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116TH CONGRESS
1ST SESSION

H. R. 2740

[Report No. 116-62]

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

IN THE HOUSE OF REPRESENTATIVES

MAY 15, 2019

Ms. DELAURO, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

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

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Departments of Labor, Health and Human Services, and

1 Education, and related agencies for the fiscal year ending
2 September 30, 2020, and for other purposes, namely:

3 TITLE I

4 DEPARTMENT OF LABOR

5 EMPLOYMENT AND TRAINING ADMINISTRATION

6 TRAINING AND EMPLOYMENT SERVICES

7 For necessary expenses of the Workforce Innovation
8 and Opportunity Act (referred to in this Act as “WIOA”)
9 and the National Apprenticeship Act, \$3,977,615,000,
10 plus reimbursements, shall be available. Of the amounts
11 provided:

12 (1) for grants to States for adult employment
13 and training activities, youth activities, and dis-
14 located worker employment and training activities,
15 \$2,967,360,000 as follows:

16 (A) \$900,000,000 for adult employment
17 and training activities, of which \$188,000,000
18 shall be available for the period July 1, 2020
19 through June 30, 2021, and of which
20 \$712,000,000 shall be available for the period
21 October 1, 2020 through June 30, 2021;

22 (B) \$964,000,000 for youth activities,
23 which shall be available for the period April 1,
24 2020 through June 30, 2021; and

1 (C) \$1,103,360,000 for dislocated worker
2 employment and training activities, of which
3 \$243,360,000 shall be available for the period
4 July 1, 2020 through June 30, 2021, and of
5 which \$860,000,000 shall be available for the
6 period October 1, 2020 through June 30, 2021:
7 *