Act.

14 (2) EXCEPTION.—Obligation authority made
 15 available under paragraph (1) shall—

16 (A) remain available for a period of 4 fis-
 17 cal years; and

18 (B) be in addition to the amount of any
 19 limitation imposed on obligations for Federal-
 20 aid highway and highway safety construction
 21 programs for future fiscal years.

22 (e) REDISTRIBUTION OF CERTAIN AUTHORIZED
 23 FUNDS.—

24 (1) IN GENERAL.—Not later than 30 days after
 25 the date of distribution of obligation limitation

1 under subsection (a), the Secretary shall distribute
2 to the States any funds (excluding funds authorized
3 for the program under section 202 of title 23,
4 United States Code) that—

5 (A) are authorized to be appropriated for
6 such fiscal year for Federal-aid highway pro-
7 grams; and

8 (B) the Secretary determines will not be
9 allocated to the States (or will not be appor-
10 tioned to the States under section 204 of title
11 23, United States Code), and will not be avail-
12 able for obligation, for such fiscal year because
13 of the imposition of any obligation limitation for
14 such fiscal year.

15 (2) **RATIO.**—Funds shall be distributed under
16 paragraph (1) in the same proportion as the dis-
17 tribution of obligation authority under subsection
18 (a)(5).

19 (3) **AVAILABILITY.**—Funds distributed to each
20 State under paragraph (1) shall be available for any
21 purpose described in section 133(b) of title 23,
22 United States Code.

23 **SEC. 121.** Notwithstanding 31 U.S.C. 3302, funds re-
24 ceived by the Bureau of Transportation Statistics from the
25 sale of data products, for necessary expenses incurred pur-

1 suant to chapter 63 of title 49, United States Code, may
2 be credited to the Federal-aid highways account for the
3 purpose of reimbursing the Bureau for such expenses:
4 *Provided*, That such funds shall be subject to the obliga-
5 tion limitation for Federal-aid highway and highway safety
6 construction programs.

7 SEC. 122. Not less than 15 days prior to waiving,
8 under his or her statutory authority, any Buy America re-
9 quirement for Federal-aid highways projects, the Sec-
10 retary of Transportation shall make an informal public no-
11 tice and comment opportunity on the intent to issue such
12 waiver and the reasons therefor: *Provided*, That the Sec-
13 retary shall provide an annual report to the House and
14 Senate Committees on Appropriations on any waivers
15 granted under the Buy America requirements.

16 SEC. 123. None of the funds provided in this Act to
17 the Department of Transportation may be used to provide
18 credit assistance unless not less than 3 days before any
19 application approval to provide credit assistance under
20 sections 603 and 604 of title 23, United States Code, the
21 Secretary of Transportation provides notification in writ-
22 ing to the following committees: the House and Senate
23 Committees on Appropriations; the Committee on Envi-
24 ronment and Public Works and the Committee on Bank-
25 ing, Housing and Urban Affairs of the Senate; and the

1 Committee on Transportation and Infrastructure of the
2 House of Representatives: *Provided*, That such notifica-
3 tion shall include, but not be limited to, the name of the
4 project sponsor; a description of the project; whether cred-
5 it assistance will be provided as a direct loan, loan guar-
6 antee, or line of credit; and the amount of credit assist-
7 ance.

8 SEC. 124. None of the funds provided in this Act may
9 be used to make a grant for a project under section 117
10 of title 23, United States Code, unless the Secretary, at
11 least 60 days before making a grant under that section,
12 provides written notification to the House and Senate
13 Committees on Appropriations of the proposed grant, in-
14 cluding an evaluation and justification for the project and
15 the amount of the proposed grant award: *Provided*, That
16 the written notification required in the previous proviso
17 shall be made no later than 180 days after enactment of
18 this Act.

19 SEC. 125. (a) A State or territory, as defined in sec-
20 tion 165 of title 23, United States Code, may use for any
21 project eligible under section 133(b) of title 23 or section
22 165 of title 23 and located within the boundary of the
23 State or territory any earmarked amount, and any associ-
24 ated obligation limitation: *Provided*, That the Department
25 of Transportation for the State or territory for which the

1 earmarked amount was originally designated or directed
2 notifies the Secretary of Transportation of its intent to
3 use its authority under this section and submits a quar-
4 terly report to the Secretary identifying the projects to
5 which the funding would be applied: *Provided further*,
6 That notwithstanding the original period of availability of
7 funds to be obligated under this section, such funds and
8 associated obligation limitation shall remain available for
9 obligation for a period of 3 fiscal years after the fiscal
10 year in which the Secretary of Transportation is notified:
11 *Provided further*, That the Federal share of the cost of
12 a project carried out with funds made available under this
13 section shall be the same as associated with the earmark.

14 (b) In this section, the term “earmarked amount”
15 means—

16 (1) congressionally directed spending, as de-
17 fined in rule XLIV of the Standing Rules of the
18 Senate, identified in a prior law, report, or joint ex-
19 planatory statement, which was authorized to be ap-
20 propriated or appropriated more than 10 fiscal years
21 prior to the current fiscal year, and administered by
22 the Federal Highway Administration; or

23 (2) a congressional earmark, as defined in rule
24 XXI of the Rules of the House of Representatives,
25 identified in a prior law, report, or joint explanatory

1 statement, which was authorized to be appropriated
2 or appropriated more than 10 fiscal years prior to
3 the current fiscal year, and administered by the Fed-
4 eral Highway Administration.

5 (c) The authority under subsection (a) may be exer-
6 cised only for those projects or activities that have obli-
7 gated less than 10 percent of the amount made available
8 for obligation as of October 1 of the current fiscal year,
9 and shall be applied to projects within the same general
10 geographic area within 100 miles for which the funding
11 was designated, except that a State or territory may apply
12 such authority to unexpended balances of funds from
13 projects or activities the State or territory certifies have
14 been closed and for which payments have been made under
15 a final voucher.

16 (d) The Secretary shall submit consolidated reports
17 of the information provided by the States and territories
18 each quarter to the House and Senate Committees on Ap-
19 propriations.

1 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

2 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS

3 (LIQUIDATION OF CONTRACT AUTHORIZATION)

4 (LIMITATION ON OBLIGATIONS)

5 (HIGHWAY TRUST FUND)

6 For payment of obligations incurred in the implemen-
7 tation, execution and administration of motor carrier safe-
8 ty operations and programs pursuant to section 31110 of
9 title 49, United States Code, as amended by the Fixing
10 America’s Surface Transportation Act, \$288,000,000, to
11 be derived from the Highway Trust Fund (other than the
12 Mass Transit Account), together with advances and reim-
13 bursements received by the Federal Motor Carrier Safety
14 Administration, the sum of which shall remain available
15 until expended: *Provided*, That funds available for imple-
16 mentation, execution or administration of motor carrier
17 safety operations and programs authorized under title 49,
18 United States Code, shall not exceed total obligations of
19 \$288,000,000 for “Motor Carrier Safety Operations and
20 Programs” for fiscal year 2020, of which \$9,073,000, to
21 remain available for obligation until September 30, 2022,
22 is for the research and technology program, and of which
23 \$35,334,000, to remain available for obligation until Sep-
24 tember 30, 2022, is for information management.

1 MOTOR CARRIER SAFETY GRANTS
 2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
 3 (LIMITATION ON OBLIGATIONS)
 4 (HIGHWAY TRUST FUND)
 5 (INCLUDING TRANSFER OF FUNDS)

6 For payment of obligations incurred in carrying out
 7 sections 31102, 31103, 31104, and 31313 of title 49,
 8 United States Code, as amended by the Fixing America's
 9 Surface Transportation Act, \$391,135,561, to be derived
 10 from the Highway Trust Fund (other than the Mass Tran-
 11 sit Account) and to remain available until expended: *Pro-*
 12 *vided*, That funds available for the implementation or exe-
 13 cution of motor carrier safety programs shall not exceed
 14 total obligations of \$391,135,561 in fiscal year 2020 for
 15 "Motor Carrier Safety Grants": *Provided further*, That of
 16 the sums appropriated under this heading:

17 (1) \$308,700,000 shall be available for the
 18 motor carrier safety assistance program;

19 (2) \$33,200,000 shall be available for the com-
 20 mercial driver's license program implementation pro-
 21 gram;

22 (3) \$45,900,000 shall be available for the high
 23 priority activities program, of which \$1,000,000 is to
 24 be made available from prior year unobligated con-
 25 tract authority provided for Motor Carrier Safety in

1 the Transportation Equity Act for the 21st Century
 2 (Public Law 105–178), SAFETEA–LU (Public Law
 3 109–59), or other appropriations or authorization
 4 Acts; and

5 (4) \$3,335,561 shall be made available for com-
 6 mercial motor vehicle operators grants, of which
 7 \$2,335,561 is to be made available from prior year
 8 unobligated contract authority provided for Motor
 9 Carrier Safety in the Transportation Equity Act for
 10 the 21st Century (Public Law 105–178),
 11 SAFETEA–LU (Public Law 109–59), or other ap-
 12 propriations or authorization Acts.

13 ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR

14 CARRIER SAFETY ADMINISTRATION

15 SEC. 130. The Federal Motor Carrier Safety Admin-
 16 istration shall send notice of 49 CFR section 385.308 vio-
 17 lations by certified mail, registered mail, or another man-
 18 ner of delivery, which records the receipt of the notice by
 19 the persons responsible for the violations.

20 SEC. 131. None of the funds appropriated or other-
 21 wise made available to the Department of Transportation
 22 by this Act or any other Act may be obligated or expended
 23 to implement, administer, or enforce the requirements of
 24 section 31137 of title 49, United States Code, or any regu-
 25 lation issued by the Secretary pursuant to such section,

1 with respect to the use of electronic logging devices by op-
 2 erators of commercial motor vehicles, as defined in section
 3 31132(1) of such title, transporting livestock as defined
 4 in section 602 of the Emergency Livestock Feed Assist-
 5 ance Act of 1988 (7 U.S.C. 1471) or insects.

6 SEC. 132. The Federal Motor Carrier Safety Admin-
 7 istration shall update annual inspection regulations under
 8 Appendix G to subchapter B of chapter III of title 49,
 9 Code of Federal Regulations, as recommended by GAO–
 10 19–264.

11 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
 12 OPERATIONS AND RESEARCH

13 For expenses necessary to discharge the functions of
 14 the Secretary, \$194,000,000: *Provided*, That
 15 \$178,501,000 shall be for traffic and highway safety ac-
 16 tivities authorized under chapter 301 and part C of sub-
 17 title VI of title 49, United States Code: *Provided further*,
 18 That \$499,000 shall be for in-vehicle alcohol detection de-
 19 vice research: *Provided further*, That \$15,000,000 shall be
 20 for behavioral safety activities under section 403 of title
 21 23, United States Code, of which \$6,000,000 shall be for
 22 behavioral research on Automated Driving Systems and
 23 Advanced Driver Assistance Systems and improving con-
 24 sumer responses to safety recalls; \$4,000,000 shall be for
 25 grants, pilot program activities, and innovative solutions

1 to reduce impaired-driving fatalities in collaboration with
 2 eligible entities; and \$5,000,000 shall be for grants, pilot
 3 program activities, and innovative solutions to evaluate
 4 driver behavior to technologies that protect law enforce-
 5 ment, first responders, roadside crews, and others while
 6 on the job: *Provided further*, That the amounts in the pre-
 7 vious proviso shall be in addition to any amounts made
 8 available under the heading, “Operations and Research
 9 (Liquidation of Contraction Authorization) (Limitation on
 10 Obligations)” for carrying out the provisions of section
 11 403 of title 23, United States Code: *Provided further*, That
 12 of the amounts made available under this heading,
 13 \$40,000,000 shall remain available through September
 14 30, 2021.

15 OPERATIONS AND RESEARCH

16 (LIQUIDATION OF CONTRACT AUTHORIZATION)

17 (LIMITATION ON OBLIGATIONS)

18 (HIGHWAY TRUST FUND)

19 For payment of obligations incurred in carrying out
 20 the provisions of 23 U.S.C. 403, section 4011 of the Fix-
 21 ing America’s Surface Transportation Act (Public Law
 22 114–94), and chapter 303 of title 49, United States Code,
 23 \$155,300,000, to be derived from the Highway Trust
 24 Fund (other than the Mass Transit Account) and to re-
 25 main available until expended: *Provided*, That none of the

1 funds in this Act shall be available for the planning or
 2 execution of programs for which the total obligations in
 3 fiscal year 2020 are in excess of \$155,300,000: *Provided*
 4 *further*, That of the sums appropriated under this heading:

5 (1) \$149,800,000 shall be for programs author-
 6 ized under 23 U.S.C. 403 and section 4011 of the
 7 Fixing America's Surface Transportation Act (Pub-
 8 lic Law 114–94); and

9 (2) \$5,500,000 shall be for the National Driver
 10 Register authorized under chapter 303 of title 49,
 11 United States Code:

12 *Provided further*, That within the \$155,300,000 obligation
 13 limitation for operations and research, \$20,000,000 shall
 14 remain available until September 30, 2021, and shall be
 15 in addition to the amount of any limitation imposed on
 16 obligations for future years.

17 HIGHWAY TRAFFIC SAFETY GRANTS

18 (LIQUIDATION OF CONTRACT AUTHORIZATION)

19 (LIMITATION ON OBLIGATIONS)

20 (HIGHWAY TRUST FUND)

21 For payment of obligations incurred in carrying out
 22 provisions of 23 U.S.C. 402, 404, and 405, and section
 23 4001(a)(6) of the Fixing America's Surface Transpor-
 24 tation Act, to remain available until expended,
 25 \$623,017,000, to be derived from the Highway Trust

1 Fund (other than the Mass Transit Account): *Provided*,
 2 That none of the funds in this Act shall be available for
 3 the planning or execution of programs for which the total
 4 obligations in fiscal year 2020 are in excess of
 5 \$623,017,000 for programs authorized under 23 U.S.C.
 6 402, 404, and 405, and section 4001(a)(6) of the Fixing
 7 America’s Surface Transportation Act: *Provided further*,
 8 That of the sums appropriated under this heading:

9 (1) \$279,800,000 shall be for “Highway Safety
 10 Programs” under 23 U.S.C. 402;

11 (2) \$285,900,000 shall be for “National Pri-
 12 ority Safety Programs” under 23 U.S.C. 405;

13 (3) \$30,500,000 shall be for the “High Visi-
 14 bility Enforcement Program” under 23 U.S.C. 404;
 15 and

16 (4) \$26,817,000 shall be for “Administrative
 17 Expenses” under section 4001(a)(6) of the Fixing
 18 America’s Surface Transportation Act:

19 *Provided further*, That none of these funds shall be used
 20 for construction, rehabilitation, or remodeling costs, or for
 21 office furnishings and fixtures for State, local, or private
 22 buildings or structures: *Provided further*, That not to ex-
 23 ceed \$500,000 of the funds made available for “National
 24 Priority Safety Programs” under 23 U.S.C. 405 for “Im-
 25 paired Driving Countermeasures” (as described in sub-

1 section (d) of that section) shall be available for technical
 2 assistance to the States: *Provided further*, That with re-
 3 spect to the “Transfers” provision under 23 U.S.C.
 4 405(a)(8), any amounts transferred to increase the
 5 amounts made available under section 402 shall include
 6 the obligation authority for such amounts: *Provided fur-*
 7 *ther*, That the Administrator shall notify the House and
 8 Senate Committees on Appropriations of any exercise of
 9 the authority granted under the previous proviso or under
 10 23 U.S.C. 405(a)(8) within 5 days.

11 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY

12 TRAFFIC SAFETY ADMINISTRATION

13 SEC. 140. An additional \$130,000 shall be made
 14 available to the National Highway Traffic Safety Adminis-
 15 tration, out of the amount limited for section 402 of title
 16 23, United States Code, to pay for travel and related ex-
 17 penses for State management reviews and to pay for core
 18 competency development training and related expenses for
 19 highway safety staff.

20 SEC. 141. The limitations on obligations for the pro-
 21 grams of the National Highway Traffic Safety Adminis-
 22 tration set in this Act shall not apply to obligations for
 23 which obligation authority was made available in previous
 24 public laws but only to the extent that the obligation au-
 25 thority has not lapsed or been used.

1 FEDERAL RAILROAD ADMINISTRATION

2 SAFETY AND OPERATIONS

3 For necessary expenses of the Federal Railroad Ad-
4 ministration, not otherwise provided for, \$221,698,000, of
5 which \$18,000,000 shall remain available until expended.

6 RAILROAD RESEARCH AND DEVELOPMENT

7 For necessary expenses for railroad research and de-
8 velopment, \$40,600,000, to remain available until ex-
9 pended.

10 RAILROAD REHABILITATION AND IMPROVEMENT

11 FINANCING PROGRAM

12 The Secretary of Transportation is authorized to
13 issue direct loans and loan guarantees pursuant to sec-
14 tions 501 through 504 of the Railroad Revitalization and
15 Regulatory Reform Act of 1976 (Public Law 94–210), as
16 amended, such authority shall exist as long as any such
17 direct loan or loan guarantee is outstanding.

18 FEDERAL-STATE PARTNERSHIP FOR STATE OF GOOD

19 REPAIR

20 For necessary expenses related to Federal-State
21 Partnership for State of Good Repair Grants as author-
22 ized by section 24911 of title 49, United States Code,
23 \$300,000,000, to remain available until expended: *Pro-*
24 *vided*, That the Secretary may withhold up to one percent
25 of the amount provided under this heading for the costs

1 of award and project management oversight of grants car-
 2 ried out under section 24911 of title 49, United States
 3 Code: *Provided further*, That the Secretary shall issue the
 4 Notice of Funding Opportunity that encompasses pre-
 5 viously unawarded funds provided under this heading in
 6 fiscal year 2019 by Public Law 116–6 no later than 30
 7 days after enactment of this Act and announce the selec-
 8 tion of projects to receive awards for such funds no later
 9 than 210 days after the enactment of this Act: *Provided*
 10 *further*, That the Secretary shall issue the Notice of Fund-
 11 ing Opportunity that encompasses funds provided under
 12 this heading in this Act no later than 270 days after en-
 13 actment of this Act and announce the selection of projects
 14 to receive awards for such funds no later than 450 days
 15 after the enactment of this Act.

16 CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY
 17 IMPROVEMENTS

18 For necessary expenses related to Consolidated Rail
 19 Infrastructure and Safety Improvements Grants, as au-
 20 thorized by section 22907 of title 49, United States Code,
 21 \$255,000,000, to remain available until expended: *Pro-*
 22 *vided*, That section 22905(f) of title 49, United States
 23 Code, shall not apply to projects for the implementation
 24 of positive train control systems otherwise eligible under
 25 section 24407(c)(1) of title 49, United States Code: *Pro-*

1 *vided further*, That amounts available under this heading
2 for projects selected for commuter rail passenger transpor-
3 tation may be transferred by the Secretary, after selection,
4 to the appropriate agencies to be administered in accord-
5 ance with chapter 53 of title 49, United States Code: *Pro-*
6 *vided further*, That the Secretary shall not limit eligible
7 projects from consideration for funding for planning, engi-
8 neering, environmental, construction, and design elements
9 of the same project in the same application: *Provided fur-*
10 *ther*, That unobligated balances remaining after 4 years
11 from the date of enactment may be used for any eligible
12 project under section 22907(c) of title 49, United States
13 Code: *Provided further*, That the Secretary may withhold
14 up to one percent of the amount provided under this head-
15 ing for the costs of award and project management over-
16 sight of grants carried out under section 22907 of title
17 49, United States Code: *Provided further*, That the Sec-
18 retary shall announce the selection of projects to receive
19 awards for funds provided under this heading in fiscal
20 year 2019 by Public Law 116–6 no later than 210 days
21 after the enactment of this Act: *Provided further*, That the
22 Secretary shall issue the Notice of Funding Opportunity
23 that encompasses funds provided under this heading in
24 this Act no later than 270 days after enactment of this
25 Act and announce the selection of projects to receive

1 awards for such funds no later than 450 days after the
2 enactment of this Act.

3 RESTORATION AND ENHANCEMENT

4 For necessary expenses related to Restoration and
5 Enhancement Grants, as authorized by section 24408 of
6 title 49, United States Code, \$2,000,000, to remain avail-
7 able until expended: *Provided*, That the Secretary may
8 withhold up to one percent of the funds provided under
9 this heading to fund the costs of award and project man-
10 agement and oversight.

11 NORTHEAST CORRIDOR GRANTS TO THE NATIONAL 12 RAILROAD PASSENGER CORPORATION

13 To enable the Secretary of Transportation to make
14 grants to the National Railroad Passenger Corporation for
15 activities associated with the Northeast Corridor as au-
16 thorized by section 11101(a) of the Fixing America's Sur-
17 face Transportation Act (division A of Public Law 114–
18 94), \$680,000,000, to remain available until expended:
19 *Provided*, That the Secretary may retain up to one-half
20 of 1 percent of the funds provided under both this heading
21 and the “National Network Grants to the National Rail-
22 road Passenger Corporation” heading to fund the costs
23 of project management and oversight of activities author-
24 ized by section 11101(c) of division A of Public Law 114–
25 94: *Provided further*, That in addition to the project man-

1 agement oversight funds authorized under section
 2 11101(c) of division A of Public Law 114–94, the Sec-
 3 retary may retain up to an additional \$5,000,000 of the
 4 funds provided under this heading to fund expenses associ-
 5 ated with the Northeast Corridor Commission established
 6 under section 24905 of title 49, United States Code: *Pro-*
 7 *vided further*, That of the amounts made available under
 8 this heading and the “National Network Grants to the Na-
 9 tional Railroad Passenger Corporation” heading, not less
 10 than \$50,000,000 shall be made available to bring Am-
 11 trak-served facilities and stations into compliance with the
 12 Americans with Disabilities Act: *Provided further*, That of
 13 the amounts made available under this heading and the
 14 “National Network Grants to the National Railroad Pas-
 15 senger Corporation” heading, \$100,000,000 shall be made
 16 available to fund the replacement of the single-level pas-
 17 senger cars used on Northeast Corridor and State Sup-
 18 ported Corridor routes.

19 NATIONAL NETWORK GRANTS TO THE NATIONAL
 20 RAILROAD PASSENGER CORPORATION

21 To enable the Secretary of Transportation to make
 22 grants to the National Railroad Passenger Corporation for
 23 activities associated with the National Network as author-
 24 ized by section 11101(b) of the Fixing America’s Surface
 25 Transportation Act (division A of Public Law 114–94),

1 \$1,320,000,000, to remain available until expended: *Pro-*
 2 *vided*, That the Secretary may retain up to an additional
 3 \$2,000,000 of the funds provided under this heading to
 4 fund expenses associated with the State-Supported Route
 5 Committee established under section 24712 of title 49,
 6 United States Code: *Provided further*, That at least
 7 \$50,000,000 of the amount provided under this heading
 8 shall be available for the development, installation and op-
 9 eration of railroad safety technology, including the imple-
 10 mentation of a positive train control system, on State-sup-
 11 ported routes as defined under section 24102(13) of title
 12 49, United States Code, on which positive train control
 13 systems are not required by law or regulation: *Provided*
 14 *further*, That none of the funds provided under this head-
 15 ing shall be used by Amtrak to give notice under sub-
 16 section (a) or (b) of section 24706 of title 49, United
 17 States Code, with respect to long-distance routes (as de-
 18 fined in section 24102 of title 49, United States Code)
 19 on which Amtrak is the sole operator on a host railroad's
 20 line and a positive train control system is not required by
 21 law or regulation, or, except in an emergency or during
 22 maintenance or construction outages impacting such
 23 routes, to otherwise discontinue, reduce the frequency of,
 24 suspend, or substantially alter the route of rail service on
 25 any portion of such route operated in fiscal year 2018,

1 including implementation of service permitted by section
 2 24305(a)(3)(A) of title 49, United States Code, in lieu of
 3 rail service.

4 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD

5 ADMINISTRATION

6 SEC. 150. None of the funds provided to the National
 7 Railroad Passenger Corporation may be used to fund any
 8 overtime costs in excess of \$35,000 for any individual em-
 9 ployee: *Provided*, That the President of Amtrak may waive
 10 the cap set in the previous proviso for specific employees
 11 when the President of Amtrak determines such a cap
 12 poses a risk to the safety and operational efficiency of the
 13 system: *Provided further*, That the President of Amtrak
 14 shall report to the House and Senate Committees on Ap-
 15 propriations within 60 days of enactment of this Act, a
 16 summary of all overtime payments incurred by the Cor-
 17 poration for 2019 and the three prior calendar years: *Pro-*
 18 *vided further*, That such summary shall include the total
 19 number of employees that received waivers and the total
 20 overtime payments the Corporation paid to those employ-
 21 ees receiving waivers for each month for 2019 and for the
 22 three prior calendar years.

23 SEC. 151. It is the sense of Congress that—

24 (1) long-distance passenger rail routes provide
 25 much-needed transportation access for 4,700,000

1 riders in 325 communities in 40 States and are par-
 2 ticularly important in rural areas; and

3 (2) long-distance passenger rail routes and
 4 services should be sustained to ensure connectivity
 5 throughout the National Network (as defined in sec-
 6 tion 24102 of title 49, United States Code).

7 FEDERAL TRANSIT ADMINISTRATION

8 ADMINISTRATIVE EXPENSES

9 For necessary administrative expenses of the Federal
 10 Transit Administration's programs authorized by chapter
 11 53 of title 49, United States Code, \$113,165,000: *Pro-*
 12 *vided*, That none of the funds provided or limited in this
 13 Act may be used to create a permanent office of transit
 14 security under this heading: *Provided further*, That upon
 15 submission to the Congress of the fiscal year 2021 Presi-
 16 dent's budget, the Secretary of Transportation shall trans-
 17 mit to Congress the annual report on New Starts, includ-
 18 ing proposed allocations for fiscal year 2021.

19 TRANSIT FORMULA GRANTS

20 (LIQUIDATION OF CONTRACT AUTHORIZATION)

21 (LIMITATION ON OBLIGATIONS)

22 (HIGHWAY TRUST FUND)

23 For payment of obligations incurred in the Federal
 24 Public Transportation Assistance Program in this ac-
 25 count, and for payment of obligations incurred in carrying

1 out the provisions of 49 U.S.C. 5305, 5307, 5310, 5311,
 2 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339, and
 3 5340, as amended by the Fixing America's Surface Trans-
 4 portation Act, section 20005(b) of Public Law 112-141,
 5 and section 3006(b) of the Fixing America's Surface
 6 Transportation Act \$10,800,000,000, to be derived from
 7 the Mass Transit Account of the Highway Trust Fund
 8 and to remain available until expended: *Provided*, That
 9 funds available for the implementation or execution of pro-
 10 grams authorized under 49 U.S.C. 5305, 5307, 5310,
 11 5311, 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339,
 12 and 5340, as amended by the Fixing America's Surface
 13 Transportation Act, section 20005(b) of Public Law 112-
 14 141, and section 3006(b) of the Fixing America's Surface
 15 Transportation Act, shall not exceed total obligations of
 16 \$10,150,348,462 in fiscal year 2020: *Provided further*,
 17 That the Federal share of the cost of activities carried
 18 out under 49 U.S.C. section 5312 shall not exceed 80 per-
 19 cent, except that if there is substantial public interest or
 20 benefit, the Secretary may approve a greater Federal
 21 share.

22 TRANSIT INFRASTRUCTURE GRANTS

23 For an additional amount for buses and bus facilities
 24 grants under section 5339 of title 49, United States Code,
 25 state of good repair grants under section 5337 of such

1 title, formula grants for rural areas under section 5311
2 of such title, high density state apportionments under sec-
3 tion 5340(d) of such title, and the bus testing facilities
4 under sections 5312 and 5318 of such title, \$560,000,000
5 to remain available until expended: *Provided*, That
6 \$390,000,000 shall be available for grants as authorized
7 under section 5339 of such title, of which \$195,000,000
8 shall be available for the buses and bus facilities formula
9 grants as authorized under section 5339(a) of such title,
10 and \$195,000,000 shall be available for the buses and bus
11 facilities competitive grants as authorized under section
12 5339(b) of such title: *Provided further*, That \$40,000,000
13 shall be available for the low or no emission grants as au-
14 thorized under section 5339(c) of such title: *Provided fur-*
15 *ther*, That \$40,000,000 shall be available for the state of
16 good repair grants as authorized under section 5337 of
17 such title: *Provided further*, That \$40,000,000 shall be
18 available for formula grants for rural areas as authorized
19 under section 5311 of such title: *Provided further*, That
20 \$40,000,000 shall be available for the high density state
21 apportionments as authorized under section 5340(d) of
22 such title: *Provided further*, That notwithstanding section
23 5318(a) of such title, \$3,000,000 shall be available for the
24 operation and maintenance of bus testing facilities by in-
25 stitutions of higher education selected pursuant to section

1 5312(h) of such title: *Provided further*, That \$7,000,000
2 shall be available for demonstration and deployment of in-
3 novative mobility solutions as authorized under section
4 5312 of such title: *Provided further*, That the Secretary
5 shall enter into a contract or cooperative agreement with,
6 or make a grant to, each institution of higher education
7 selected pursuant to section 5312(h) of such title, to oper-
8 ate and maintain a facility to conduct the testing of low
9 or no emission vehicle new bus models using the standards
10 established pursuant to section 5318(e)(2) of such title:
11 *Provided further*, That the term “low or no emission vehi-
12 cle” has the meaning given the term in section 5312(e)(6)
13 of such title: *Provided further*, That the Secretary shall
14 pay 80 percent of the cost of testing a low or no emission
15 vehicle new bus model at each selected institution of high-
16 er education: *Provided further*, That the entity having the
17 vehicle tested shall pay 20 percent of the cost of testing:
18 *Provided further*, That a low or no emission vehicle new
19 bus model tested that receives a passing aggregate test
20 score in accordance with the standards established under
21 section 5318(e)(2) of such title, shall be deemed to be in
22 compliance with the requirements of section 5318(e) of
23 such title: *Provided further*, That amounts made available
24 by this heading shall be derived from the general fund:
25 *Provided further*, That the amounts made available under

1 this heading shall not be subject to any limitation on obli-
 2 gations for transit programs set forth in any Act.

3 TECHNICAL ASSISTANCE AND TRAINING

4 For necessary expenses to carry out 49 U.S.C. 5314,
 5 \$5,000,000: *Provided*, That the assistance provided under
 6 this heading not duplicate the activities of 49 U.S.C.
 7 5311(b) or 49 U.S.C. 5312.

8 CAPITAL INVESTMENT GRANTS

9 For necessary expenses to carry out fixed guideway
 10 capital investment grants under section 5309 of title 49,
 11 United States Code, and section 3005(b) of the Fixing
 12 America's Surface Transportation Act, \$1,978,000,000, to
 13 remain available until September 30, 2023: *Provided fur-*
 14 *ther*, That of the amounts made available under this head-
 15 ing, \$1,500,000,000 shall be available for projects author-
 16 ized under section 5309(d) of title 49, United States Code,
 17 \$300,000,000 shall be available for projects authorized
 18 under section 5309(e) of title 49, United States Code,
 19 \$78,000,000 shall be available for projects authorized
 20 under section 5309(h) of title 49, United States Code, and
 21 \$100,000,000 shall be available for projects authorized
 22 under section 3005(b) of the Fixing America's Surface
 23 Transportation Act: *Provided further*, That the Secretary
 24 shall continue to administer the capital investment grants
 25 program in accordance with the procedural and sub-

stantive requirements of section 5309 of title 49, United States Code, and of section 3005(b) of the Fixing America's Surface Transportation Act.

GRANTS TO THE WASHINGTON METROPOLITAN AREA
TRANSIT AUTHORITY

For grants to the Washington Metropolitan Area Transit Authority as authorized under section 601 of division B of Public Law 110–432, \$150,000,000, to remain available until expended: *Provided*, That the Secretary of Transportation shall approve grants for capital and preventive maintenance expenditures for the Washington Metropolitan Area Transit Authority only after receiving and reviewing a request for each specific project: *Provided further*, That the Secretary shall determine that the Washington Metropolitan Area Transit Authority has placed the highest priority on those investments that will improve the safety of the system before approving such grants: *Provided further*, That the Secretary, in order to ensure safety throughout the rail system, may waive the requirements of section 601(e)(1) of division B of Public Law 110–432.

ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT
ADMINISTRATION

SEC. 160. The limitations on obligations for the programs of the Federal Transit Administration shall not apply to any authority under 49 U.S.C. 5338, previously

1 made available for obligation, or to any other authority
2 previously made available for obligation.

3 SEC. 161. Notwithstanding any other provision of
4 law, funds appropriated or limited by this Act under the
5 heading “Fixed Guideway Capital Investment” of the Fed-
6 eral Transit Administration for projects specified in this
7 Act or identified in reports accompanying this Act not ob-
8 ligated by September 30, 2023, and other recoveries, shall
9 be directed to projects eligible to use the funds for the
10 purposes for which they were originally provided.

11 SEC. 162. Notwithstanding any other provision of
12 law, any funds appropriated before October 1, 2019, under
13 any section of chapter 53 of title 49, United States Code,
14 that remain available for expenditure, may be transferred
15 to and administered under the most recent appropriation
16 heading for any such section.

17 SEC. 163. Notwithstanding any other provision of
18 law, none of the funds made available in this Act shall
19 be used to enter into a full funding grant agreement for
20 a project with a New Starts share greater than 51 percent:
21 *Provided*, That the Secretary shall not impede or hinder
22 project advancement or approval for any project seeking
23 a Federal contribution from the capital investment grant
24 program of greater than 40 percent of projects costs as
25 authorized under section 5309.

9 The Saint Lawrence Seaway Development Corpora-
10 tion is hereby authorized to make such expenditures, with-
11 in the limits of funds and borrowing authority available
12 to the Corporation, and in accord with law, and to make
13 such contracts and commitments without regard to fiscal
14 year limitations, as provided by section 104 of the Govern-
15 ment Corporation Control Act, as amended, as may be
16 necessary in carrying out the programs set forth in the
17 Corporation's budget for the current fiscal year.

For necessary expenses to conduct the operations, maintenance, and capital asset renewal activities on those portions of the Saint Lawrence Seaway owned, operated, and maintained by the Saint Lawrence Seaway Development Corporation, \$36,000,000, to be derived from the Harbor Maintenance Trust Fund, pursuant to Public Law

1 99–662: *Provided*, That of the amounts made available
 2 under this heading, not less than \$16,000,000 shall be
 3 used on capital asset renewal activities.

4 MARITIME ADMINISTRATION

5 MARITIME SECURITY PROGRAM

6 For necessary expenses to maintain and preserve a
 7 U.S.-flag merchant fleet to serve the national security
 8 needs of the United States, \$300,000,000, to remain avail-
 9 able until expended.

10 OPERATIONS AND TRAINING

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses of operations and training ac-
 13 tivities authorized by law, \$142,619,000: *Provided*, That
 14 of the sums appropriated under this heading—

15 (1) \$73,351,000 shall remain available until
 16 September 30, 2021 for the operations of the United
 17 States Merchant Marine Academy;

18 (2) \$8,000,000 shall remain available until ex-
 19 pended for the maintenance and repair, equipment,
 20 and capital improvements at the United States Mer-
 21 chant Marine Academy;

22 (3) \$3,000,000 shall remain available until Sep-
 23 tember 30, 2021 for the Maritime Environment and
 24 Technology Assistance program authorized under
 25 section 50307 of title 46, United States Code; and

1 (4) \$7,000,000 shall remain available until ex-
2 pended for the Short Sea Transportation Program
3 (America’s Marine Highways) to make grants for
4 the purposes authorized under sections 55601(b)(1)
5 and (3) of title 46, United States Code:

6 *Provided further*, That not later than January 12, 2020,
7 the Administrator of the Maritime Administration shall
8 transmit to the House and Senate Committees on Appro-
9 priations the annual report on sexual assault and sexual
10 harassment at the United States Merchant Marine Acad-
11 emy as required pursuant to section 3507 of Public Law
12 110–417: *Provided further*, That available balances under
13 this heading for the Short Sea Transportation Program
14 (America’s Marine Highways) from prior year recoveries
15 shall be available to carry out activities authorized under
16 sections 55601(b)(1) and (3) of title 46, United States
17 Code: *Provided further*, That from funds provided under
18 the previous two provisos, the Secretary of Transportation
19 shall make grants no later than 180 days after enactment
20 of this Act in such amounts as the Secretary determines:
21 *Provided further*, That any available unobligated balances
22 and obligated balances not yet expended from previous ap-
23 propriations under this heading for programs and activi-
24 ties supporting State Maritime Academies shall be trans-
25 ferred to and merged with the appropriations for “Mari-

1 time Administration, State Maritime Academy Oper-
 2 ations” and shall be made available for the same purposes
 3 as the appropriations for “Maritime Administration, State
 4 Maritime Academy Operations”.

5 STATE MARITIME ACADEMY OPERATIONS

6 For necessary expenses of operations, support and
 7 training activities for State Maritime Academies,
 8 \$342,280,000: *Provided*, That of the sums appropriated
 9 under this heading—

10 (1) \$30,080,000, to remain available until ex-
 11 pended, shall be for maintenance, repair, life exten-
 12 sion, marine insurance, and capacity improvement of
 13 National Defense Reserve Fleet training ships in
 14 support of State Maritime Academies, of which
 15 \$8,080,000, to remain available until expended, shall
 16 be for expenses related to training mariners for costs
 17 associated with training vessel sharing pursuant to
 18 46 U.S.C. 51504(g)(3) for costs associated with mo-
 19 bilizing, operating and demobilizing the vessel, in-
 20 cluding travel costs for students, faculty and crew,
 21 the costs of the general agent, crew costs, fuel, in-
 22 surance, operational fees, and vessel hire costs, as
 23 determined by the Secretary;

24 (2) \$300,000,000, to remain available until ex-
 25 pended, shall be for the National Security Multi-Mis-

1 sion Vessel Program, including funds for construc-
2 tion, planning, administration, and design of school
3 ships;

4 (3) \$2,400,000 shall remain available through
5 September 30, 2021, for the Student Incentive Pro-
6 gram;

7 (4) \$3,800,000 shall remain available until ex-
8 pended for training ship fuel assistance; and

9 (5) \$6,000,000 shall remain available until Sep-
10 tember 30, 2021, for direct payments for State Mar-
11 itime Academies.

12 ASSISTANCE TO SMALL SHIPYARDS

13 To make grants to qualified shipyards as authorized
14 under section 54101 of title 46, United States Code, as
15 amended by Public Law 113–281, \$20,000,000, to remain
16 available until expended.

17 SHIP DISPOSAL

18 For necessary expenses related to the disposal of ob-
19 solete vessels in the National Defense Reserve Fleet of the
20 Maritime Administration, \$5,000,000, to remain available
21 until expended.

4 For administrative expenses to carry out the guaran-
5 teed loan program, \$3,000,000, which shall be transferred
6 to and merged with the appropriations for “Operations
7 and Training”, Maritime Administration.

8 PORT INFRASTRUCTURE DEVELOPMENT PROGRAM

9 To make grants to improve port facilities as author-
10 ized under section 50302 of title 46, United States Code,
11 \$91,600,000 to remain available until expended: *Provided*,
12 That projects eligible for funding provided under this
13 heading shall be projects for coastal seaports and inland
14 waterways ports: *Provided further*, That the Maritime Ad-
15 ministration shall distribute funds provided under this
16 heading as discretionary grants to port authorities or com-
17 missions or their subdivisions and agents under existing
18 authority, as well as to a State or political subdivision of
19 a State or local government, a tribal government, a public
20 agency or publicly chartered authority established by one
21 or more States, a special purpose district with a transpor-
22 tation function, a multistate or multijurisdictional group
23 of entities, or a lead entity described above jointly with
24 a private entity or group of private entities: *Provided fur-*
25 *ther*, That projects eligible for funding provided under this

1 heading shall be either within the boundary of a port, or
 2 outside the boundary of a port, and directly related to port
 3 operations or to an intermodal connection to a port that
 4 will improve the safety, efficiency, or reliability of the
 5 movement of goods into, out of, around, or within a port,
 6 as well as the unloading and loading of cargo at a port:
 7 *Provided further*, That the Federal share of the costs for
 8 which an expenditure is made under this heading shall be
 9 up to 80 percent: *Provided further*, That for grants award-
 10 ed under this heading, the minimum grant size shall be
 11 \$1,000,000: *Provided further*, That for projects located in
 12 rural areas, the Secretary may increase the Federal share
 13 of costs above 80 percent: *Provided further*, That not to
 14 exceed 2 percent of the funds appropriated under this
 15 heading shall be available for necessary costs of grant ad-
 16 ministration.

17 ADMINISTRATIVE PROVISIONS—MARITIME

18 ADMINISTRATION

19 SEC. 170. Notwithstanding any other provision of
 20 this Act, in addition to any existing authority, the Mari-
 21 time Administration is authorized to furnish utilities and
 22 services and make necessary repairs in connection with
 23 any lease, contract, or occupancy involving Government
 24 property under control of the Maritime Administration:
 25 *Provided*, That payments received therefor shall be cred-

1 ited to the appropriation charged with the cost thereof and
 2 shall remain available until expended: *Provided further*,
 3 That rental payments under any such lease, contract, or
 4 occupancy for items other than such utilities, services, or
 5 repairs shall be covered into the Treasury as miscellaneous
 6 receipts.

7 PIPELINE AND HAZARDOUS MATERIALS SAFETY

8 ADMINISTRATION

9 OPERATIONAL EXPENSES

10 For necessary operational expenses of the Pipeline
 11 and Hazardous Materials Safety Administration,
 12 \$24,215,000, of which \$2,000,000 shall remain available
 13 until September 30, 2022.

14 HAZARDOUS MATERIALS SAFETY

15 For expenses necessary to discharge the hazardous
 16 materials safety functions of the Pipeline and Hazardous
 17 Materials Safety Administration, \$60,000,000, of which
 18 \$7,600,000 shall remain available until September 30,
 19 2022: *Provided*, That up to \$800,000 in fees collected
 20 under 49 U.S.C. 5108(g) shall be deposited in the general
 21 fund of the Treasury as offsetting receipts: *Provided fur-*
 22 *ther*, That there may be credited to this appropriation, to
 23 be available until expended, funds received from States,
 24 counties, municipalities, other public authorities, and pri-
 25 vate sources for expenses incurred for training, for reports

1 publication and dissemination, and for travel expenses in-
 2 curred in performance of hazardous materials exemptions
 3 and approvals functions.

4 PIPELINE SAFETY

5 (PIPELINE SAFETY FUND)

6 (OIL SPILL LIABILITY TRUST FUND)

7 For expenses necessary to carry out a pipeline safety
 8 program, as authorized by 49 U.S.C. 60107, and to dis-
 9 charge the pipeline program responsibilities of the Oil Pol-
 10 lution Act of 1990, \$165,000,000, to remain available
 11 until September 30, 2022, of which \$23,000,000 shall be
 12 derived from the Oil Spill Liability Trust Fund; of which
 13 \$134,000,000 shall be derived from the Pipeline Safety
 14 Fund; and of which \$8,000,000 shall be derived from fees
 15 collected under 49 U.S.C. 60302 and deposited in the Un-
 16 derground Natural Gas Storage Facility Safety Account
 17 for the purpose of carrying out 49 U.S.C. 60141: *Pro-*
 18 *vided*, That not less than \$1,058,000 of the funds pro-
 19 vided under this heading shall be for the One-Call State
 20 grant program.

21 EMERGENCY PREPAREDNESS GRANTS

22 (EMERGENCY PREPAREDNESS FUND)

23 For expenses necessary to carry out the Emergency
 24 Preparedness Grants program, not more than
 25 \$28,318,000 shall remain available until September 30,

1 2022, from amounts made available by 49 U.S.C. 5116(h),
 2 and 5128(b) and (c): *Provided*, That notwithstanding 49
 3 U.S.C. 5116(h)(4), not more than 4 percent of the
 4 amounts made available from this account shall be avail-
 5 able to pay administrative costs: *Provided further*, That
 6 notwithstanding 49 U.S.C. 5128(b) and (c) and the cur-
 7 rent year obligation limitation, prior year recoveries recog-
 8 nized in the current year shall be available to develop a
 9 hazardous materials response training curriculum for
 10 emergency responders, including response activities for the
 11 transportation of crude oil, ethanol and other flammable
 12 liquids by rail, consistent with National Fire Protection
 13 Association standards, and to make such training avail-
 14 able through an electronic format: *Provided further*, That
 15 the prior year recoveries made available under this head-
 16 ing shall also be available to carry out 49 U.S.C.
 17 5116(a)(1)(C) and 5116(i).

18 OFFICE OF INSPECTOR GENERAL

19 SALARIES AND EXPENSES

20 For necessary expenses of the Office of Inspector
 21 General to carry out the provisions of the Inspector Gen-
 22 eral Act of 1978, as amended, \$92,600,000: *Provided*,
 23 That the Inspector General shall have all necessary au-
 24 thority, in carrying out the duties specified in the Inspec-
 25 tor General Act, as amended (5 U.S.C. App. 3), to inves-

1 tigate allegations of fraud, including false statements to
2 the government (18 U.S.C. 1001), by any person or entity
3 that is subject to regulation by the Department of Trans-
4 portation.

5 GENERAL PROVISIONS—DEPARTMENT OF
6 TRANSPORTATION

7 SEC. 180. (a) During the current fiscal year, applica-
8 ble appropriations to the Department of Transportation
9 shall be available for maintenance and operation of air-
10 craft; hire of passenger motor vehicles and aircraft; pur-
11 chase of liability insurance for motor vehicles operating
12 in foreign countries on official department business; and
13 uniforms or allowances therefor, as authorized by law (5
14 U.S.C. 5901–5902).

15 (b) During the current fiscal year, applicable appro-
16 priations to the Department and its operating administra-
17 tions shall be available for the purchase, maintenance, op-
18 eration, and deployment of unmanned aircraft systems
19 that advance the Department’s, or its operating adminis-
20 trations’, missions.

21 (c) Any unmanned aircraft system purchased or pro-
22 cured by the Department prior to the enactment of this
23 Act shall be deemed authorized.

24 SEC. 181. Appropriations contained in this Act for
25 the Department of Transportation shall be available for

1 services as authorized by 5 U.S.C. 3109, but at rates for
2 individuals not to exceed the per diem rate equivalent to
3 the rate for an Executive Level IV.

4 SEC. 182. (a) No recipient of funds made available
5 in this Act shall disseminate personal information (as de-
6 fined in 18 U.S.C. 2725(3)) obtained by a State depart-
7 ment of motor vehicles in connection with a motor vehicle
8 record as defined in 18 U.S.C. 2725(1), except as provided
9 in 18 U.S.C. 2721 for a use permitted under 18 U.S.C.
10 2721.

11 (b) Notwithstanding subsection (a), the Secretary
12 shall not withhold funds provided in this Act for any
13 grantee if a State is in noncompliance with this provision.

14 SEC. 183. None of the funds in this Act shall be avail-
15 able for salaries and expenses of more than 125 political
16 and Presidential appointees in the Department of Trans-
17 portation: *Provided*, That none of the personnel covered
18 by this provision may be assigned on temporary detail out-
19 side the Department of Transportation.

20 SEC. 184. Funds received by the Federal Highway
21 Administration and Federal Railroad Administration from
22 States, counties, municipalities, other public authorities,
23 and private sources for expenses incurred for training may
24 be credited respectively to the Federal Highway Adminis-
25 tration's "Federal-Aid Highways" account and to the Fed-

1 eral Railroad Administration’s “Safety and Operations”
2 account, except for State rail safety inspectors partici-
3 pating in training pursuant to 49 U.S.C. 20105.

4 SEC. 185. (a) None of the funds provided in this Act
5 to the Department of Transportation may be used to make
6 a loan, loan guarantee, line of credit, or discretionary
7 grant unless the Secretary of Transportation notifies the
8 House and Senate Committees on Appropriations not less
9 than 3 full business days before any project competitively
10 selected to receive any discretionary grant award, letter
11 of intent, loan commitment, loan guarantee commitment,
12 line of credit commitment, or full funding grant agreement
13 is announced by the Department or its modal administra-
14 tions: *Provided*, That the Secretary gives concurrent noti-
15 fication to the House and Senate Committees on Appro-
16 priations for any “quick release” of funds from the emer-
17 gency relief program: *Provided further*, That no notifica-
18 tion shall involve funds that are not available for obliga-
19 tion.

20 (b) In addition to the notification required in sub-
21 section (a), none of the funds made available in this Act
22 to the Department of Transportation may be used to make
23 a loan, loan guarantee, line of credit, cooperative agree-
24 ment or discretionary grant unless the Secretary of Trans-
25 portation provides the House and Senate Committees on

1 Appropriations a comprehensive list of all such loans, loan
 2 guarantees, lines of credit, cooperative agreement or dis-
 3 cretionary grants that will be announced not less the 3
 4 full business days before such announcement: *Provided*,
 5 That the requirement to provide a list in this subsection
 6 does not apply to any “quick release” of funds from the
 7 emergency relief program: *Provided further*, That no list
 8 shall involve funds that are not available for obligation.

9 SEC. 186. Rebates, refunds, incentive payments,
 10 minor fees and other funds received by the Department
 11 of Transportation from travel management centers,
 12 charge card programs, the subleasing of building space,
 13 and miscellaneous sources are to be credited to appropria-
 14 tions of the Department of Transportation and allocated
 15 to elements of the Department of Transportation using
 16 fair and equitable criteria and such funds shall be avail-
 17 able until expended.

18 SEC. 187. Amounts made available in this or any
 19 prior Act that the Secretary determines represent im-
 20 proper payments by the Department of Transportation to
 21 a third-party contractor under a financial assistance
 22 award, which are recovered pursuant to law, shall be avail-
 23 able—

24 (1) to reimburse the actual expenses incurred
 25 by the Department of Transportation in recovering

1 improper payments: *Provided*, That amounts made
2 available in this Act shall be available until ex-
3 pended; and

4 (2) to pay contractors for services provided in
5 recovering improper payments or contractor support
6 in the implementation of the Improper Payments In-
7 formation Act of 2002, as amended by the Improper
8 Payments Elimination and Recovery Act of 2010
9 and Improper Payments Elimination and Recovery
10 Improvement Act of 2012, and Fraud Reduction and
11 Data Analytics Act of 2015: *Provided*, That amounts
12 in excess of that required for paragraphs (1) and
13 (2)—

14 (A) shall be credited to and merged with
15 the appropriation from which the improper pay-
16 ments were made, and shall be available for the
17 purposes and period for which such appropria-
18 tions are available: *Provided further*, That
19 where specific project or accounting information
20 associated with the improper payment or pay-
21 ments is not readily available, the Secretary
22 may credit an appropriate account, which shall
23 be available for the purposes and period associ-
24 ated with the account so credited; or

1 (B) if no such appropriation remains avail-
2 able, shall be deposited in the Treasury as mis-
3 cellaneous receipts: *Provided further*, That prior
4 to depositing such recovery in the Treasury, the
5 Secretary shall notify the House and Senate
6 Committees on Appropriations of the amount
7 and reasons for such transfer: *Provided further*,
8 That for purposes of this section, the term “im-
9 proper payments” has the same meaning as
10 that provided in section 2(e)(2) of Public Law
11 111–204.

12 SEC. 188. Notwithstanding any other provision of
13 law, if any funds provided in or limited by this Act are
14 subject to a reprogramming action that requires notice to
15 be provided to the House and Senate Committees on Ap-
16 propriations, transmission of said reprogramming notice
17 shall be provided solely to the House and Senate Commit-
18 tees on Appropriations, and said reprogramming action
19 shall be approved or denied solely by the House and Sen-
20 ate Committees on Appropriations: *Provided*, That the
21 Secretary of Transportation may provide notice to other
22 congressional committees of the action of the House and
23 Senate Committees on Appropriations on such reprogram-
24 ming but not sooner than 30 days following the date on
25 which the reprogramming action has been approved or de-

1 nied by the House and Senate Committees on Appropria-
2 tions.

3 SEC. 189. Funds appropriated in this Act to the
4 modal administrations may be obligated for the Office of
5 the Secretary for the costs related to assessments or reim-
6 bursable agreements only when such amounts are for the
7 costs of goods and services that are purchased to provide
8 a direct benefit to the applicable modal administration or
9 administrations.

10 SEC. 190. The Secretary of Transportation is author-
11 ized to carry out a program that establishes uniform
12 standards for developing and supporting agency transit
13 pass and transit benefits authorized under section 7905
14 of title 5, United States Code, including distribution of
15 transit benefits by various paper and electronic media.

16 SEC. 191. The Department of Transportation may
17 use funds provided by this Act, or any other Act, to assist
18 a contract under title 49 U.S.C. or title 23 U.S.C. utilizing
19 geographic, economic, or any other hiring preference not
20 otherwise authorized by law, or to amend a rule, regula-
21 tion, policy or other measure that forbids a recipient of
22 a Federal Highway Administration or Federal Transit Ad-
23 ministration grant from imposing such hiring preference
24 on a contract or construction project with which the De-

1 partment of Transportation is assisting, only if the grant
2 recipient certifies the following:

3 (1) that except with respect to apprentices or
4 trainees, a pool of readily available but unemployed
5 individuals possessing the knowledge, skill, and abil-
6 ity to perform the work that the contract requires
7 resides in the jurisdiction;

8 (2) that the grant recipient will include appro-
9 priate provisions in its bid document ensuring that
10 the contractor does not displace any of its existing
11 employees in order to satisfy such hiring preference;
12 and

13 (3) that any increase in the cost of labor, train-
14 ing, or delays resulting from the use of such hiring
15 preference does not delay or displace any transpor-
16 tation project in the applicable Statewide Transpor-
17 tation Improvement Program or Transportation Im-
18 provement Program.

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

1 TITLE II
2 DEPARTMENT OF HOUSING AND URBAN
3 DEVELOPMENT
4 MANAGEMENT AND ADMINISTRATION
5 EXECUTIVE OFFICES

6 For necessary salaries and expenses for Executive Of-
7 fices, which shall be comprised of the offices of the Sec-
8 retary, Deputy Secretary, Adjudicatory Services, Congres-
9 sional and Intergovernmental Relations, Public Affairs,
10 Small and Disadvantaged Business Utilization, and the
11 Center for Faith-Based and Neighborhood Partnerships,
12 \$14,217,000, to remain available until September 30,
13 2021: *Provided*, That not to exceed \$25,000 of the amount
14 made available under this heading shall be available to the
15 Secretary for official reception and representation ex-
16 penses as the Secretary may determine.

17 ADMINISTRATIVE SUPPORT OFFICES

18 For necessary salaries and expenses for Administra-
19 tive Support Offices, \$563,378,000, to remain available
20 until September 30, 2021: *Provided*, That of the sums ap-
21 propriated under this heading—

22 (1) \$73,562,000 shall be available for the Office
23 of the Chief Financial Officer;

24 (2) \$103,916,000 shall be available for the Of-
25 fice of the General Counsel, of which not less than

1 \$20,000,000 shall be for the Departmental Enforce-
2 ment Center;

3 (3) \$206,849,000 shall be available for the Of-
4 fice of Administration;

5 (4) \$39,827,000 shall be available for the Office
6 of the Chief Human Capital Officer;

7 (5) \$57,861,000 shall be available for the Office
8 of Field Policy and Management;

9 (6) \$19,445,000 shall be available for the Office
10 of the Chief Procurement Officer;

11 (7) \$4,242,000 shall be available for the Office
12 of Departmental Equal Employment Opportunity;
13 and

14 (8) \$57,676,000 shall be available for the Office
15 of the Chief Information Officer:

16 *Provided further*, That funds provided under this heading
17 may be used for necessary administrative and non-admin-
18 istrative expenses of the Department of Housing and
19 Urban Development, not otherwise provided for, including
20 purchase of uniforms, or allowances therefor, as author-
21 ized by 5 U.S.C. 5901–5902; hire of passenger motor vehi-
22 cles; and services as authorized by 5 U.S.C. 3109: *Pro-*
23 *vided further*, That notwithstanding any other provision
24 of law, funds appropriated under this heading may be used
25 for advertising and promotional activities that directly

1 support program activities funded in this title: *Provided*
2 *further*, That the Secretary shall provide the House and
3 Senate Committees on Appropriations quarterly written
4 notification regarding the status of pending congressional
5 reports: *Provided further*, That the Secretary shall provide
6 in electronic form all signed reports required by Congress:
7 *Provided further*, That none of the funds made available
8 under this heading for the Office of the Chief Financial
9 Officer for the financial transformation initiative shall be
10 available for obligation until after the Secretary has pub-
11 lished all mitigation allocations made available under the
12 heading “Department of Housing and Urban Develop-
13 ment—Community Planning and Development—Commu-
14 nity Development Fund” in Public Law 115–123 and the
15 necessary administrative requirements pursuant to section
16 1102 of Public Law 116–20: *Provided further*, That only
17 after the terms and conditions of the previous proviso have
18 been met, not more than 10 percent of the funds made
19 available under this heading for the Office of the Chief
20 Financial Officer for the financial transformation initia-
21 tive may be obligated until the Secretary submits to the
22 House and Senate Committees on Appropriations, for ap-
23 proval, a plan for expenditure that includes the financial
24 and internal control capabilities to be delivered and the
25 mission benefits to be realized, key milestones to be met,

1 and the relationship between the proposed use of funds
 2 made available under this heading and the projected total
 3 cost and scope of the initiative.

4 PROGRAM OFFICES

5 For necessary salaries and expenses for Program Of-
 6 fices, \$844,000,000, to remain available until September
 7 30, 2021: *Provided*, That of the sums appropriated under
 8 this heading—

9 (1) \$225,000,000 shall be available for the Of-
 10 fice of Public and Indian Housing;

11 (2) \$123,000,000 shall be available for the Of-
 12 fice of Community Planning and Development;

13 (3) \$387,000,000 shall be available for the Of-
 14 fice of Housing, of which not less than \$13,200,000
 15 shall be for the Office of Recapitalization;

16 (4) \$28,000,000 shall be available for the Office
 17 of Policy Development and Research;

18 (5) \$72,000,000 shall be available for the Office
 19 of Fair Housing and Equal Opportunity; and

20 (6) \$9,000,000 shall be available for the Office
 21 of Lead Hazard Control and Healthy Homes.

22 WORKING CAPITAL FUND

23 (INCLUDING TRANSFER OF FUNDS)

24 For the working capital fund for the Department of
 25 Housing and Urban Development (referred to in this para-

1 graph as the “Fund”), pursuant, in part, to section 7(f)
 2 of the Department of Housing and Urban Development
 3 Act (42 U.S.C. 3535(f)), amounts transferred, including
 4 reimbursements pursuant to section 7(f), to the Fund
 5 under this heading shall be available only for Federal
 6 shared services used by offices and agencies of the Depart-
 7 ment, and for any such portion of any office or agency’s
 8 printing, records management, space renovation, fur-
 9 niture, or supply services the Secretary has determined
 10 shall be provided through the Fund: *Provided*, That
 11 amounts within the Fund shall not be available to provide
 12 services not specifically authorized under this heading:
 13 *Provided further*, That the Fund shall be reimbursed from
 14 available funds of agencies and offices in the Department
 15 for which such services are performed at rates which will
 16 return in full all expenses of such services, but shall not
 17 be reimbursed for, and amounts within the Fund shall not
 18 be available for, the operational expenses of the Fund (in-
 19 cluding staffing, contracts, systems, and software): *Pro-*
 20 *vided further*, That upon a determination by the Secretary
 21 that any other service (or portion thereof) authorized
 22 under this heading shall be provided through the Fund,
 23 amounts made available in this title for salaries and ex-
 24 penses under the headings “Executive Offices”, “Adminis-
 25 trative Support Offices”, “Program Offices”, and “Gov-

1 ernment National Mortgage Association”, for such serv-
 2 ices shall be transferred to the Fund, to remain available
 3 until expended: *Provided further*, That the Secretary shall
 4 notify the House and Senate Committees on Appropria-
 5 tions of its plans for executing such transfers at least fif-
 6 teen (15) days in advance of such transfers: *Provided fur-*
 7 *ther*, That the Secretary may transfer not to exceed an
 8 additional \$5,000,000, in aggregate, from all such appro-
 9 priations, to be merged with the Fund and to remain avail-
 10 able until expended for any purpose under this heading.

11 PUBLIC AND INDIAN HOUSING

12 TENANT-BASED RENTAL ASSISTANCE

13 For activities and assistance for the provision of ten-
 14 ant-based rental assistance authorized under the United
 15 States Housing Act of 1937, as amended (42 U.S.C. 1437
 16 et seq.) (“the Act” herein), not otherwise provided for,
 17 \$19,833,000,000, to remain available until expended, shall
 18 be available on October 1, 2019 (in addition to the
 19 \$4,000,000,000 previously appropriated under this head-
 20 ing that shall be available on October 1, 2019), and
 21 \$4,000,000,000, to remain available until expended, shall
 22 be available on October 1, 2020: *Provided*, That the
 23 amounts made available under this heading are provided
 24 as follows:

1 (1) \$21,502,000,000 shall be available for re-
2 newals of expiring section 8 tenant-based annual
3 contributions contracts (including renewals of en-
4 hanced vouchers under any provision of law author-
5 izing such assistance under section 8(t) of the Act)
6 and including renewal of other special purpose incre-
7 mental vouchers: *Provided*, That notwithstanding
8 any other provision of law, from amounts provided
9 under this paragraph and any carryover, the Sec-
10 retary for the calendar year 2020 funding cycle shall
11 provide renewal funding for each public housing
12 agency based on validated voucher management sys-
13 tem (VMS) leasing and cost data for the prior cal-
14 endar year and by applying an inflation factor as es-
15 tablished by the Secretary, by notice published in
16 the Federal Register, and by making any necessary
17 adjustments for the costs associated with the first-
18 time renewal of vouchers under this paragraph in-
19 cluding tenant protection and Choice Neighborhoods
20 vouchers: *Provided further*, That none of the funds
21 provided under this paragraph may be used to fund
22 a total number of unit months under lease which ex-
23 ceeds a public housing agency's authorized level of
24 units under contract, except for public housing agen-
25 cies participating in the MTW demonstration, which

1 are instead governed by the terms and conditions of
2 their MTW agreements: *Provided further*, That the
3 Secretary shall, to the extent necessary to stay with-
4 in the amount specified under this paragraph (ex-
5 cept as otherwise modified under this paragraph),
6 prorate each public housing agency's allocation oth-
7 erwise established pursuant to this paragraph: *Pro-*
8 *vided further*, That except as provided in the fol-
9 lowing provisos, the entire amount specified under
10 this paragraph (except as otherwise modified under
11 this paragraph) shall be obligated to the public hous-
12 ing agencies based on the allocation and pro rata
13 method described above, and the Secretary shall no-
14 tify public housing agencies of their annual budget
15 by the latter of 60 days after enactment of this Act
16 or March 1, 2020: *Provided further*, That the Sec-
17 retary may extend the notification period with the
18 prior written approval of the House and Senate
19 Committees on Appropriations: *Provided further*,
20 That public housing agencies participating in the
21 MTW demonstration shall be funded pursuant to
22 their MTW agreements and shall be subject to the
23 same pro rata adjustments under the previous pro-
24 visos: *Provided further*, That the Secretary may off-
25 set public housing agencies' calendar year 2020 allo-

1 cations based on the excess amounts of public hous-
2 ing agencies' net restricted assets accounts, includ-
3 ing HUD-held programmatic reserves (in accordance
4 with VMS data in calendar year 2019 that is
5 verifiable and complete), as determined by the Sec-
6 retary: *Provided further*, That public housing agen-
7 cies participating in the MTW demonstration shall
8 also be subject to the offset, as determined by the
9 Secretary, excluding amounts subject to the single
10 fund budget authority provisions of their MTW
11 agreements, from the agencies' calendar year 2020
12 MTW funding allocation: *Provided further*, That the
13 Secretary shall use any offset referred to in the pre-
14 vious two provisos throughout the calendar year to
15 prevent the termination of rental assistance for fam-
16 ilies as the result of insufficient funding, as deter-
17 mined by the Secretary, and to avoid or reduce the
18 proration of renewal funding allocations: *Provided*
19 *further*, That up to \$100,000,000 shall be available
20 only: (1) for adjustments in the allocations for public
21 housing agencies, after application for an adjust-
22 ment by a public housing agency that experienced a
23 significant increase, as determined by the Secretary,
24 in renewal costs of vouchers resulting from unfore-
25 seen circumstances or from portability under section

1 8(r) of the Act; (2) for vouchers that were not in use
 2 during the previous 12-month period in order to be
 3 available to meet a commitment pursuant to section
 4 8(o)(13) of the Act; (3) for adjustments for costs as-
 5 sociated with HUD–Veterans Affairs Supportive
 6 Housing (HUD–VASH) vouchers; and (4) for public
 7 housing agencies that despite taking reasonable cost
 8 savings measures, as determined by the Secretary,
 9 would otherwise be required to terminate rental as-
 10 sistance for families as a result of insufficient fund-
 11 ing: *Provided further*, That the Secretary shall allo-
 12 cate amounts under the previous proviso based on
 13 need, as determined by the Secretary;

14 (2) \$75,000,000 shall be for section 8 rental as-
 15 sistance for relocation and replacement of housing
 16 units that are demolished or disposed of pursuant to
 17 section 18 of the Act, conversion of section 23
 18 projects to assistance under section 8, relocation of
 19 witnesses in connection with efforts to combat crime
 20 in public and assisted housing pursuant to a request
 21 from a law enforcement or prosecution agency, en-
 22 hanced vouchers under any provision of law author-
 23 izing such assistance under section 8(t) of the Act,
 24 Choice Neighborhood vouchers, mandatory and vol-
 25 untary conversions, and tenant protection assistance

1 including replacement and relocation assistance or
2 for project-based assistance to prevent the displace-
3 ment of unassisted elderly tenants currently residing
4 in section 202 properties financed between 1959 and
5 1974 that are refinanced pursuant to Public Law
6 106–569, as amended, or under the authority as
7 provided under this Act: *Provided*, That when a pub-
8 lic housing development is submitted for demolition
9 or disposition under section 18 of the Act, the Sec-
10 retary may provide section 8 rental assistance when
11 the units pose an imminent health and safety risk to
12 residents: *Provided further*, That the Secretary may
13 only provide replacement vouchers for units that
14 were occupied within the previous 24 months that
15 cease to be available as assisted housing, subject
16 only to the availability of funds: *Provided further*,
17 That of the amounts made available under this para-
18 graph, up to \$3,000,000 may be available to provide
19 tenant protection assistance, not otherwise provided
20 under this paragraph, to residents residing in low
21 vacancy areas and who may have to pay rents great-
22 er than 30 percent of household income, as the re-
23 sult of: (A) the maturity of a HUD-insured, HUD-
24 held or section 202 loan that requires the permission
25 of the Secretary prior to loan prepayment; (B) the

1 expiration of a rental assistance contract for which
2 the tenants are not eligible for enhanced voucher or
3 tenant protection assistance under existing law; or
4 (C) the expiration of affordability restrictions accom-
5 panying a mortgage or preservation program admin-
6 istered by the Secretary: *Provided further*, That such
7 tenant protection assistance made available under
8 the previous proviso may be provided under the au-
9 thority of section 8(t) or section 8(o)(13) of the
10 United States Housing Act of 1937 (42 U.S.C.
11 1437f(t)): *Provided further*, That the Secretary shall
12 issue guidance to implement the previous provisos,
13 including, but not limited to, requirements for defin-
14 ing eligible at-risk households within 60 days of the
15 enactment of this Act: *Provided further*, That any
16 tenant protection voucher made available from
17 amounts under this paragraph shall not be reissued
18 by any public housing agency, except the replace-
19 ment vouchers as defined by the Secretary by notice,
20 when the initial family that received any such vouch-
21 er no longer receives such voucher, and the authority
22 for any public housing agency to issue any such
23 voucher shall cease to exist: *Provided further*, That
24 the Secretary may provide section 8 rental assist-
25 ance from amounts made available under this para-

1 graph for units assisted under a project-based sub-
2 sidy contract funded under the “Project-Based
3 Rental Assistance” heading under this title where
4 the owner has received a Notice of Default and the
5 units pose an imminent health and safety risk to
6 residents: *Provided further*, That to the extent that
7 the Secretary determines that such units are not
8 feasible for continued rental assistance payments or
9 transfer of the subsidy contract associated with such
10 units to another project or projects and owner or
11 owners, any remaining amounts associated with such
12 units under such contract shall be recaptured and
13 used to reimburse amounts used under this para-
14 graph for rental assistance under the preceding pro-
15 viso;

16 (3) \$1,977,000,000 shall be for administrative
17 and other expenses of public housing agencies in ad-
18 ministering the section 8 tenant-based rental assist-
19 ance program, of which up to \$20,000,000 shall be
20 available to the Secretary to allocate to public hous-
21 ing agencies that need additional funds to admin-
22 ister their section 8 programs, including fees associ-
23 ated with section 8 tenant protection rental assist-
24 ance, the administration of disaster related vouchers,
25 HUD–VASH vouchers, and other special purpose in-

1 cremental vouchers: *Provided*, That no less than
2 \$1,957,000,000 of the amount provided in this para-
3 graph shall be allocated to public housing agencies
4 for the calendar year 2020 funding cycle based on
5 section 8(q) of the Act (and related Appropriation
6 Act provisions) as in effect immediately before the
7 enactment of the Quality Housing and Work Re-
8 sponsibility Act of 1998 (Public Law 105–276): *Pro-*
9 *vided further*, That if the amounts made available
10 under this paragraph are insufficient to pay the
11 amounts determined under the previous proviso, the
12 Secretary may decrease the amounts allocated to
13 agencies by a uniform percentage applicable to all
14 agencies receiving funding under this paragraph or
15 may, to the extent necessary to provide full payment
16 of amounts determined under the previous proviso,
17 utilize unobligated balances, including recaptures
18 and carryovers, remaining from funds appropriated
19 to the Department of Housing and Urban Develop-
20 ment under this heading from prior fiscal years, ex-
21 cluding special purpose vouchers, notwithstanding
22 the purposes for which such amounts were appro-
23 priated: *Provided further*, That all public housing
24 agencies participating in the MTW demonstration
25 shall be funded pursuant to their MTW agreements,

1 and shall be subject to the same uniform percentage
2 decrease as under the previous proviso: *Provided fur-*
3 *ther*, That amounts provided under this paragraph
4 shall be only for activities related to the provision of
5 tenant-based rental assistance authorized under sec-
6 tion 8, including related development activities;

7 (4) \$218,000,000 for the renewal of tenant-
8 based assistance contracts under section 811 of the
9 Cranston-Gonzalez National Affordable Housing Act
10 (42 U.S.C. 8013), including necessary administra-
11 tive expenses: *Provided*, That administrative and
12 other expenses of public housing agencies in admin-
13 istering the special purpose vouchers in this para-
14 graph shall be funded under the same terms and be
15 subject to the same pro rata reduction as the per-
16 cent decrease for administrative and other expenses
17 to public housing agencies under paragraph (3) of
18 this heading: *Provided further*, That upon turnover,
19 section 811 special purpose vouchers funded under
20 this heading in this or prior Acts, or under any
21 other heading in prior Acts, shall be provided to
22 non-elderly persons with disabilities;

23 (5) \$1,000,000 shall be for rental assistance
24 and associated administrative fees for Tribal HUD-
25 VASH to serve Native American veterans that are

1 homeless or at-risk of homelessness living on or near
2 a reservation or other Indian areas: *Provided*, That
3 such amount shall be made available for renewal
4 grants to recipients that received assistance under
5 prior Acts under the Tribal HUD–VASH program:
6 *Provided further*, That the Secretary shall be author-
7 ized to specify criteria for renewal grants, including
8 data on the utilization of assistance reported by
9 grant recipients: *Provided further*, That such assist-
10 ance shall be administered in accordance with pro-
11 gram requirements under the Native American
12 Housing Assistance and Self-Determination Act of
13 1996 and modeled after the HUD–VASH program:
14 *Provided further*, That the Secretary shall be author-
15 ized to waive, or specify alternative requirements for
16 any provision of any statute or regulation that the
17 Secretary administers in connection with the use of
18 funds made available under this paragraph (except
19 for requirements related to fair housing, non-
20 discrimination, labor standards, and the environ-
21 ment), upon a finding by the Secretary that any
22 such waivers or alternative requirements are nec-
23 essary for the effective delivery and administration
24 of such assistance: *Provided further*, That grant re-
25 cipients shall report to the Secretary on utilization

1 of such rental assistance and other program data, as
2 prescribed by the Secretary: *Provided further*, That
3 the Secretary may reallocate, as determined by the
4 Secretary, amounts returned or recaptured from
5 awards under prior Acts;

6 (6) \$40,000,000 for incremental rental voucher
7 assistance for use through a supported housing pro-
8 gram administered in conjunction with the Depart-
9 ment of Veterans Affairs as authorized under section
10 8(o)(19) of the United States Housing Act of 1937:
11 *Provided*, That the Secretary of Housing and Urban
12 Development shall make such funding available, not-
13 withstanding section 203 (competition provision) of
14 this title, to public housing agencies that partner
15 with eligible VA Medical Centers or other entities as
16 designated by the Secretary of the Department of
17 Veterans Affairs, based on geographical need for
18 such assistance as identified by the Secretary of the
19 Department of Veterans Affairs, public housing
20 agency administrative performance, and other fac-
21 tors as specified by the Secretary of Housing and
22 Urban Development in consultation with the Sec-
23 retary of the Department of Veterans Affairs: *Pro-*
24 *vided further*, That the Secretary of Housing and
25 Urban Development may waive, or specify alter-

1 native requirements for (in consultation with the
2 Secretary of the Department of Veterans Affairs),
3 any provision of any statute or regulation that the
4 Secretary of Housing and Urban Development ad-
5 ministers in connection with the use of funds made
6 available under this paragraph (except for require-
7 ments related to fair housing, nondiscrimination,
8 labor standards, and the environment), upon a find-
9 ing by the Secretary that any such waivers or alter-
10 native requirements are necessary for the effective
11 delivery and administration of such voucher assist-
12 ance: *Provided further*, That assistance made avail-
13 able under this paragraph shall continue to remain
14 available for homeless veterans upon turn-over;

15 (7) \$20,000,000 shall be made available for the
16 family unification program as authorized under sec-
17 tion 8(x) of the Act for new incremental voucher as-
18 sistance to assist eligible youth as defined by such
19 section 8(x)(2)(B): *Provided*, That assistance made
20 available under this paragraph shall continue to re-
21 main available for such eligible youth upon turnover:
22 *Provided further*, That of the total amount made
23 available under this paragraph, up to \$10,000,000
24 shall be available on a noncompetitive basis to public
25 housing agencies that partner with public child wel-

1 fare agencies to identify such eligible youth, that re-
2 quest such assistance to timely assist such eligible
3 youth, and that meet any other criteria as specified
4 by the Secretary: *Provided further*, That the Sec-
5 retary shall review utilization of the assistance made
6 available under the previous proviso, at an interval
7 to be determined by the Secretary, and unutilized
8 voucher assistance that is no longer needed shall be
9 recaptured by the Secretary and reallocated pursu-
10 ant to the previous proviso: *Provided further*, That
11 for any public housing agency administering voucher
12 assistance appropriated in a prior Act under the
13 family unification program, or made available and
14 competitively selected under this paragraph for eligi-
15 ble youth, that determines that it no longer has an
16 identified need for such assistance upon turnover,
17 such agency shall notify the Secretary, and the Sec-
18 retary shall recapture such assistance from the agen-
19 cy and reallocate it to any other public housing
20 agency or agencies based on need for voucher assist-
21 ance in connection with such specified program or
22 eligible youth, as applicable; and
23 (8) the Secretary shall separately track all spe-
24 cial purpose vouchers funded under this heading.

1 HOUSING CERTIFICATE FUND

2 (INCLUDING RESCISSIONS)

3 Unobligated balances, including recaptures and car-
 4 ryover, remaining from funds appropriated to the Depart-
 5 ment of Housing and Urban Development under this
 6 heading, the heading “Annual Contributions for Assisted
 7 Housing” and the heading “Project-Based Rental Assist-
 8 ance”, for fiscal year 2020 and prior years may be used
 9 for renewal of or amendments to section 8 project-based
 10 contracts and for performance-based contract administra-
 11 tors, notwithstanding the purposes for which such funds
 12 were appropriated: *Provided*, That any obligated balances
 13 of contract authority from fiscal year 1974 and prior that
 14 have been terminated shall be rescinded: *Provided further*,
 15 That amounts heretofore recaptured, or recaptured during
 16 the current fiscal year, from section 8 project-based con-
 17 tracts from source years fiscal year 1975 through fiscal
 18 year 1987 are hereby rescinded, and an amount of addi-
 19 tional new budget authority, equivalent to the amount re-
 20 scinded is hereby appropriated, to remain available until
 21 expended, for the purposes set forth under this heading,
 22 in addition to amounts otherwise available.

23 PUBLIC HOUSING CAPITAL FUND

24 For the Public Housing Capital Fund Program to
 25 carry out capital and management activities for public

1 housing agencies, as authorized under section 9 of the
2 United States Housing Act of 1937 (42 U.S.C. 1437g)
3 (the “Act”) \$2,855,000,000, to remain available until
4 September 30, 2023: *Provided*, That notwithstanding any
5 other provision of law or regulation, during fiscal year
6 2020, the Secretary of Housing and Urban Development
7 may not delegate to any Department official other than
8 the Deputy Secretary and the Assistant Secretary for
9 Public and Indian Housing any authority under paragraph
10 (2) of section 9(j) regarding the extension of the time peri-
11 ods under such section: *Provided further*, That for pur-
12 poses of such section 9(j), the term “obligate” means, with
13 respect to amounts, that the amounts are subject to a
14 binding agreement that will result in outlays, immediately
15 or in the future: *Provided further*, That of the total
16 amount made available under this heading, up to
17 \$14,000,000 shall be to support ongoing public housing
18 financial and physical assessment activities: *Provided fur-*
19 *ther*, That of the total amount made available under this
20 heading, up to \$1,000,000 shall be to support the costs
21 of administrative and judicial receiverships: *Provided fur-*
22 *ther*, That of the total amount provided under this head-
23 ing, not to exceed \$50,000,000 shall be available for the
24 Secretary to make grants, notwithstanding section 203 of
25 this Act, to public housing agencies for emergency capital

1 needs including safety and security measures necessary to
2 address crime and drug-related activity as well as needs
3 resulting from unforeseen or unpreventable emergencies
4 and natural disasters excluding Presidentially declared
5 emergencies and natural disasters under the Robert T.
6 Stafford Disaster Relief and Emergency Act (42 U.S.C.
7 5121 et seq.) occurring in fiscal year 2020, of which
8 \$20,000,000 shall be available for public housing agencies
9 under administrative and judicial receiverships or under
10 the control of a Federal monitor: *Provided further*, That
11 of the amount made available under the previous proviso,
12 not less than \$10,000,000 shall be for safety and security
13 measures: *Provided further*, That in addition to the
14 amount in the previous proviso for such safety and secu-
15 rity measures, any amounts that remain available, after
16 all applications received on or before September 30, 2021,
17 for emergency capital needs have been processed, shall be
18 allocated to public housing agencies for such safety and
19 security measures: *Provided further*, That for funds pro-
20 vided under this heading, the limitation in section 9(g)(1)
21 of the Act shall be 25 percent: *Provided further*, That the
22 Secretary may waive the limitation in the previous proviso
23 to allow public housing agencies to fund activities author-
24 ized under section 9(e)(1)(C) of the Act: *Provided further*,
25 That the Secretary shall notify public housing agencies re-

1 requesting waivers under the previous proviso if the request
2 is approved or denied within 14 days of submitting the
3 request: *Provided further*, That from the funds made avail-
4 able under this heading, the Secretary shall provide bonus
5 awards in fiscal year 2020 to public housing agencies that
6 are designated high performers: *Provided further*, That the
7 Department shall notify public housing agencies of their
8 formula allocation within 60 days of enactment of this Act:
9 *Provided further*, That of the total amount provided under
10 this heading, \$40,000,000 shall be available for competi-
11 tive grants to public housing agencies to evaluate and re-
12 duce lead-based paint hazards and other housing-related
13 hazards including mold in public housing: *Provided fur-*
14 *ther*, That of the amounts available under the previous
15 proviso, no less than \$25,000,000 shall be for competitive
16 grants to public housing agencies to evaluate and reduce
17 lead-based paint hazards in public housing by carrying out
18 the activities of risk assessments, abatement, and interim
19 controls (as those terms are defined in section 1004 of
20 the Residential Lead-Based Paint Hazard Reduction Act
21 of 1992 (42 U.S.C. 4851b)): *Provided further*, That for
22 purposes of environmental review, a grant under the pre-
23 vious two provisos shall be considered funds for projects
24 or activities under title I of the United States Housing
25 Act of 1937 (42 U.S.C. 1437 et seq.) for purposes of sec-

tion 26 of such Act (42 U.S.C. 1437x) and shall be subject to the regulations implementing such section: *Provided further*, That for funds made available under the previous three provisos, the Secretary shall allow a PHA to apply for up to 20 percent of the funds made available under the first two provisos and prioritize need when awarding grants.

PUBLIC HOUSING OPERATING FUND

For 2020 payments to public housing agencies for the operation and management of public housing, as authorized by section 9(e) of the United States Housing Act of 1937 (42 U.S.C. 1437g(e)), \$4,650,000,000, to remain available until September 30, 2021: *Provided*, That of the total amount available under this heading, \$25,000,000 shall be available to the Secretary to allocate pursuant to a need-based application process notwithstanding section 203 of this title and not subject to the Operating Fund formula at part 990 of title 24, Code of Federal Regulations to public housing agencies that experience financial insolvency, as determined by the Secretary: *Provided further*, That after all such insolvency needs are met, the Secretary may distribute any remaining funds to all public housing agencies on a pro-rata basis pursuant to the Operating Fund formula at part 990 of title 24, Code of Federal Regulations.

CHOICE NEIGHBORHOODS INITIATIVE

For competitive grants under the Choice Neighborhoods Initiative (subject to section 24 of the United States Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise specified under this heading), for transformation, rehabilitation, and replacement housing needs of both public and HUD-assisted housing and to transform neighborhoods of poverty into functioning, sustainable mixed income neighborhoods with appropriate services, schools, public assets, transportation and access to jobs, \$100,000,000, to remain available until September 30, 2022: *Provided*, That grant funds may be used for resident and community services, community development, and affordable housing needs in the community, and for conversion of vacant or foreclosed properties to affordable housing: *Provided further*, That the use of funds made available under this heading shall not be deemed to be public housing notwithstanding section 3(b)(1) of such Act: *Provided further*, That grantees shall commit to an additional period of affordability determined by the Secretary of not fewer than 20 years: *Provided further*, That grantees shall provide a match in State, local, other Federal or private funds: *Provided further*, That grantees may include local governments, tribal entities, public housing authorities, and non-profits: *Provided further*, That for-profit developers may

1 apply jointly with a public entity: *Provided further*, That
2 for purposes of environmental review, a grantee shall be
3 treated as a public housing agency under section 26 of
4 the United States Housing Act of 1937 (42 U.S.C.
5 1437x), and grants under this heading shall be subject
6 to the regulations issued by the Secretary to implement
7 such section: *Provided further*, That of the amount pro-
8 vided, not less than \$50,000,000 shall be awarded to pub-
9 lic housing agencies: *Provided further*, That such grantees
10 shall create partnerships with other local organizations in-
11 cluding assisted housing owners, service agencies, and
12 resident organizations: *Provided further*, That the Sec-
13 retary shall consult with the Secretaries of Education,
14 Labor, Transportation, Health and Human Services, Agri-
15 culture, and Commerce, the Attorney General, and the Ad-
16 ministrator of the Environmental Protection Agency to co-
17 ordinate and leverage other appropriate Federal resources:
18 *Provided further*, That no more than \$5,000,000 of funds
19 made available under this heading may be provided as
20 grants to undertake comprehensive local planning with
21 input from residents and the community: *Provided further*,
22 That unobligated balances, including recaptures, remain-
23 ing from funds appropriated under the heading “Revital-
24 ization of Severely Distressed Public Housing (HOPE
25 VI)” in fiscal year 2011 and prior fiscal years may be used

1 for purposes under this heading, notwithstanding the pur-
 2 poses for which such amounts were appropriated: *Provided*
 3 *further*, That the Secretary shall issue the Notice of Fund-
 4 ing Availability for funds made available under this head-
 5 ing no later than 60 days after enactment of this Act: *Pro-*
 6 *vided further*, That the Secretary shall make grant awards
 7 no later than one year from the date of enactment of this
 8 Act in such amounts that the Secretary determines: *Pro-*
 9 *vided further*, That notwithstanding section 24(o) of the
 10 United States Housing Act of 1937 (42 U.S.C. 1437v(o)),
 11 the Secretary may, until September 30, 2020, obligate any
 12 available unobligated balances made available under this
 13 heading in this, or any prior Act.

14 SELF-SUFFICIENCY PROGRAMS

15 For activities and assistance related to Self-Suffi-
 16 ciency Programs, to remain available until September 30,
 17 2023, \$130,000,000: *Provided*, That the amounts made
 18 available under this heading are provided as follows:

19 (1) \$80,000,000 shall be for the Family Self-
 20 Sufficiency program to support family self-suffi-
 21 ciency coordinators under section 23 of the United
 22 States Housing Act of 1937 (42 U.S.C. 1437u), to
 23 promote the development of local strategies to co-
 24 ordinate the use of assistance under sections 8 and
 25 9 of such Act with public and private resources, and

1 enable eligible families to achieve economic inde-
2 pendence and self-sufficiency: *Provided*, That the
3 Secretary may, by Federal Register notice, waive or
4 specify alternative requirements under subsections
5 (b)(3), (b)(4), (b)(5), or (c)(1) of section 23 of such
6 Act in order to facilitate the operation of a unified
7 self-sufficiency program for individuals receiving as-
8 sistance under different provisions of the Act, as de-
9 termined by the Secretary: *Provided further*, That
10 owners of a privately owned multifamily property
11 with a section 8 contract may voluntarily make a
12 Family Self-Sufficiency program available to the as-
13 sisted tenants of such property in accordance with
14 procedures established by the Secretary: *Provided*
15 *further*, That such procedures established pursuant
16 to the previous proviso shall permit participating
17 tenants to accrue escrow funds in accordance with
18 section 23(d)(2) and shall allow owners to use fund-
19 ing from residual receipt accounts to hire coordina-
20 tors for their own Family Self-Sufficiency program;
21 (2) \$35,000,000 shall be for the Resident Op-
22 portunity and Self-Sufficiency program to provide
23 for supportive services, service coordinators, and
24 congregate services as authorized by section 34 of
25 the United States Housing Act of 1937 (42 U.S.C.

1 1437z–6) and the Native American Housing Assist-
2 ance and Self-Determination Act of 1996 (25 U.S.C.
3 4101 et seq.); and

4 (3) \$15,000,000 shall be for a Jobs-Plus initia-
5 tive, modeled after the Jobs-Plus demonstration:

6 *Provided*, That funding provided under this para-
7 graph shall be available for competitive grants to
8 partnerships between public housing authorities,
9 local workforce investment boards established under
10 section 107 of the Workforce Innovation and Oppor-
11 tunity Act of 2014 (29 U.S.C. 3122), and other
12 agencies and organizations that provide support to
13 help public housing residents obtain employment and
14 increase earnings: *Provided further*, That applicants
15 must demonstrate the ability to provide services to
16 residents, partner with workforce investment boards,
17 and leverage service dollars: *Provided further*, That
18 the Secretary may allow public housing agencies to
19 request exemptions from rent and income limitation
20 requirements under sections 3 and 6 of the United
21 States Housing Act of 1937 (42 U.S.C. 1437a,
22 1437d), as necessary to implement the Jobs-Plus
23 program, on such terms and conditions as the Sec-
24 retary may approve upon a finding by the Secretary
25 that any such waivers or alternative requirements

1 are necessary for the effective implementation of the
 2 Jobs-Plus initiative as a voluntary program for resi-
 3 dents: *Provided further*, That the Secretary shall
 4 publish by notice in the Federal Register any waiv-
 5 ers or alternative requirements pursuant to the pre-
 6 ceding proviso no later than 10 days before the ef-
 7 fective date of such notice.

8 NATIVE AMERICAN PROGRAMS

9 (INCLUDING TRANSFER OF FUNDS)

10 For activities and assistance authorized under title
 11 I of the Native American Housing Assistance and Self-
 12 Determination Act of 1996 (NAHASDA) (25 U.S.C. 4111
 13 et seq.), title I of the Housing and Community Develop-
 14 ment Act of 1974 with respect to Indian tribes (42 U.S.C.
 15 5306(a)(1)), and related technical assistance,
 16 \$820,000,000, to remain available until September 30,
 17 2024, unless otherwise specified: *Provided*, That the
 18 amounts made available under this heading are provided
 19 as follows:

20 (1) \$646,000,000 shall be available for the Na-
 21 tive American Housing Block Grants program, as
 22 authorized under title I of NAHASDA: *Provided*,
 23 That, notwithstanding NAHASDA, to determine the
 24 amount of the allocation under title I of such Act for
 25 each Indian tribe, the Secretary shall apply the for-

1 mula under section 302 of such Act with the need
2 component based on single-race census data and
3 with the need component based on multi-race census
4 data, and the amount of the allocation for each In-
5 dian tribe shall be the greater of the two resulting
6 allocation amounts: *Provided further*, That the De-
7 partment will notify grantees of their formula alloca-
8 tion within 60 days of the date of enactment of this
9 Act;

10 (2) \$2,000,000 shall be available for the cost of
11 guaranteed notes and other obligations, as author-
12 ized by title VI of NAHASDA: *Provided*, That such
13 costs, including the costs of modifying such notes
14 and other obligations, shall be as defined in section
15 502 of the Congressional Budget Act of 1974, as
16 amended: *Provided further*, That these funds are
17 available to subsidize the total principal amount of
18 any notes and other obligations, any part of which
19 is to be guaranteed, not to exceed \$32,000,000;

20 (3) \$100,000,000 shall be available for competi-
21 tive grants under the Native American Housing
22 Block Grants program, as authorized under title I of
23 NAHASDA: *Provided*, That the Secretary shall obli-
24 gate this additional amount for competitive grants to
25 eligible recipients authorized under NAHASDA that

1 apply for funds: *Provided further*, That in awarding
2 this additional amount, the Secretary shall consider
3 need and administrative capacity, and shall give pri-
4 ority to projects that will spur construction and re-
5 habilitation: *Provided further*, That up to 1 percent
6 of this additional amount may be transferred, in ag-
7 gregate, to “Program Offices—Public and Indian
8 Housing” for necessary costs of administering and
9 overseeing the obligation and expenditure of this ad-
10 ditional amount: *Provided further*, That any funds
11 transferred pursuant to this paragraph shall remain
12 available until September 30, 2025;

13 (4) \$65,000,000 shall be available for grants to
14 Indian tribes for carrying out the Indian Community
15 Development Block Grant program under title I of
16 the Housing and Community Development Act of
17 1974, notwithstanding section 106(a)(1) of such
18 Act, of which, notwithstanding any other provision
19 of law (including section 203 of this Act), up to
20 \$4,000,000 may be used for emergencies that con-
21 stitute imminent threats to health and safety: *Pro-*
22 *vided*, That not to exceed 20 percent of any grant
23 made with funds appropriated under this paragraph
24 shall be expended for planning and management de-
25 velopment and administration: *Provided further*,

1 That funds provided under this paragraph shall re-
2 main available until September 30, 2022; and

3 (5) \$7,000,000 shall be available for providing
4 training and technical assistance to Indian tribes,
5 Indian housing authorities and tribally designated
6 housing entities, to support the inspection of Indian
7 housing units, contract expertise, and for training
8 and technical assistance related to funding provided
9 under this heading and other headings under this
10 Act for the needs of Native American families and
11 Indian country: *Provided*, That of the funds made
12 available under this paragraph, not less than
13 \$2,000,000 shall be available for a national organi-
14 zation as authorized under section 703 of
15 NAHASDA (25 U.S.C. 4212): *Provided further*,
16 That amounts made available under this paragraph
17 may be used, contracted, or competed as determined
18 by the Secretary: *Provided further*, That the
19 amounts made available under this paragraph may
20 be used by the Secretary to enter into cooperative
21 agreements for such purposes with public and pri-
22 vate organizations, agencies, institutions, and other
23 technical assistance providers to support the admin-
24 istration of negotiated rulemaking under section 106
25 of NAHASDA (25 U.S.C. 4116), the administration

1 of the allocation formula under section 302 of
 2 NAHASDA (25 U.S.C. 4152), and the administra-
 3 tion of performance tracking and reporting under
 4 section 407 of NAHASDA (25 U.S.C. 4167), and
 5 that in all such cooperative agreements the principal
 6 purpose of such agreements shall be considered to be
 7 the provision of funds to carry out the public pur-
 8 pose of furthering the purposes of NAHASDA, re-
 9 gardless of the inclusion of any services that directly
 10 or indirectly benefit the Department.

11 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

12 ACCOUNT

13 For the cost of guaranteed loans, as authorized by
 14 section 184 of the Housing and Community Development
 15 Act of 1992 (12 U.S.C. 1715z–13a), \$1,100,000, to re-
 16 main available until expended: *Provided*, That such costs,
 17 including the costs of modifying such loans, shall be as
 18 defined in section 502 of the Congressional Budget Act
 19 of 1974: *Provided further*, That an additional \$500,000,
 20 to remain available until expended, shall be available for
 21 administrative contract expenses including management
 22 processes and systems to carry out the loan guarantee pro-
 23 gram: *Provided further*, That the Secretary may subsidize
 24 total loan principal, any part of which is to be guaranteed,
 25 up to \$1,000,000,000, to remain available until expended:

1 *Provided further*, That for any unobligated balances (in-
 2 cluding amounts of uncommitted limitation) remaining
 3 from amounts made available under this heading in Public
 4 Law 115–31, Public Law 115–141, and Public Law 116–
 5 6, and for any recaptures occurring in fiscal year 2019
 6 or in future fiscal years of amounts made available under
 7 this heading in prior fiscal years, the second proviso of
 8 each such heading shall be applied as if “these funds are
 9 available to” was struck and “the Secretary may” was in-
 10 serted in its place.

11 NATIVE HAWAIIAN HOUSING BLOCK GRANT

12 For the Native Hawaiian Housing Block Grant pro-
 13 gram, as authorized under title VIII of the Native Amer-
 14 ican Housing Assistance and Self-Determination Act of
 15 1996 (25 U.S.C. 4111 et seq.), \$1,745,000, to remain
 16 available until September 30, 2024: *Provided*, That not-
 17 withstanding section 812(b) of such Act, the Department
 18 of Hawaiian Home Lands may not invest grant amounts
 19 provided under this heading in investment securities and
 20 other obligations: *Provided further*, That amounts made
 21 available under this heading in this and prior fiscal years
 22 may be used to provide rental assistance to eligible Native
 23 Hawaiian families both on and off the Hawaiian Home
 24 Lands, notwithstanding any other provision of law.

1 COMMUNITY PLANNING AND DEVELOPMENT

2 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

3 For carrying out the Housing Opportunities for Per-
4 sons with AIDS program, as authorized by the AIDS
5 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
6 \$330,000,000, to remain available until September 30,
7 2021, except that amounts allocated pursuant to section
8 854(c)(5) of such Act shall remain available until Sep-
9 tember 30, 2022: *Provided*, That the Secretary shall renew
10 all expiring contracts for permanent supportive housing
11 that initially were funded under section 854(c)(5) of such
12 Act from funds made available under this heading in fiscal
13 year 2010 and prior fiscal years that meet all program
14 requirements before awarding funds for new contracts
15 under such section: *Provided further*, That the Depart-
16 ment shall notify grantees of their formula allocation with-
17 in 60 days of enactment of this Act.

18 COMMUNITY DEVELOPMENT FUND

19 For carrying out the community development block
20 grant program under title I of the Housing and Commu-
21 nity Development Act of 1974, as amended (42 U.S.C.
22 5301 et seq.) (“the Act” herein), \$3,325,000,000, to re-
23 main available until September 30, 2022, unless otherwise
24 specified: *Provided*, That unless explicitly provided for
25 under this heading, not to exceed 20 percent of any grant

1 made with funds appropriated under this heading shall be
2 expended for planning and management development and
3 administration: *Provided further*, That a metropolitan city,
4 urban county, unit of general local government, Indian
5 tribe, or insular area that directly or indirectly receives
6 funds under this heading may not sell, trade, or otherwise
7 transfer all or any portion of such funds to another such
8 entity in exchange for any other funds, credits or non-
9 Federal considerations, but must use such funds for activi-
10 ties eligible under title I of the Act: *Provided further*, That
11 notwithstanding section 105(e)(1) of the Act, no funds
12 provided under this heading may be provided to a for-prof-
13 it entity for an economic development project under sec-
14 tion 105(a)(17) unless such project has been evaluated
15 and selected in accordance with guidelines required under
16 subsection (e)(2): *Provided further*, That of the total
17 amount provided under this heading, \$25,000,000 shall be
18 for activities authorized under section 8071 of the SUP-
19 PORT for Patients and Communities Act (Public Law
20 115–271): *Provided further*, That the funds allocated pur-
21 suant to the previous proviso shall not adversely affect the
22 amount of any formula assistance received by a State
23 under this heading: *Provided further*, That the Secretary
24 shall allocate the funds for such activities based on the
25 percentages shown in Table 1 of the Notice establishing

1 the funding formula published in 84 FR 16027 (April 17,
 2 2019): *Provided further*, That the Department shall notify
 3 grantees of their formula allocation within 60 days of en-
 4 actment of this Act.

5 COMMUNITY DEVELOPMENT LOAN GUARANTEES

6 PROGRAM ACCOUNT

7 Subject to section 502 of the Congressional Budget
 8 Act of 1974, during fiscal year 2020, commitments to
 9 guarantee loans under section 108 of the Housing and
 10 Community Development Act of 1974 (42 U.S.C. 5308),
 11 any part of which is guaranteed, shall not exceed a total
 12 principal amount of \$300,000,000, notwithstanding any
 13 aggregate limitation on outstanding obligations guaran-
 14 teed in subsection (k) of such section 108: *Provided*, That
 15 the Secretary shall collect fees from borrowers, notwith-
 16 standing subsection (m) of such section 108, to result in
 17 a credit subsidy cost of zero for guaranteeing such loans,
 18 and any such fees shall be collected in accordance with
 19 section 502(7) of the Congressional Budget Act of 1974:
 20 *Provided further*, That such commitment authority funded
 21 by fees may be used to guarantee, or make commitments
 22 to guarantee, notes or other obligations issued by any
 23 State on behalf of non-entitlement communities in the
 24 State in accordance with the requirements of such section
 25 108: *Provided further*, That any State receiving such a

1 guarantee or commitment under the previous proviso shall
 2 distribute all funds subject to such guarantee to the units
 3 of general local government in nonentitlement areas that
 4 received the commitment.

5 HOME INVESTMENT PARTNERSHIPS PROGRAM

6 For the HOME Investment Partnerships program, as
 7 authorized under title II of the Cranston-Gonzalez Na-
 8 tional Affordable Housing Act, as amended,
 9 \$1,250,000,000, to remain available until September 30,
 10 2023: *Provided*, That notwithstanding the amount made
 11 available under this heading, the threshold reduction re-
 12 quirements in sections 216(10) and 217(b)(4) of such Act
 13 shall not apply to allocations of such amount: *Provided*
 14 *further*, That the Department shall notify grantees of their
 15 formula allocation within 60 days of enactment of this Act:
 16 *Provided further*, That section 218(g) of such Act (42
 17 U.S.C. 12748(g)) shall not apply with respect to the right
 18 of a jurisdiction to draw funds from its HOME Investment
 19 Trust Fund that otherwise expired or would expire in
 20 2020, 2021, or 2022 under that section: *Provided further*,
 21 That section 231(b) of such Act (42 U.S.C. 12771(b))
 22 shall not apply to any uninvested funds that otherwise
 23 were deducted or would be deducted from the line of credit
 24 in the participating jurisdictions HOME Investment Trust

1 Fund in 2018, 2019, 2020, 2021 or 2022 under that sec-
2 tion.

3 SELF-HELP AND ASSISTED HOMEOWNERSHIP

4 OPPORTUNITY PROGRAM

5 For the Self-Help and Assisted Homeownership Op-
6 portunity Program, as authorized under section 11 of the
7 Housing Opportunity Program Extension Act of 1996, as
8 amended, \$54,000,000, to remain available until Sep-
9 tember 30, 2022: *Provided*, That of the total amount pro-
10 vided under this heading, \$10,000,000 shall be made
11 available to the Self-Help Homeownership Opportunity
12 Program as authorized under section 11 of the Housing
13 Opportunity Program Extension Act of 1996, as amended:
14 *Provided further*, That of the total amount provided under
15 this heading, \$35,000,000 shall be made available for the
16 second, third, and fourth capacity building activities au-
17 thorized under section 4(a) of the HUD Demonstration
18 Act of 1993 (42 U.S.C. 9816 note), of which not less than
19 \$5,000,000 shall be made available for rural capacity
20 building activities: *Provided further*, That of the total
21 amount provided under this heading, \$5,000,000 shall be
22 made available for capacity building by national rural
23 housing organizations with experience assessing national
24 rural conditions and providing financing, training, tech-
25 nical assistance, information, and research to local non-

1 profits, local governments, and Indian Tribes serving high
 2 need rural communities: *Provided further*, That of the
 3 total amount provided under this heading, \$4,000,000,
 4 shall be made available for a program to rehabilitate and
 5 modify the homes of disabled or low-income veterans, as
 6 authorized under section 1079 of Public Law 113–291:
 7 *Provided further*, That funds provided under the previous
 8 proviso shall be awarded within 180 days of enactment
 9 of this Act.

10 HOMELESS ASSISTANCE GRANTS

11 For the Emergency Solutions Grants program as au-
 12 thorized under subtitle B of title IV of the McKinney-
 13 Vento Homeless Assistance Act, as amended; the Con-
 14 tinuum of Care program as authorized under subtitle C
 15 of title IV of such Act; and the Rural Housing Stability
 16 Assistance program as authorized under subtitle D of title
 17 IV of such Act, \$2,761,00,000, to remain available until
 18 September 30, 2022: *Provided*, That any rental assistance
 19 amounts that are recaptured under such Continuum of
 20 Care program shall remain available until expended and
 21 may be used for any purpose under such program: *Pro-*
 22 *vided further*, That not less than \$280,000,000 of the
 23 funds appropriated under this heading shall be available
 24 for such Emergency Solutions Grants program: *Provided*
 25 *further*, That not less than \$2,344,000,000 of the funds

1 appropriated under this heading shall be available for such
2 Continuum of Care and Rural Housing Stability Assist-
3 ance programs: *Provided further*, That of the amounts
4 made available under this heading, up to \$50,000,000
5 shall be made available for grants for rapid re-housing
6 projects and supportive service projects providing coordi-
7 nated entry, and for eligible activities the Secretary deter-
8 mines to be critical in order to assist survivors of domestic
9 violence, dating violence, sexual assault, or stalking: *Pro-*
10 *vided further*, That such projects shall be eligible for re-
11 newal under the continuum of care program subject to the
12 same terms and conditions as other renewal applicants:
13 *Provided further*, That up to \$7,000,000 of the funds ap-
14 propriated under this heading shall be available for the
15 national homeless data analysis project: *Provided further*,
16 That for all match requirements applicable to funds made
17 available under this heading for this fiscal year and prior
18 fiscal years, a grantee may use (or could have used) as
19 a source of match funds other funds administered by the
20 Secretary and other Federal agencies unless there is (or
21 was) a specific statutory prohibition on any such use of
22 any such funds: *Provided further*, That none of the funds
23 provided under this heading shall be available to provide
24 funding for new projects, except for projects created
25 through reallocation, unless the Secretary determines that

1 the continuum of care has demonstrated that projects are
2 evaluated and ranked based on the degree to which they
3 improve the continuum of care's system performance: *Pro-*
4 *vided further*, That the Secretary shall prioritize funding
5 under the Continuum of Care program to continuums of
6 care that have demonstrated a capacity to reallocate fund-
7 ing from lower performing projects to higher performing
8 projects: *Provided further*, That the Secretary shall pro-
9 vide incentives to create projects that coordinate with
10 housing providers and healthcare organizations to provide
11 permanent supportive housing and rapid rehousing serv-
12 ices: *Provided further*, That any unobligated amounts re-
13 maining from funds appropriated under this heading in
14 fiscal year 2012 and prior years for project-based rental
15 assistance for rehabilitation projects with 10-year grant
16 terms may be used for purposes under this heading, not-
17 withstanding the purposes for which such funds were ap-
18 propriated: *Provided further*, That all balances for Shelter
19 Plus Care renewals previously funded from the Shelter
20 Plus Care Renewal account and transferred to this ac-
21 count shall be available, if recaptured, for Continuum of
22 Care renewals in fiscal year 2020: *Provided further*, That
23 the Department shall notify grantees of their formula allo-
24 cation from amounts allocated (which may represent ini-
25 tial or final amounts allocated) for the Emergency Solu-

1 tions Grant program within 60 days of enactment of this
2 Act: *Provided further*, That up to \$80,000,000 of the
3 funds appropriated under this heading shall be to imple-
4 ment projects to demonstrate how a comprehensive ap-
5 proach to serving homeless youth, age 24 and under, in
6 up to 25 communities with a priority for communities with
7 substantial rural populations in up to eight locations, can
8 dramatically reduce youth homelessness: *Provided further*,
9 That of the amount made available under the previous
10 proviso, up to \$5,000,000 shall be available to provide
11 technical assistance on youth homelessness, and collection,
12 analysis, and reporting of data and performance measures
13 under the comprehensive approaches to serve homeless
14 youth, in addition to and in coordination with other tech-
15 nical assistance funds provided under this title: *Provided*
16 *further*, That amounts made available for the Continuum
17 of Care program under this heading in this and prior Acts
18 may be used to competitively or non-competitively renew
19 or replace grants for youth homeless demonstration
20 projects under the Continuum of Care program, notwith-
21 standing any conflict with the requirements of the Con-
22 tinuum of Care program: *Provided further*, That youth
23 aged 24 and under seeking assistance under this heading
24 shall not be required to provide third party documentation
25 to establish their eligibility under 42 U.S.C. 11302(a) or

1 (b) to receive services: *Provided further*, That unaccom-
 2 panied youth aged 24 and under or families headed by
 3 youth aged 24 and under who are living in unsafe situa-
 4 tions may be served by youth-serving providers funded
 5 under this heading: *Provided further*, That persons eligible
 6 under section 103(a)(5) of the McKinney-Vento Homeless
 7 Assistance Act may be served by any project funded under
 8 this heading to provide both transitional housing and
 9 rapid re-housing: *Provided further*, That when awarding
 10 funds under the Continuum of Care program, the Sec-
 11 retary shall not deviate from the FY 2018 Notice of Fund-
 12 ing Availability with respect to the tier 2 funding process,
 13 the Continuum of Care application scoring, and for new
 14 projects, the project quality threshold requirements, ex-
 15 cept as otherwise provided under this Act or as necessary
 16 to award all available funds or consider the most recent
 17 data from each Continuum of Care.

18 HOUSING PROGRAMS

19 PROJECT-BASED RENTAL ASSISTANCE

20 For activities and assistance for the provision of
 21 project-based subsidy contracts under the United States
 22 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the
 23 Act”), not otherwise provided for, \$12,160,000,000, to re-
 24 main available until expended, shall be available on Octo-
 25 ber 1, 2019 (in addition to the \$400,000,000 previously

1 appropriated under this heading that became available Oc-
 2 tober 1, 2019), and \$400,000,000, to remain available
 3 until expended, shall be available on October 1, 2020: *Pro-*
 4 *vided*, That the amounts made available under this head-
 5 ing shall be available for expiring or terminating section
 6 8 project-based subsidy contracts (including section 8
 7 moderate rehabilitation contracts), for amendments to sec-
 8 tion 8 project-based subsidy contracts (including section
 9 8 moderate rehabilitation contracts), for contracts entered
 10 into pursuant to section 441 of the McKinney-Vento
 11 Homeless Assistance Act (42 U.S.C. 11401), for renewal
 12 of section 8 contracts for units in projects that are subject
 13 to approved plans of action under the Emergency Low In-
 14 come Housing Preservation Act of 1987 or the Low-In-
 15 come Housing Preservation and Resident Homeownership
 16 Act of 1990, and for administrative and other expenses
 17 associated with project-based activities and assistance
 18 funded under this paragraph: *Provided further*, That of
 19 the total amounts provided under this heading, not to ex-
 20 ceed \$345,000,000 shall be available for performance-
 21 based contract administrators for section 8 project-based
 22 assistance, for carrying out 42 U.S.C. 1437(f): *Provided*
 23 *further*, That the Secretary may also use such amounts
 24 in the previous proviso for performance-based contract ad-
 25 ministrators for the administration of: interest reduction

1 payments pursuant to section 236(a) of the National
 2 Housing Act (12 U.S.C. 1715z-1(a)); rent supplement
 3 payments pursuant to section 101 of the Housing and
 4 Urban Development Act of 1965 (12 U.S.C. 1701s); sec-
 5 tion 236(f)(2) rental assistance payments (12 U.S.C.
 6 1715z-1(f)(2)); project rental assistance contracts for the
 7 elderly under section 202(c)(2) of the Housing Act of
 8 1959 (12 U.S.C. 1701q); project rental assistance con-
 9 tracts for supportive housing for persons with disabilities
 10 under section 811(d)(2) of the Cranston-Gonzalez Na-
 11 tional Affordable Housing Act (42 U.S.C. 8013(d)(2));
 12 project assistance contracts pursuant to section 202(h) of
 13 the Housing Act of 1959 (Public Law 86-372; 73 Stat.
 14 667); and loans under section 202 of the Housing Act of
 15 1959 (Public Law 86-372; 73 Stat. 667): *Provided fur-*
 16 *ther*, That amounts recaptured under this heading, the
 17 heading “Annual Contributions for Assisted Housing”, or
 18 the heading “Housing Certificate Fund”, may be used for
 19 renewals of or amendments to section 8 project-based con-
 20 tracts or for performance-based contract administrators,
 21 notwithstanding the purposes for which such amounts
 22 were appropriated: *Provided further*, That, notwith-
 23 standing any other provision of law, upon the request of
 24 the Secretary, project funds that are held in residual re-
 25 ceipts accounts for any project subject to a section 8

1 project-based Housing Assistance Payments contract that
 2 authorizes HUD or a Housing Finance Agency to require
 3 that surplus project funds be deposited in an interest-
 4 bearing residual receipts account and that are in excess
 5 of an amount to be determined by the Secretary, shall be
 6 remitted to the Department and deposited in this account,
 7 to be available until expended: *Provided further*, That
 8 amounts deposited pursuant to the previous proviso shall
 9 be available in addition to the amount otherwise provided
 10 by this heading for uses authorized under this heading.

11 HOUSING FOR THE ELDERLY

12 For capital advances, including amendments to cap-
 13 ital advance contracts, for housing for the elderly, as au-
 14 thorized by section 202 of the Housing Act of 1959, as
 15 amended, for project rental assistance for the elderly
 16 under section 202(c)(2) of such Act, including amend-
 17 ments to contracts for such assistance and renewal of ex-
 18 piring contracts for such assistance for up to a 1-year
 19 term, for senior preservation rental assistance contracts,
 20 including renewals, as authorized by section 811(e) of the
 21 American Housing and Economic Opportunity Act of
 22 2000, as amended, and for supportive services associated
 23 with the housing, \$696,000,000, to remain available until
 24 September 30, 2023: *Provided*, That of the amount pro-
 25 vided under this heading, up to \$107,000,000 shall be for

1 service coordinators and the continuation of existing con-
2 gregate service grants for residents of assisted housing
3 projects: *Provided further*, That amounts under this head-
4 ing shall be available for Real Estate Assessment Center
5 inspections and inspection-related activities associated
6 with section 202 projects: *Provided further*, That the Sec-
7 retary may waive the provisions of section 202 governing
8 the terms and conditions of project rental assistance, ex-
9 cept that the initial contract term for such assistance shall
10 not exceed 5 years in duration: *Provided further*, That
11 upon request of the Secretary, project funds that are held
12 in residual receipts accounts for any project subject to a
13 section 202 project rental assistance contract, and that
14 upon termination of such contract are in excess of an
15 amount to be determined by the Secretary, shall be remit-
16 ted to the Department and deposited in this account, to
17 remain available until September 30, 2023: *Provided fur-*
18 *ther*, That amounts deposited in this account pursuant to
19 the previous proviso shall be available, in addition to the
20 amounts otherwise provided by this heading, for the pur-
21 poses authorized under this heading: *Provided further*,
22 That unobligated balances, including recaptures and car-
23 ryover, remaining from funds transferred to or appro-
24 priated under this heading shall be available for the cur-
25 rent purposes authorized under this heading in addition

1 to the purposes for which such funds originally were ap-
 2 propriated: *Provided further*, That of the total amount
 3 provided under this heading, \$10,000,000 shall be for a
 4 program to be established by the Secretary to make grants
 5 to experienced non-profit organizations, States, local gov-
 6 ernments, or public housing agencies for safety and func-
 7 tional home modification repairs to meet the needs of low-
 8 income elderly homeowners to enable them to remain in
 9 their primary residence: *Provided further*, That of the total
 10 amount made available under the previous proviso, no less
 11 than \$5,000,000 shall be available to meet such needs in
 12 communities with substantial rural populations: *Provided*
 13 *further*, That beneficiaries of the grant assistance provided
 14 in the previous two provisos under this heading in the De-
 15 partment of Housing and Urban Development Appropria-
 16 tions Act, 2019 (Public Law 116–6) shall be homeowners.

17 HOUSING FOR PERSONS WITH DISABILITIES

18 For capital advances, including amendments to cap-
 19 ital advance contracts, for supportive housing for persons
 20 with disabilities, as authorized by section 811 of the Cran-
 21 ston-Gonzalez National Affordable Housing Act (42
 22 U.S.C. 8013), as amended, for project rental assistance
 23 for supportive housing for persons with disabilities under
 24 section 811(d)(2) of such Act, for project assistance con-
 25 tracts pursuant to section 202(h) of the Housing Act of

1 1959 (Public Law 86–372; 73 Stat. 667), including
2 amendments to contracts for such assistance and renewal
3 of expiring contracts for such assistance for up to a 1-
4 year term, for project rental assistance to State housing
5 finance agencies and other appropriate entities as author-
6 ized under section 811(b)(3) of the Cranston-Gonzalez
7 National Housing Act, and for supportive services associ-
8 ated with the housing for persons with disabilities as au-
9 thorized by section 811(b)(1) of such Act, \$184,155,000,
10 to remain available until September 30, 2023: *Provided*,
11 That amounts made available under this heading shall be
12 available for Real Estate Assessment Center inspections
13 and inspection-related activities associated with section
14 811 projects: *Provided further*, That, upon the request of
15 the Secretary, project funds that are held in residual re-
16 ceipts accounts for any project subject to a section 811
17 project rental assistance contract, and that upon termi-
18 nation of such contract are in excess of an amount to be
19 determined by the Secretary, shall be remitted to the De-
20 partment and deposited in this account, to remain avail-
21 able until September 30, 2023: *Provided further*, That
22 amounts deposited in this account pursuant to the pre-
23 vious proviso shall be available in addition to the amounts
24 otherwise provided by this heading for the purposes au-
25 thorized under this heading: *Provided further*, That unobli-

1 gated balances, including recaptures and carryover, re-
 2 maining from funds transferred to or appropriated under
 3 this heading shall be used for the current purposes author-
 4 ized under this heading in addition to the purposes for
 5 which such funds originally were appropriated.

6 HOUSING COUNSELING ASSISTANCE

7 For contracts, grants, and other assistance excluding
 8 loans, as authorized under section 106 of the Housing and
 9 Urban Development Act of 1968, as amended,
 10 \$45,000,000, to remain available until September 30,
 11 2021, including up to \$4,500,000 for administrative con-
 12 tract services and not less than \$3,000,000 for the certifi-
 13 cation of housing counselors as required under 12 U.S.C.
 14 1701x: *Provided*, That grants made available from
 15 amounts provided under this heading shall be awarded
 16 within 180 days of enactment of this Act: *Provided further*,
 17 That funds shall be used for providing counseling and ad-
 18 vice to tenants and homeowners, both current and pro-
 19 spective, with respect to property maintenance, financial
 20 management or literacy, and such other matters as may
 21 be appropriate to assist them in improving their housing
 22 conditions, meeting their financial needs, and fulfilling the
 23 responsibilities of tenancy or homeownership; for program
 24 administration; and for housing counselor training: *Pro-*
 25 *vided further*, That for purposes of providing such grants

1 from amounts provided under this heading, the Secretary
 2 may enter into multiyear agreements, as appropriate, sub-
 3 ject to the availability of annual appropriations.

4 RENTAL HOUSING ASSISTANCE

5 For amendments to contracts under section 236(f)(2)
 6 of the National Housing Act (12 U.S.C. 1715z-1) in
 7 State-aided, noninsured rental housing projects,
 8 \$3,000,000, to remain available until expended: *Provided*,
 9 That such amount, together with unobligated balances
 10 from recaptured amounts appropriated prior to fiscal year
 11 2006 from terminated contracts under such section of law,
 12 and any unobligated balances, including recaptures and
 13 carryover, remaining from funds appropriated under this
 14 heading after fiscal year 2005, shall also be available for
 15 extensions of up to one year for expiring contracts under
 16 such section of law.

17 PAYMENT TO MANUFACTURED HOUSING FEES TRUST

18 FUND

19 For necessary expenses as authorized by the National
 20 Manufactured Housing Construction and Safety Stand-
 21 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
 22 \$13,000,000, to remain available until expended, of which
 23 \$13,000,000 is to be derived from the Manufactured
 24 Housing Fees Trust Fund: *Provided*, That not to exceed
 25 the total amount appropriated under this heading shall be

1 available from the general fund of the Treasury to the ex-
2 tent necessary to incur obligations and make expenditures
3 pending the receipt of collections to the Fund pursuant
4 to section 620 of such Act: *Provided further*, That the
5 amount made available under this heading from the gen-
6 eral fund shall be reduced as such collections are received
7 during fiscal year 2020 so as to result in a final fiscal
8 year 2020 appropriation from the general fund estimated
9 at zero, and fees pursuant to such section 620 shall be
10 modified as necessary to ensure such a final fiscal year
11 2020 appropriation: *Provided further*, That the Secretary
12 of Housing and Urban Development shall issue a final rule
13 to complete rulemaking initiated by the proposed rule enti-
14 tled “Manufactured Housing Program: Minimum Pay-
15 ments to the States” published in the Federal Register
16 on December 16, 2016 (81 Fed. Reg. 91083): *Provided*
17 *further*, That for the dispute resolution and installation
18 programs, the Secretary may assess and collect fees from
19 any program participant: *Provided further*, That such col-
20 lections shall be deposited into the Fund, and the Sec-
21 retary, as provided herein, may use such collections, as
22 well as fees collected under section 620, for necessary ex-
23 penses of such Act: *Provided further*, That, notwith-
24 standing the requirements of section 620 of such Act, the
25 Secretary may carry out responsibilities of the Secretary

1 under such Act through the use of approved service pro-
 2 viders that are paid directly by the recipients of their serv-
 3 ices.

4 FEDERAL HOUSING ADMINISTRATION

5 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

6 New commitments to guarantee single family loans
 7 insured under the Mutual Mortgage Insurance Fund shall
 8 not exceed \$400,000,000,000, to remain available until
 9 September 30, 2021: *Provided*, That during fiscal year
 10 2020, obligations to make direct loans to carry out the
 11 purposes of section 204(g) of the National Housing Act,
 12 as amended, shall not exceed \$1,000,000: *Provided fur-*
 13 *ther*, That the foregoing amount in the previous proviso
 14 shall be for loans to nonprofit and governmental entities
 15 in connection with sales of single family real properties
 16 owned by the Secretary and formerly insured under the
 17 Mutual Mortgage Insurance Fund: *Provided further*, That
 18 for administrative contract expenses of the Federal Hous-
 19 ing Administration, \$130,000,000, to remain available
 20 until September 30, 2021: *Provided further*, That to the
 21 extent guaranteed loan commitments exceed
 22 \$200,000,000,000 on or before April 1, 2020, an addi-
 23 tional \$1,400 for administrative contract expenses shall be
 24 available for each \$1,000,000 in additional guaranteed
 25 loan commitments (including a pro rata amount for any

1 amount below \$1,000,000), but in no case shall funds
 2 made available by this proviso exceed \$30,000,000: *Pro-*
 3 *vided further*, That notwithstanding the limitation in the
 4 first sentence of section 255(g) of the National Housing
 5 Act (12 U.S.C. 1715z–20(g)), during fiscal year 2020 the
 6 Secretary may insure and enter into new commitments to
 7 insure mortgages under section 255 of the National Hous-
 8 ing Act only to the extent that the net credit subsidy cost
 9 for such insurance does not exceed zero: *Provided further*,
 10 That for fiscal year 2020, the Secretary shall not take any
 11 action against a lender solely on the basis of compare ra-
 12 tios that have been adversely affected by defaults on mort-
 13 gages secured by properties in areas where a major dis-
 14 aster was declared in 2017 or 2018 pursuant to the Rob-
 15 ert T. Stafford Disaster Relief and Emergency Assistance
 16 Act (42 U.S.C. 5121 et seq.).

17 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

18 New commitments to guarantee loans insured under
 19 the General and Special Risk Insurance Funds, as author-
 20 ized by sections 238 and 519 of the National Housing Act
 21 (12 U.S.C. 1715z–3 and 1735c), shall not exceed
 22 \$30,000,000,000 in total loan principal, any part of which
 23 is to be guaranteed, to remain available until September
 24 30, 2020: *Provided*, That during fiscal year 2020, gross
 25 obligations for the principal amount of direct loans, as au-

1 thorized by sections 204(g), 207(l), 238, and 519(a) of
 2 the National Housing Act, shall not exceed \$1,000,000,
 3 which shall be for loans to nonprofit and governmental en-
 4 tities in connection with the sale of single family real prop-
 5 erties owned by the Secretary and formerly insured under
 6 such Act.

7 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
 8 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
 9 GUARANTEE PROGRAM ACCOUNT

10 New commitments to issue guarantees to carry out
 11 the purposes of section 306 of the National Housing Act,
 12 as amended (12 U.S.C. 1721(g)), shall not exceed
 13 \$550,000,000,000, to remain available until September
 14 30, 2021: *Provided*, That \$29,626,000, to remain avail-
 15 able until September 30, 2021, shall be for necessary sala-
 16 ries and expenses of the Office of Government National
 17 Mortgage Association: *Provided further*, That to the extent
 18 that guaranteed loan commitments exceed
 19 \$155,000,000,000 on or before April 1, 2020, an addi-
 20 tional \$100 for necessary salaries and expenses shall be
 21 available until expended for each \$1,000,000 in additional
 22 guaranteed loan commitments (including a pro rata
 23 amount for any amount below \$1,000,000), but in no case
 24 shall funds made available by this proviso exceed
 25 \$3,000,000: *Provided further*, That receipts from Commit-

1 ment and Multiclass fees collected pursuant to title III of
 2 the National Housing Act, as amended, shall be credited
 3 as offsetting collections to this account.

4 POLICY DEVELOPMENT AND RESEARCH

5 RESEARCH AND TECHNOLOGY

6 For contracts, grants, and necessary expenses of pro-
 7 grams of research and studies relating to housing and
 8 urban problems, not otherwise provided for, as authorized
 9 by title V of the Housing and Urban Development Act
 10 of 1970 (12 U.S.C. 1701z–1 et seq.), including carrying
 11 out the functions of the Secretary of Housing and Urban
 12 Development under section 1(a)(1)(i) of Reorganization
 13 Plan No. 2 of 1968, and for technical assistance,
 14 \$96,000,000, to remain available until September 30,
 15 2021: *Provided*, That with respect to amounts made avail-
 16 able under this heading, notwithstanding section 203 of
 17 this title, the Secretary may enter into cooperative agree-
 18 ments with philanthropic entities, other Federal agencies,
 19 State or local governments and their agencies, Indian
 20 tribes, tribally designated housing entities, or colleges or
 21 universities for research projects: *Provided further*, That
 22 with respect to the previous proviso, such partners to the
 23 cooperative agreements must contribute at least a 50 per-
 24 cent match toward the cost of the project: *Provided fur-*
 25 *ther*, That for non-competitive agreements entered into in

1 accordance with the previous two provisos, the Secretary
 2 of Housing and Urban Development shall comply with sec-
 3 tion 2(b) of the Federal Funding Accountability and
 4 Transparency Act of 2006 (Public Law 109–282, 31
 5 U.S.C. note) in lieu of compliance with section
 6 102(a)(4)(C) with respect to documentation of award deci-
 7 sions: *Provided further*, That prior to obligation of tech-
 8 nical assistance funding, the Secretary shall submit a plan
 9 to the House and Senate Committees on Appropriations
 10 on how it will allocate funding for this activity at least
 11 30 days prior to obligation: *Provided further*, That none
 12 of the funds provided under this heading may be available
 13 for the doctoral dissertation research grant program.

14 FAIR HOUSING AND EQUAL OPPORTUNITY

15 FAIR HOUSING ACTIVITIES

16 For contracts, grants, and other assistance, not oth-
 17 erwise provided for, as authorized by title VIII of the Civil
 18 Rights Act of 1968, as amended by the Fair Housing
 19 Amendments Act of 1988, and section 561 of the Housing
 20 and Community Development Act of 1987, as amended,
 21 \$65,300,000, to remain available until September 30,
 22 2021: *Provided*, That grants made available from amounts
 23 provided under this heading shall be awarded within one
 24 year of enactment of this Act: *Provided further*, That not-
 25 withstanding 31 U.S.C. 3302, the Secretary may assess

For the Lead Hazard Reduction Program, as authorized by section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992, \$290,000,000, to remain available until September 30, 2022, of which \$45,000,000 shall be for the Healthy Homes Initiative, pursuant to sections 501 and 502 of the Housing and Urban Development Act of 1970, which shall include research, studies, testing, and demonstration efforts, including education

1 and outreach concerning lead-based paint poisoning and
2 other housing-related diseases and hazards: *Provided*,
3 That for purposes of environmental review pursuant to the
4 National Environmental Policy Act of 1969 (42 U.S.C.
5 4321 et seq.) and other provisions of law that further the
6 purposes of such Act, a grant under the Healthy Homes
7 Initiative, or the Lead Technical Studies program under
8 this heading or under prior appropriations Acts for such
9 purposes under this heading, shall be considered to be
10 funds for a special project for purposes of section 305(c)
11 of the Multifamily Housing Property Disposition Reform
12 Act of 1994: *Provided further*, That not less than
13 \$100,000,000 of the amounts made available under this
14 heading for the award of grants pursuant to section 1011
15 of the Residential Lead-Based Paint Hazard Reduction
16 Act of 1992 shall be provided to areas with the highest
17 lead-based paint abatement needs: *Provided further*, That
18 \$64,000,000 of the funds appropriated under this heading
19 shall be for the implementation of projects in not more
20 than ten communities to demonstrate how intensive, ex-
21 tended, multi-year interventions can dramatically reduce
22 the presence of lead-based paint hazards in those commu-
23 nities: *Provided further*, That each project shall serve no
24 more than four contiguous census tracts in which there
25 are high concentrations of housing stock built before 1940,

1 in which low-income families with children make up a sig-
2 nificantly higher proportion of the population as compared
3 to the State average, and that are located in jurisdictions
4 in which instances of elevated blood lead levels reported
5 to the State are significantly higher than the State aver-
6 age: *Provided further*, That such projects shall be awarded
7 not less than \$6,000,000 and not more than \$9,000,000:
8 *Provided further*, That funding awarded for such projects
9 shall be made available for draw down contingent upon
10 the grantee meeting cost-savings, productivity, and grant
11 compliance benchmarks established by the Secretary: *Pro-*
12 *vided further*, That each recipient of funds for such
13 projects shall contribute an amount not less than 10 per-
14 cent of the total award, and that the Secretary shall give
15 priority to applicants that secure commitments for addi-
16 tional contributions from public and private sources: *Pro-*
17 *vided further*, That grantees currently receiving grants
18 made under this heading shall be eligible to apply for such
19 projects, provided that they are deemed to be in compli-
20 ance with program requirements established by the Sec-
21 retary: *Provided further*, That each applicant shall certify
22 adequate capacity that is acceptable to the Secretary to
23 carry out the proposed use of funds pursuant to a notice
24 of funding availability: *Provided further*, That amounts
25 made available under this heading in this or prior appro-

1 priations Acts, still remaining available, may be used for
 2 any purpose under this heading notwithstanding the pur-
 3 pose for which such amounts were appropriated if a pro-
 4 gram competition is undersubscribed and there are other
 5 program competitions under this heading that are over-
 6 subscribed.

7 INFORMATION TECHNOLOGY FUND

8 For the development, modernization, and enhance-
 9 ment of, modifications to, and infrastructure for Depart-
 10 ment-wide and program-specific information technology
 11 systems, for the continuing operation and maintenance of
 12 both Department-wide and program-specific information
 13 systems, and for program-related maintenance activities,
 14 \$280,000,000, of which \$260,000,000 shall remain avail-
 15 able until September 30, 2021, and of which \$20,000,000
 16 shall remain available until September 30, 2022: *Provided*,
 17 That any amounts transferred to this Fund under this Act
 18 shall remain available until expended: *Provided further*,
 19 That any amounts transferred to this Fund from amounts
 20 appropriated by previously enacted appropriations Acts
 21 may be used for the purposes specified under this Fund,
 22 in addition to any other information technology purposes
 23 for which such amounts were appropriated: *Provided fur-*
 24 *ther*, That not more than 10 percent of the funds made
 25 available under this heading for development, moderniza-

tion and enhancement may be obligated until the Secretary submits to the House and Senate Committees on Appropriations, for approval, a plan for expenditure that—(A) identifies for each modernization project: (i) the functional and performance capabilities to be delivered and the mission benefits to be realized, (ii) the estimated life-cycle cost, and (iii) key milestones to be met; and (B) demonstrates that each modernization project is: (i) compliant with the Department’s enterprise architecture, (ii) being managed in accordance with applicable life-cycle management policies and guidance, (iii) subject to the Department’s capital planning and investment control requirements, and (iv) supported by an adequately staffed project office.

OFFICE OF INSPECTOR GENERAL

For necessary salaries and expenses of the Office of Inspector General in carrying out the Inspector General Act of 1978, as amended, \$132,489,000: *Provided*, That the Inspector General shall have independent authority over all personnel issues within this office: *Provided further*, That the Office of Inspector General shall procure and rely upon the services of an independent external auditor to audit the fiscal year 2020 and subsequent financial statements of the Department of Housing and Urban Development including the financial statements of

1 the Federal Housing Administration and the Government
2 National Mortgage Association.

3 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND
4 URBAN DEVELOPMENT
5 (INCLUDING TRANSFER OF FUNDS)
6 (INCLUDING RESCISSIONS)

7 SEC. 201. Fifty percent of the amounts of budget au-
8 thority, or in lieu thereof 50 percent of the cash amounts
9 associated with such budget authority, that are recaptured
10 from projects described in section 1012(a) of the Stewart
11 B. McKinney Homeless Assistance Amendments Act of
12 1988 (42 U.S.C. 1437f note) shall be rescinded or in the
13 case of cash, shall be remitted to the Treasury, and such
14 amounts of budget authority or cash recaptured and not
15 rescinded or remitted to the Treasury shall be used by
16 State housing finance agencies or local governments or
17 local housing agencies with projects approved by the Sec-
18 retary of Housing and Urban Development for which set-
19 tlement occurred after January 1, 1992, in accordance
20 with such section. Notwithstanding the previous sentence,
21 the Secretary may award up to 15 percent of the budget
22 authority or cash recaptured and not rescinded or remitted
23 to the Treasury to provide project owners with incentives
24 to refinance their project at a lower interest rate.

1 SEC. 202. None of the amounts made available under
2 this Act may be used during fiscal year 2020 to investigate
3 or prosecute under the Fair Housing Act any otherwise
4 lawful activity engaged in by one or more persons, includ-
5 ing the filing or maintaining of a nonfrivolous legal action,
6 that is engaged in solely for the purpose of achieving or
7 preventing action by a Government official or entity, or
8 a court of competent jurisdiction.

9 SEC. 203. Except as explicitly provided in law, any
10 grant, cooperative agreement or other assistance made
11 pursuant to title II of this Act shall be made on a competi-
12 tive basis and in accordance with section 102 of the De-
13 partment of Housing and Urban Development Reform Act
14 of 1989 (42 U.S.C. 3545).

15 SEC. 204. Funds of the Department of Housing and
16 Urban Development subject to the Government Corpora-
17 tion Control Act or section 402 of the Housing Act of
18 1950 shall be available, without regard to the limitations
19 on administrative expenses, for legal services on a contract
20 or fee basis, and for utilizing and making payment for
21 services and facilities of the Federal National Mortgage
22 Association, Government National Mortgage Association,
23 Federal Home Loan Mortgage Corporation, Federal Fi-
24 nancing Bank, Federal Reserve banks or any member
25 thereof, Federal Home Loan banks, and any insured bank

1 within the meaning of the Federal Deposit Insurance Cor-
2 poration Act, as amended (12 U.S.C. 1811–1).

3 SEC. 205. Unless otherwise provided for in this Act
4 or through a reprogramming of funds, no part of any ap-
5 propriation for the Department of Housing and Urban
6 Development shall be available for any program, project
7 or activity in excess of amounts set forth in the budget
8 estimates submitted to Congress.

9 SEC. 206. Corporations and agencies of the Depart-
10 ment of Housing and Urban Development which are sub-
11 ject to the Government Corporation Control Act are here-
12 by authorized to make such expenditures, within the limits
13 of funds and borrowing authority available to each such
14 corporation or agency and in accordance with law, and to
15 make such contracts and commitments without regard to
16 fiscal year limitations as provided by section 104 of such
17 Act as may be necessary in carrying out the programs set
18 forth in the budget for 2020 for such corporation or agen-
19 cy except as hereinafter provided: *Provided*, That collec-
20 tions of these corporations and agencies may be used for
21 new loan or mortgage purchase commitments only to the
22 extent expressly provided for in this Act (unless such loans
23 are in support of other forms of assistance provided for
24 in this or prior appropriations Acts), except that this pro-
25 viso shall not apply to the mortgage insurance or guaranty

1 operations of these corporations, or where loans or mort-
2 gage purchases are necessary to protect the financial in-
3 terest of the United States Government.

4 SEC. 207. The Secretary of Housing and Urban De-
5 velopment shall provide quarterly reports to the House
6 and Senate Committees on Appropriations regarding all
7 uncommitted, unobligated, recaptured and excess funds in
8 each program and activity within the jurisdiction of the
9 Department and shall submit additional, updated budget
10 information to these Committees upon request.

11 SEC. 208. No funds provided under this title may be
12 used for an audit of the Government National Mortgage
13 Association that makes applicable requirements under the
14 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

15 SEC. 209. (a) Notwithstanding any other provision
16 of law, subject to the conditions listed under this section,
17 for fiscal years 2020 and 2021, the Secretary of Housing
18 and Urban Development may authorize the transfer of
19 some or all project-based assistance, debt held or insured
20 by the Secretary and statutorily required low-income and
21 very low-income use restrictions if any, associated with one
22 or more multifamily housing project or projects to another
23 multifamily housing project or projects.

24 (b) PHASED TRANSFERS.—Transfers of project-
25 based assistance under this section may be done in phases

1 to accommodate the financing and other requirements re-
2 lated to rehabilitating or constructing the project or
3 projects to which the assistance is transferred, to ensure
4 that such project or projects meet the standards under
5 subsection (c).

6 (c) The transfer authorized in subsection (a) is sub-
7 ject to the following conditions:

8 (1) NUMBER AND BEDROOM SIZE OF UNITS.—

9 (A) For occupied units in the transferring
10 project: The number of low-income and very
11 low-income units and the configuration (i.e.,
12 bedroom size) provided by the transferring
13 project shall be no less than when transferred
14 to the receiving project or projects and the net
15 dollar amount of Federal assistance provided to
16 the transferring project shall remain the same
17 in the receiving project or projects.

18 (B) For unoccupied units in the transfer-
19 ring project: The Secretary may authorize a re-
20 duction in the number of dwelling units in the
21 receiving project or projects to allow for a re-
22 configuration of bedroom sizes to meet current
23 market demands, as determined by the Sec-
24 retary and provided there is no increase in the
25 project-based assistance budget authority.

1 (2) The transferring project shall, as deter-
2 mined by the Secretary, be either physically obsolete
3 or economically nonviable.

4 (3) The receiving project or projects shall meet
5 or exceed applicable physical standards established
6 by the Secretary.

7 (4) The owner or mortgagor of the transferring
8 project shall notify and consult with the tenants re-
9 siding in the transferring project and provide a cer-
10 tification of approval by all appropriate local govern-
11 mental officials.

12 (5) The tenants of the transferring project who
13 remain eligible for assistance to be provided by the
14 receiving project or projects shall not be required to
15 vacate their units in the transferring project or
16 projects until new units in the receiving project are
17 available for occupancy.

18 (6) The Secretary determines that this transfer
19 is in the best interest of the tenants.

20 (7) If either the transferring project or the re-
21 ceiving project or projects meets the condition speci-
22 fied in subsection (d)(2)(A), any lien on the receiv-
23 ing project resulting from additional financing ob-
24 tained by the owner shall be subordinate to any
25 FHA-insured mortgage lien transferred to, or placed

1 on, such project by the Secretary, except that the
2 Secretary may waive this requirement upon deter-
3 mination that such a waiver is necessary to facilitate
4 the financing of acquisition, construction, and/or re-
5 habilitation of the receiving project or projects.

6 (8) If the transferring project meets the re-
7 quirements of subsection (d)(2), the owner or mort-
8 gagee of the receiving project or projects shall exe-
9 cute and record either a continuation of the existing
10 use agreement or a new use agreement for the
11 project where, in either case, any use restrictions in
12 such agreement are of no lesser duration than the
13 existing use restrictions.

14 (9) The transfer does not increase the cost (as
15 defined in section 502 of the Congressional Budget
16 Act of 1974(2 U.S.C. 661a)) of any FHA-insured
17 mortgage, except to the extent that appropriations
18 are provided in advance for the amount of any such
19 increased cost.

20 (d) For purposes of this section—

21 (1) the terms “low-income” and “very low-in-
22 come” shall have the meanings provided by the stat-
23 ute and/or regulations governing the program under
24 which the project is insured or assisted;

1 (2) the term “multifamily housing project”
2 means housing that meets one of the following con-
3 ditions—

4 (A) housing that is subject to a mortgage
5 insured under the National Housing Act;

6 (B) housing that has project-based assist-
7 ance attached to the structure including
8 projects undergoing mark to market debt re-
9 structuring under the Multifamily Assisted
10 Housing Reform and Affordability Housing Act;

11 (C) housing that is assisted under section
12 202 of the Housing Act of 1959 (12 U.S.C.
13 1701q);

14 (D) housing that is assisted under section
15 202 of the Housing Act of 1959 (12 U.S.C.
16 1701q), as such section existed before the en-
17 actment of the Cranston-Gonzales National Af-
18 fordable Housing Act;

19 (E) housing that is assisted under section
20 811 of the Cranston-Gonzales National Afford-
21 able Housing Act (42 U.S.C. 8013); or

22 (F) housing or vacant land that is subject
23 to a use agreement;

24 (3) the term “project-based assistance”
25 means—

1 (A) assistance provided under section 8(b)
2 of the United States Housing Act of 1937 (42
3 U.S.C. 1437f(b));

4 (B) assistance for housing constructed or
5 substantially rehabilitated pursuant to assist-
6 ance provided under section 8(b)(2) of such Act
7 (as such section existed immediately before Oc-
8 tober 1, 1983);

9 (C) rent supplement payments under sec-
10 tion 101 of the Housing and Urban Develop-
11 ment Act of 1965 (12 U.S.C. 1701s);

12 (D) interest reduction payments under sec-
13 tion 236 and/or additional assistance payments
14 under section 236(f)(2) of the National Hous-
15 ing Act (12 U.S.C. 1715z-1);

16 (E) assistance payments made under sec-
17 tion 202(c)(2) of the Housing Act of 1959 (12
18 U.S.C. 1701q(c)(2)); and

19 (F) assistance payments made under sec-
20 tion 811(d)(2) of the Cranston-Gonzalez Na-
21 tional Affordable Housing Act (42 U.S.C.
22 8013(d)(2));

23 (4) the term “receiving project or projects”
24 means the multifamily housing project or projects to
25 which some or all of the project-based assistance,

1 debt, and statutorily required low-income and very
 2 low-income use restrictions are to be transferred;

3 (5) the term “transferring project” means the
 4 multifamily housing project which is transferring
 5 some or all of the project-based assistance, debt, and
 6 the statutorily required low-income and very low-in-
 7 come use restrictions to the receiving project or
 8 projects; and

9 (6) the term “Secretary” means the Secretary
 10 of Housing and Urban Development.

11 (e) RESEARCH REPORT.—The Secretary shall con-
 12 duct an evaluation of the transfer authority under this sec-
 13 tion, including the effect of such transfers on the oper-
 14 ational efficiency, contract rents, physical and financial
 15 conditions, and long-term preservation of the affected
 16 properties.

17 SEC. 210. (a) No assistance shall be provided under
 18 section 8 of the United States Housing Act of 1937 (42
 19 U.S.C. 1437f) to any individual who—

20 (1) is enrolled as a student at an institution of
 21 higher education (as defined under section 102 of
 22 the Higher Education Act of 1965 (20 U.S.C.
 23 1002));

24 (2) is under 24 years of age;

25 (3) is not a veteran;

1 (4) is unmarried;

2 (5) does not have a dependent child;

3 (6) is not a person with disabilities, as such
4 term is defined in section 3(b)(3)(E) of the United
5 States Housing Act of 1937 (42 U.S.C.
6 1437a(b)(3)(E)) and was not receiving assistance
7 under such section 8 as of November 30, 2005;

8 (7) is not a youth who left foster care at age
9 14 or older and is at risk of becoming homeless; and

10 (8) is not otherwise individually eligible, or has
11 parents who, individually or jointly, are not eligible,
12 to receive assistance under section 8 of the United
13 States Housing Act of 1937 (42 U.S.C. 1437f).

14 (b) For purposes of determining the eligibility of a
15 person to receive assistance under section 8 of the United
16 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
17 cial assistance (in excess of amounts received for tuition
18 and any other required fees and charges) that an indi-
19 vidual receives under the Higher Education Act of 1965
20 (20 U.S.C. 1001 et seq.), from private sources, or an insti-
21 tution of higher education (as defined under section 102
22 of the Higher Education Act of 1965 (20 U.S.C. 1002)),
23 shall be considered income to that individual, except for
24 a person over the age of 23 with dependent children.

1 SEC. 211. The funds made available for Native Alas-
2 kans under the heading “Native American Housing Block
3 Grants” in title II of this Act shall be allocated to the
4 same Native Alaskan housing block grant recipients that
5 received funds in fiscal year 2005.

6 SEC. 212. Notwithstanding any other provision of
7 law, in fiscal year 2020, in managing and disposing of any
8 multifamily property that is owned or has a mortgage held
9 by the Secretary of Housing and Urban Development, and
10 during the process of foreclosure on any property with a
11 contract for rental assistance payments under section 8
12 of the United States Housing Act of 1937 (42 U.S.C.
13 1437f) or other Federal programs, the Secretary shall
14 maintain any rental assistance payments under section 8
15 of the United States Housing Act of 1937 and other pro-
16 grams that are attached to any dwelling units in the prop-
17 erty. To the extent the Secretary determines, in consulta-
18 tion with the tenants and the local government, that such
19 a multifamily property owned or held by the Secretary is
20 not feasible for continued rental assistance payments
21 under such section 8 or other programs, based on consid-
22 eration of (1) the costs of rehabilitating and operating the
23 property and all available Federal, State, and local re-
24 sources, including rent adjustments under section 524 of
25 the Multifamily Assisted Housing Reform and Afford-

1 ability Act of 1997 (“MAHRAA”) (42 U.S.C. 1437f note)
 2 and (2) environmental conditions that cannot be remedied
 3 in a cost-effective fashion, the Secretary may, in consulta-
 4 tion with the tenants of that property, contract for project-
 5 based rental assistance payments with an owner or owners
 6 of other existing housing properties, or provide other rent-
 7 al assistance. The Secretary shall also take appropriate
 8 steps to ensure that project-based contracts remain in ef-
 9 fect prior to foreclosure, subject to the exercise of contrac-
 10 tual abatement remedies to assist relocation of tenants for
 11 imminent major threats to health and safety after written
 12 notice to and informed consent of the affected tenants and
 13 use of other available remedies, such as partial abatements
 14 or receivership. After disposition of any multifamily prop-
 15 erty described under this section, the contract and allow-
 16 able rent levels on such properties shall be subject to the
 17 requirements under section 524 of MAHRAA.

18 SEC. 213. Public housing agencies that own and oper-
 19 ate 400 or fewer public housing units may elect to be ex-
 20 empt from any asset management requirement imposed by
 21 the Secretary of Housing and Urban Development in con-
 22 nection with the operating fund rule: *Provided*, That an
 23 agency seeking a discontinuance of a reduction of subsidy
 24 under the operating fund formula shall not be exempt
 25 from asset management requirements.

1 SEC. 214. With respect to the use of amounts pro-
2 vided in this Act and in future Acts for the operation, cap-
3 ital improvement and management of public housing as
4 authorized by sections 9(d) and 9(e) of the United States
5 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the
6 Secretary shall not impose any requirement or guideline
7 relating to asset management that restricts or limits in
8 any way the use of capital funds for central office costs
9 pursuant to section 9(g)(1) or 9(g)(2) of the United States
10 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*
11 *vided*, That a public housing agency may not use capital
12 funds authorized under section 9(d) for activities that are
13 eligible under section 9(e) for assistance with amounts
14 from the operating fund in excess of the amounts per-
15 mitted under section 9(g)(1) or 9(g)(2).

16 SEC. 215. No official or employee of the Department
17 of Housing and Urban Development shall be designated
18 as an allotment holder unless the Office of the Chief Fi-
19 nancial Officer has determined that such allotment holder
20 has implemented an adequate system of funds control and
21 has received training in funds control procedures and di-
22 rectives. The Chief Financial Officer shall ensure that
23 there is a trained allotment holder for each HUD appro-
24 priation under the accounts “Executive Offices”, “Admin-
25 istrative Support Offices”, “Program Offices”, “Govern-

1 ment National Mortgage Association—Guarantees of
2 Mortgage-Backed Securities Loan Guarantee Program
3 Account”, and “Office of Inspector General” within the
4 Department of Housing and Urban Development.

5 SEC. 216. The Secretary of the Department of Hous-
6 ing and Urban Development shall, for fiscal year 2020,
7 notify the public through the Federal Register and other
8 means, as determined appropriate, of the issuance of a no-
9 tice of the availability of assistance or notice of funding
10 availability (NOFA) for any program or discretionary
11 fund administered by the Secretary that is to be competi-
12 tively awarded. Notwithstanding any other provision of
13 law, for fiscal year 2020, the Secretary may make the
14 NOFA available only on the Internet at the appropriate
15 Government web site or through other electronic media,
16 as determined by the Secretary.

17 SEC. 217. Payment of attorney fees in program-re-
18 lated litigation shall be paid from the individual program
19 office and Office of General Counsel salaries and expenses
20 appropriations. The annual budget submission for the pro-
21 gram offices and the Office of General Counsel shall in-
22 clude any such projected litigation costs for attorney fees
23 as a separate line item request. No funds provided in this
24 title may be used to pay any such litigation costs for attor-
25 ney fees until the Department submits for review a spend-

1 ing plan for such costs to the House and Senate Commit-
2 tees on Appropriations.

3 SEC. 218. The Secretary is authorized to transfer up
4 to 10 percent or \$5,000,000, whichever is less, of funds
5 appropriated for any office under the headings “Adminis-
6 trative Support Offices” or “Program Offices” to any
7 other such office or account: *Provided*, That no appropria-
8 tion for any such office or account shall be increased or
9 decreased by more than 10 percent or \$5,000,000, which-
10 ever is less, without prior written approval of the House
11 and Senate Committees on Appropriations: *Provided fur-*
12 *ther*, That the Secretary shall provide notification to such
13 Committees 3 business days in advance of any such trans-
14 fers under this section up to 10 percent or \$5,000,000,
15 whichever is less.

16 SEC. 219. (a) Any entity receiving housing assistance
17 payments shall maintain decent, safe, and sanitary condi-
18 tions, as determined by the Secretary of Housing and
19 Urban Development (in this section referred to as the
20 “Secretary”), and comply with any standards under appli-
21 cable State or local laws, rules, ordinances, or regulations
22 relating to the physical condition of any property covered
23 under a housing assistance payment contract.

1 (b) The Secretary shall take action under subsection
2 (c) when a multifamily housing project with a section 8
3 contract or contract for similar project-based assistance—

4 (1) receives a Uniform Physical Condition
5 Standards (UPCS) score of 60 or less; or

6 (2) fails to certify in writing to the Secretary
7 within 3 days that all Exigent Health and Safety de-
8 ficiencies identified by the inspector at the project
9 have been corrected.

10 Such requirements shall apply to insured and noninsured
11 projects with assistance attached to the units under sec-
12 tion 8 of the United States Housing Act of 1937 (42
13 U.S.C. 1437f), but do not apply to such units assisted
14 under section 8(o)(13) (42 U.S.C. 1437f(o)(13)) or to
15 public housing units assisted with capital or operating
16 funds under section 9 of the United States Housing Act
17 of 1937 (42 U.S.C. 1437g).

18 (c)(1) Within 15 days of the issuance of the REAC
19 inspection, the Secretary must provide the owner with a
20 Notice of Default with a specified timetable, determined
21 by the Secretary, for correcting all deficiencies. The Sec-
22 retary must also provide a copy of the Notice of Default
23 to the tenants, the local government, any mortgagees, and
24 any contract administrator. If the owner's appeal results

1 in a UPCS score of 60 or above, the Secretary may with-
2 draw the Notice of Default.

3 (2) At the end of the time period for correcting
4 all deficiencies specified in the Notice of Default, if
5 the owner fails to fully correct such deficiencies, the
6 Secretary may—

7 (A) require immediate replacement of
8 project management with a management agent
9 approved by the Secretary;

10 (B) impose civil money penalties, which
11 shall be used solely for the purpose of sup-
12 porting safe and sanitary conditions at applica-
13 ble properties, as designated by the Secretary,
14 with priority given to the tenants of the prop-
15 erty affected by the penalty;

16 (C) abate the section 8 contract, including
17 partial abatement, as determined by the Sec-
18 retary, until all deficiencies have been corrected;

19 (D) pursue transfer of the project to an
20 owner, approved by the Secretary under estab-
21 lished procedures, which will be obligated to
22 promptly make all required repairs and to ac-
23 cept renewal of the assistance contract as long
24 as such renewal is offered;

1 (E) transfer the existing section 8 contract
2 to another project or projects and owner or
3 owners;

4 (F) pursue exclusionary sanctions, includ-
5 ing suspensions or debarments from Federal
6 programs;

7 (G) seek judicial appointment of a receiver
8 to manage the property and cure all project de-
9 ficiencies or seek a judicial order of specific per-
10 formance requiring the owner to cure all project
11 deficiencies;

12 (H) work with the owner, lender, or other
13 related party to stabilize the property in an at-
14 tempt to preserve the property through compli-
15 ance, transfer of ownership, or an infusion of
16 capital provided by a third-party that requires
17 time to effectuate; or

18 (I) take any other regulatory or contrac-
19 tual remedies available as deemed necessary
20 and appropriate by the Secretary.

21 (d) The Secretary shall also take appropriate steps
22 to ensure that project-based contracts remain in effect,
23 subject to the exercise of contractual abatement remedies
24 to assist relocation of tenants for major threats to health
25 and safety after written notice to the affected tenants. To

1 the extent the Secretary determines, in consultation with
2 the tenants and the local government, that the property
3 is not feasible for continued rental assistance payments
4 under such section 8 or other programs, based on consid-
5 eration of—

6 (1) the costs of rehabilitating and operating the
7 property and all available Federal, State, and local
8 resources, including rent adjustments under section
9 524 of the Multifamily Assisted Housing Reform
10 and Affordability Act of 1997 (“MAHRAA”); and

11 (2) environmental conditions that cannot be
12 remedied in a cost-effective fashion, the Secretary
13 may contract for project-based rental assistance pay-
14 ments with an owner or owners of other existing
15 housing properties, or provide other rental assist-
16 ance.

17 (e) The Secretary shall report quarterly on all prop-
18 erties covered by this section that are assessed through
19 the Real Estate Assessment Center and have UPCS phys-
20 ical inspection scores of less than 60 or have received an
21 unsatisfactory management and occupancy review within
22 the past 36 months. The report shall include—

23 (1) the enforcement actions being taken to ad-
24 dress such conditions, including imposition of civil
25 money penalties and termination of subsidies, and

1 identify properties that have such conditions mul-
2 tiple times;

3 (2) actions that the Department of Housing
4 and Urban Development is taking to protect tenants
5 of such identified properties; and

6 (3) any administrative or legislative rec-
7 ommendations to further improve the living condi-
8 tions at properties covered under a housing assist-
9 ance payment contract.

10 This report shall be due to the Senate and House Commit-
11 tees on Appropriations no later than 30 days after the
12 enactment of this Act, and on the first business day of
13 each Federal fiscal year quarter thereafter while this sec-
14 tion remains in effect.

15 SEC. 220. None of the funds made available by this
16 Act, or any other Act, for purposes authorized under sec-
17 tion 8 (only with respect to the tenant-based rental assist-
18 ance program) and section 9 of the United States Housing
19 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by
20 any public housing agency for any amount of salary, in-
21 cluding bonuses, for the chief executive officer of which,
22 or any other official or employee of which, that exceeds
23 the annual rate of basic pay payable for a position at level
24 IV of the Executive Schedule at any time during any pub-
25 lic housing agency fiscal year 2020.

1 SEC. 221. None of the funds in this Act provided to
2 the Department of Housing and Urban Development may
3 be used to make a grant award unless the Secretary noti-
4 fies the House and Senate Committees on Appropriations
5 not less than 3 full business days before any project,
6 State, locality, housing authority, tribe, nonprofit organi-
7 zation, or other entity selected to receive a grant award
8 is announced by the Department or its offices.

9 SEC. 222. None of the funds made available by this
10 Act may be used to require or enforce the Physical Needs
11 Assessment (PNA).

12 SEC. 223. None of the funds made available in this
13 Act shall be used by the Federal Housing Administration,
14 the Government National Mortgage Administration, or the
15 Department of Housing and Urban Development to in-
16 sure, securitize, or establish a Federal guarantee of any
17 mortgage or mortgage backed security that refinances or
18 otherwise replaces a mortgage that has been subject to
19 eminent domain condemnation or seizure, by a State, mu-
20 nicipality, or any other political subdivision of a State.

21 SEC. 224. None of the funds made available by this
22 Act may be used to terminate the status of a unit of gen-
23 eral local government as a metropolitan city (as defined
24 in section 102 of the Housing and Community Develop-

1 ment Act of 1974 (42 U.S.C. 5302)) with respect to
2 grants under section 106 of such Act (42 U.S.C. 5306).

3 SEC. 225. Amounts made available under this Act
4 which are either appropriated, allocated, advanced on a
5 reimbursable basis, or transferred to the Office of Policy
6 Development and Research in the Department of Housing
7 and Urban Development and functions thereof, for re-
8 search, evaluation, or statistical purposes, and which are
9 unexpended at the time of completion of a contract, grant,
10 or cooperative agreement, may be deobligated and shall
11 immediately become available and may be reobligated in
12 that fiscal year or the subsequent fiscal year for the re-
13 search, evaluation, or statistical purposes for which the
14 amounts are made available to that Office subject to re-
15 programming requirements in section 405 of this Act.

16 SEC. 226. None of the funds provided in this Act or
17 any other act may be used for awards, including perform-
18 ance, special act, or spot, for any employee of the Depart-
19 ment of Housing and Urban Development subject to ad-
20 ministrative discipline (including suspension from work),
21 in this or the prior fiscal year, but this prohibition shall
22 not be effective prior to the effective date of any such ad-
23 ministrative discipline or after any final decision over-
24 turning such discipline.

1 SEC. 227. Funds made available in this title under
 2 the heading “Homeless Assistance Grants” may be used
 3 by the Secretary to participate in Performance Partner-
 4 ship Pilots authorized under section 526 of division H of
 5 Public Law 113–76, section 524 of division G of Public
 6 Law 113–235, section 525 of division H of Public Law
 7 114–113, section 525 of division H of Public Law 115–
 8 31, section 525 of division H of Public Law 115–141, sec-
 9 tion 524 of division B of Public Law 115–245 and such
 10 authorities as are enacted for Performance Partnership
 11 Pilots in an appropriations Act for fiscal year 2020: *Pro-*
 12 *vided*, That such participation shall be limited to no more
 13 than 10 continuums of care and housing activities to im-
 14 prove outcomes for disconnected youth.

15 SEC. 228. With respect to grant amounts awarded
 16 under the heading “Homeless Assistance Grants” for fis-
 17 cal years 2015 through 2020 for the continuum of care
 18 (CoC) program as authorized under subtitle C of title IV
 19 of the McKinney-Vento Homeless Assistance Act, costs
 20 paid by program income of grant recipients may count to-
 21 ward meeting the recipient’s matching requirements, pro-
 22 vided the costs are eligible CoC costs that supplement the
 23 recipient’s CoC program.

24 SEC. 229. (a) From amounts made available under
 25 this title under the heading “Homeless Assistance

1 Grants”, the Secretary may award 1-year transition
2 grants to recipients of funds for activities under subtitle
3 C of the McKinney-Vento Homeless Assistance Act (42
4 U.S.C. 11381 et seq.) to transition from one Continuum
5 of Care program component to another.

6 (b) In order to be eligible to receive a transition
7 grant, the funding recipient must have the consent of the
8 Continuum of Care and meet standards determined by the
9 Secretary.

10 SEC. 230. None of the funds made available by this
11 Act may be used by the Department of Housing and
12 Urban Development to direct a grantee to undertake spe-
13 cific changes to existing zoning laws as part of carrying
14 out the final rule entitled “Affirmatively Furthering Fair
15 Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the
16 notice entitled “Affirmatively Furthering Fair Housing
17 Assessment Tool” (79 Fed. Reg. 57949 (September 26,
18 2014)).

19 SEC. 231. The Promise Zone designations and Prom-
20 ise Zone Designation Agreements entered into pursuant
21 to such designations, made by the Secretary of Housing
22 and Urban Development in prior fiscal years, shall remain
23 in effect in accordance with the terms and conditions of
24 such agreements.

1 SEC. 232. None of the funds made available by this
2 Act may be used to establish and apply review criteria,
3 including rating factors or preference points, for participa-
4 tion in or coordination with EnVision Centers, in the eval-
5 uation, selection, and award of any funds made available
6 and requiring competitive selection under this Act, except
7 with respect to any such funds otherwise authorized for
8 EnVision Center purposes under this Act.

9 SEC. 233. None of the funds made available by this
10 or any prior Act may be used to require or enforce any
11 changes to the terms and conditions of the public housing
12 annual contributions contract between the Secretary and
13 any public housing agency, as such contract was in effect
14 as of December 31, 2017, unless such changes are mutu-
15 ally agreed upon by the Secretary and such agency: *Pro-*
16 *vided*, That such agreement by an agency may be indi-
17 cated only by a written amendment to the terms and con-
18 ditions containing the duly authorized signature of its
19 chief executive: *Provided Further*, That the Secretary may
20 not withhold funds to compel such agreement by an agen-
21 cy which certifies to its compliance with its contract.

22 SEC. 234. None of the amounts made available in this
23 Act or in the Department of Housing and Urban Develop-
24 ment Appropriations Act, 2019 (Public Law 116–6) may
25 be used to consider Family Self-Sufficiency performance

1 measures or performance scores in determining funding
2 awards for programs receiving Family Self-Sufficiency
3 program coordinator funding provided in this Act or in
4 the Department of Housing and Urban Development Ap-
5 propriations Act, 2019 (Public Law 116–6).

6 SEC. 235. (a) All unobligated balances from funds ap-
7 propriated under the heading “Department of Housing
8 and Urban Development Public and Indian Housing—
9 Tenant Based Rental Assistance” in chapter 10 of title
10 I of division B of the Consolidated Security, Disaster As-
11 sistance, and Continuing Appropriations Act, 2009 (Pub-
12 lic Law 110–329) are hereby rescinded.

13 (b) All unobligated balances from funds appropriated
14 under the heading “Department of Housing and Urban
15 Development Public and Indian Housing—Project-Based
16 Rental Assistance” in chapter 10 of title I of division B
17 of the Consolidated Security, Disaster Assistance, and
18 Continuing Appropriations Act, 2009 (Public Law 110–
19 329; 122 Stat. 324) (as amended by section 1203 of Pub-
20 lic Law 111–32; 123 Stat. 1859) are hereby rescinded.

21 SEC. 236. Any public housing agency designated as
22 a Moving to Work agency pursuant to section 239 of
23 (Public Law 114–113) may, upon such designation, use
24 funds (except for special purpose funding, including spe-
25 cial purpose vouchers) previously allocated to any such

1 public housing agency under section 8 or 9 of the United
2 States Housing Act of 1937, including any reserve funds
3 held by the public housing agency or funds held by the
4 Department of Housing and Urban Development, pursu-
5 ant to the authority for use of section 8 or 9 funding pro-
6 vided under such section and section 204 of title II of the
7 Departments of Veterans Affairs and Housing and Urban
8 Development and Independent Agencies Appropriations
9 Act, 1996 (Public Law 104–134), notwithstanding the
10 purposes for which such funds were appropriated

11 SEC. 237. None of the amounts made available by
12 this Act or by Public Law 116-6 may be used to prohibit
13 any public housing agency under receivership or the direc-
14 tion of a Federal monitor from applying for, receiving, or
15 using funds made available under the heading “Public
16 Housing Capital Fund” for competitive grants to evaluate
17 and reduce lead-based paint hazards in this Act or that
18 remain available and not awarded from prior Acts, or be
19 used to prohibit a public housing agency from using such
20 funds to carry out any required work pursuant to a settle-
21 ment agreement, consent decree, voluntary agreement, or
22 similar document for a violation of the Lead Safe Housing
23 or Lead Disclosure Rules.

24 This title may be cited as the “Department of Hous-
25 ing and Urban Development Appropriations Act, 2020”.

1 TITLE III
2 RELATED AGENCIES
3 ACCESS BOARD
4 SALARIES AND EXPENSES

5 For expenses necessary for the Access Board, as au-
6 thorized by section 502 of the Rehabilitation Act of 1973,
7 as amended, \$9,200,000: *Provided*, That, notwithstanding
8 any other provision of law, there may be credited to this
9 appropriation funds received for publications and training
10 expenses: *Provided further*, That of this amount, \$800,000
11 shall be for activities authorized under section 432 of Pub-
12 lic Law 115–254.

13 FEDERAL MARITIME COMMISSION
14 SALARIES AND EXPENSES

15 For necessary expenses of the Federal Maritime
16 Commission as authorized by section 201(d) of the Mer-
17 chant Marine Act, 1936, as amended (46 U.S.C. 307), in-
18 cluding services as authorized by 5 U.S.C. 3109; hire of
19 passenger motor vehicles as authorized by 31 U.S.C.
20 1343(b); and uniforms or allowances therefore, as author-
21 ized by 5 U.S.C. 5901–5902, \$28,000,000: *Provided*, That
22 not to exceed \$2,000 shall be available for official recep-
23 tion and representation expenses.

1 NATIONAL RAILROAD PASSENGER CORPORATION
2 OFFICE OF INSPECTOR GENERAL
3 SALARIES AND EXPENSES

4 For necessary expenses of the Office of Inspector
5 General for the National Railroad Passenger Corporation
6 to carry out the provisions of the Inspector General Act
7 of 1978, as amended, \$23,274,000: *Provided*, That the In-
8 spector General shall have all necessary authority, in car-
9 rying out the duties specified in the Inspector General Act,
10 as amended (5 U.S.C. App. 3), to investigate allegations
11 of fraud, including false statements to the government (18
12 U.S.C. 1001), by any person or entity that is subject to
13 regulation by the National Railroad Passenger Corpora-
14 tion: *Provided further*, That the Inspector General may
15 enter into contracts and other arrangements for audits,
16 studies, analyses, and other services with public agencies
17 and with private persons, subject to the applicable laws
18 and regulations that govern the obtaining of such services
19 within the National Railroad Passenger Corporation: *Pro-*
20 *vided further*, That the Inspector General may select, ap-
21 point, and employ such officers and employees as may be
22 necessary for carrying out the functions, powers, and du-
23 ties of the Office of Inspector General, subject to the appli-
24 cable laws and regulations that govern such selections, ap-
25 pointments, and employment within the Corporation: *Pro-*

1 *vided further*, That concurrent with the President's budget
 2 request for fiscal year 2021, the Inspector General shall
 3 submit to the House and Senate Committees on Appro-
 4 priations a budget request for fiscal year 2021 in similar
 5 format and substance to those submitted by executive
 6 agencies of the Federal Government.

7 NATIONAL TRANSPORTATION SAFETY BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the National Transpor-
 10 tation Safety Board, including hire of passenger motor ve-
 11 hicles and aircraft; services as authorized by 5 U.S.C.
 12 3109, but at rates for individuals not to exceed the per
 13 diem rate equivalent to the rate for a GS-15; uniforms,
 14 or allowances therefor, as authorized by law (5 U.S.C.
 15 5901-5902), \$110,400,000, of which not to exceed \$2,000
 16 may be used for official reception and representation ex-
 17 penses. The amounts made available to the National
 18 Transportation Safety Board in this Act include amounts
 19 necessary to make lease payments on an obligation in-
 20 curred in fiscal year 2001 for a capital lease.

21 NEIGHBORHOOD REINVESTMENT CORPORATION

22 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
 23 CORPORATION

24 For payment to the Neighborhood Reinvestment Cor-
 25 poration for use in neighborhood reinvestment activities,

1 as authorized by the Neighborhood Reinvestment Corpora-
 2 tion Act (42 U.S.C. 8101–8107), \$151,000,000, of which
 3 \$5,000,000 shall be for a multi-family rental housing pro-
 4 gram: *Provided*, That an additional \$1,000,000, to remain
 5 available until September 30, 2023, shall be for the pro-
 6 motion and development of shared equity housing models.

7 SURFACE TRANSPORTATION BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the Surface Transpor-
 10 tation Board, including services authorized by 5 U.S.C.
 11 3109, \$37,100,000: *Provided*, That notwithstanding any
 12 other provision of law, not to exceed \$1,250,000 from fees
 13 established by the Chairman of the Surface Transpor-
 14 tation Board shall be credited to this appropriation as off-
 15 setting collections and used for necessary and authorized
 16 expenses under this heading: *Provided further*, That the
 17 sum herein appropriated from the general fund shall be
 18 reduced on a dollar-for-dollar basis as such offsetting col-
 19 lections are received during fiscal year 2020, to result in
 20 a final appropriation from the general fund estimated at
 21 no more than \$35,850,000.

1 UNITED STATES INTERAGENCY COUNCIL ON
2 HOMELESSNESS
3 OPERATING EXPENSES

4 For necessary expenses (including payment of sala-
5 ries, authorized travel, hire of passenger motor vehicles,
6 the rental of conference rooms, and the employment of ex-
7 perts and consultants under section 3109 of title 5, United
8 States Code) of the United States Interagency Council on
9 Homelessness in carrying out the functions pursuant to
10 title II of the McKinney-Vento Homeless Assistance Act,
11 as amended, \$3,700,000.

TITLE IV

GENERAL PROVISIONS—THIS ACT

SEC. 401. None of the funds in this Act shall be used for the planning or execution of any program to pay the expenses of, or otherwise compensate, non-Federal parties intervening in regulatory or adjudicatory proceedings funded in this Act.

SEC. 402. None of the funds appropriated in this Act shall remain available for obligation beyond the current fiscal year, nor may any be transferred to other appropriations, unless expressly so provided herein.

SEC. 403. The expenditure of any appropriation under this Act for any consulting service through a procurement contract pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 404. (a) None of the funds made available in this Act may be obligated or expended for any employee training that—

(1) does not meet identified needs for knowledge, skills, and abilities bearing directly upon the performance of official duties;

1 (2) contains elements likely to induce high lev-
2 els of emotional response or psychological stress in
3 some participants;

4 (3) does not require prior employee notification
5 of the content and methods to be used in the train-
6 ing and written end of course evaluation;

7 (4) contains any methods or content associated
8 with religious or quasi-religious belief systems or
9 “new age” belief systems as defined in Equal Em-
10 ployment Opportunity Commission Notice N-
11 915.022, dated September 2, 1988; or

12 (5) is offensive to, or designed to change, par-
13 ticipants’ personal values or lifestyle outside the
14 workplace.

15 (b) Nothing in this section shall prohibit, restrict, or
16 otherwise preclude an agency from conducting training
17 bearing directly upon the performance of official duties.

18 SEC. 405. Except as otherwise provided in this Act,
19 none of the funds provided in this Act, provided by pre-
20 vious appropriations Acts to the agencies or entities fund-
21 ed in this Act that remain available for obligation or ex-
22 penditure in fiscal year 2020, or provided from any ac-
23 counts in the Treasury derived by the collection of fees
24 and available to the agencies funded by this Act, shall be

1 available for obligation or expenditure through a re-
2 programming of funds that—

3 (1) creates a new program;

4 (2) eliminates a program, project, or activity;

5 (3) increases funds or personnel for any pro-
6 gram, project, or activity for which funds have been
7 denied or restricted by the Congress;

8 (4) proposes to use funds directed for a specific
9 activity by either the House or Senate Committees
10 on Appropriations for a different purpose;

11 (5) augments existing programs, projects, or ac-
12 tivities in excess of \$5,000,000 or 10 percent, which-
13 ever is less;

14 (6) reduces existing programs, projects, or ac-
15 tivities by \$5,000,000 or 10 percent, whichever is
16 less; or

17 (7) creates, reorganizes, or restructures a
18 branch, division, office, bureau, board, commission,
19 agency, administration, or department different from
20 the budget justifications submitted to the Commit-
21 tees on Appropriations or the table accompanying
22 the report accompanying this Act, whichever is more
23 detailed, unless prior approval is received from the
24 House and Senate Committees on Appropriations:
25 *Provided*, That not later than 60 days after the date

1 of enactment of this Act, each agency funded by this
2 Act shall submit a report to the Committees on Ap-
3 propriations of the Senate and of the House of Rep-
4 resentatives to establish the baseline for application
5 of reprogramming and transfer authorities for the
6 current fiscal year: *Provided further*, That the report
7 shall include—

8 (A) a table for each appropriation with a
9 separate column to display the prior year en-
10 acted level, the President’s budget request, ad-
11 justments made by Congress, adjustments due
12 to enacted rescissions, if appropriate, and the
13 fiscal year enacted level;

14 (B) a delineation in the table for each ap-
15 propriation and its respective prior year enacted
16 level by object class and program, project, and
17 activity as detailed in this Act, the table accom-
18 panying the explanatory statement accom-
19 panying this Act, accompanying reports of the
20 House and Senate Committee on Appropria-
21 tions, or in the budget appendix for the respec-
22 tive appropriations, whichever is more detailed,
23 and shall apply to all items for which a dollar
24 amount is specified and to all programs for
25 which new budget (obligational) authority is

1 provided, as well as to discretionary grants and
2 discretionary grant allocations; and

3 (C) an identification of items of special
4 congressional interest.

5 SEC. 406. Except as otherwise specifically provided
6 by law, not to exceed 50 percent of unobligated balances
7 remaining available at the end of fiscal year 2020 from
8 appropriations made available for salaries and expenses
9 for fiscal year 2020 in this Act, shall remain available
10 through September 30, 2021, for each such account for
11 the purposes authorized: *Provided*, That a request shall
12 be submitted to the House and Senate Committees on Ap-
13 propriations for approval prior to the expenditure of such
14 funds: *Provided further*, That these requests shall be made
15 in compliance with reprogramming guidelines under sec-
16 tion 405 of this Act.

17 SEC. 407. No funds in this Act may be used to sup-
18 port any Federal, State, or local projects that seek to use
19 the power of eminent domain, unless eminent domain is
20 employed only for a public use: *Provided*, That for pur-
21 poses of this section, public use shall not be construed to
22 include economic development that primarily benefits pri-
23 vate entities: *Provided further*, That any use of funds for
24 mass transit, railroad, airport, seaport or highway
25 projects, as well as utility projects which benefit or serve

1 the general public (including energy-related, communica-
2 tion-related, water-related and wastewater-related infra-
3 structure), other structures designated for use by the gen-
4 eral public or which have other common-carrier or public-
5 utility functions that serve the general public and are sub-
6 ject to regulation and oversight by the government, and
7 projects for the removal of an immediate threat to public
8 health and safety or brownfields as defined in the Small
9 Business Liability Relief and Brownfields Revitalization
10 Act (Public Law 107–118) shall be considered a public
11 use for purposes of eminent domain.

12 SEC. 408. None of the funds made available in this
13 Act may be transferred to any department, agency, or in-
14 strumentality of the United States Government, except
15 pursuant to a transfer made by, or transfer authority pro-
16 vided in, this Act or any other appropriations Act.

17 SEC. 409. No part of any appropriation contained in
18 this Act shall be available to pay the salary for any person
19 filling a position, other than a temporary position, for-
20 merly held by an employee who has left to enter the Armed
21 Forces of the United States and has satisfactorily com-
22 pleted his or her period of active military or naval service,
23 and has within 90 days after his or her release from such
24 service or from hospitalization continuing after discharge
25 for a period of not more than 1 year, made application

1 for restoration to his or her former position and has been
2 certified by the Office of Personnel Management as still
3 qualified to perform the duties of his or her former posi-
4 tion and has not been restored thereto.

5 SEC. 410. No funds appropriated pursuant to this
6 Act may be expended by an entity unless the entity agrees
7 that in expending the assistance the entity will comply
8 with sections 2 through 4 of the Act of March 3, 1933
9 (41 U.S.C. 8301–8305, popularly known as the “Buy
10 American Act”).

11 SEC. 411. No funds appropriated or otherwise made
12 available under this Act shall be made available to any
13 person or entity that has been convicted of violating the
14 Buy American Act (41 U.S.C. 8301–8305).

15 SEC. 412. None of the funds made available in this
16 Act may be used for first-class airline accommodations in
17 contravention of sections 301–10.122 and 301–10.123 of
18 title 41, Code of Federal Regulations.

19 SEC. 413. (a) None of the funds made available by
20 this Act may be used to approve a new foreign air carrier
21 permit under sections 41301 through 41305 of title 49,
22 United States Code, or exemption application under sec-
23 tion 40109 of that title of an air carrier already holding
24 an air operators certificate issued by a country that is
25 party to the U.S.-E.U.-Iceland-Norway Air Transport

1 Agreement where such approval would contravene United
2 States law or Article 17 bis of the U.S.-E.U.-Iceland-Nor-
3 way Air Transport Agreement.

4 (b) Nothing in this section shall prohibit, restrict or
5 otherwise preclude the Secretary of Transportation from
6 granting a foreign air carrier permit or an exemption to
7 such an air carrier where such authorization is consistent
8 with the U.S.-E.U.-Iceland-Norway Air Transport Agree-
9 ment and United States law.

10 SEC. 414. None of the funds made available in this
11 Act may be used to send or otherwise pay for the attend-
12 ance of more than 50 employees of a single agency or de-
13 partment of the United States Government, who are sta-
14 tioned in the United States, at any single international
15 conference unless the relevant Secretary reports to the
16 House and Senate Committees on Appropriations at least
17 5 days in advance that such attendance is important to
18 the national interest: *Provided*, That for purposes of this
19 section the term “international conference” shall mean a
20 conference occurring outside of the United States attended
21 by representatives of the United States Government and
22 of foreign governments, international organizations, or
23 nongovernmental organizations.

24 SEC. 415. None of the funds appropriated or other-
25 wise made available under this Act may be used by the

1 Surface Transportation Board to charge or collect any fil-
2 ing fee for rate or practice complaints filed with the Board
3 in an amount in excess of the amount authorized for dis-
4 trict court civil suit filing fees under section 1914 of title
5 28, United States Code.

6 SEC. 416. None of the funds made available by this
7 Act may be used by the Department of Transportation,
8 the Department of Housing and Urban Development, or
9 any other Federal agency to lease or purchase new light
10 duty vehicles for any executive fleet, or for an agency's
11 fleet inventory, except in accordance with Presidential
12 Memorandum—Federal Fleet Performance, dated May
13 24, 2011.

14 SEC. 417. (a) None of the funds made available in
15 this Act may be used to maintain or establish a computer
16 network unless such network blocks the viewing,
17 downloading, and exchanging of pornography.

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

22 SEC. 418. (a) None of the funds made available in
23 this Act may be used to deny an Inspector General funded
24 under this Act timely access to any records, documents,
25 or other materials available to the department or agency

1 over which that Inspector General has responsibilities
2 under the Inspector General Act of 1978 (5 U.S.C. App.),
3 or to prevent or impede that Inspector General's access
4 to such records, documents, or other materials, under any
5 provision of law, except a provision of law that expressly
6 refers to the Inspector General and expressly limits the
7 Inspector General's right of access.

8 (b) A department or agency covered by this section
9 shall provide its Inspector General with access to all such
10 records, documents, and other materials in a timely man-
11 ner.

12 (c) Each Inspector General shall ensure compliance
13 with statutory limitations on disclosure relevant to the in-
14 formation provided by the establishment over which that
15 Inspector General has responsibilities under the Inspector
16 General Act of 1978 (5 U.S.C. App.).

17 (d) Each Inspector General covered by this section
18 shall report to the Committees on Appropriations of the
19 House of Representatives and the Senate within 5 cal-
20 endar days any failures to comply with this requirement.

21 SEC. 419. None of the funds appropriated or other-
22 wise made available by this Act may be used to pay award
23 or incentive fees for contractors whose performance has
24 been judged to be below satisfactory, behind schedule, over
25 budget, or has failed to meet the basic requirements of

1 a contract, unless the Agency determines that any such
2 deviations are due to unforeseeable events, government-
3 driven scope changes, or are not significant within the
4 overall scope of the project and/or program unless such
5 awards or incentive fees are consistent with 16.401(e)(2)
6 of the FAR.

7 This Act may be cited as the “Transportation, Hous-
8 ing and Urban Development, and Related Agencies Appro-
9 priations Act, 2020”.

Calendar No. 209

116TH CONGRESS
1ST Session

S. 2520

[Report No. 116-109]

A BILL

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2020, and for other purposes.

SEPTEMBER 19, 2019

Read twice and placed on the calendar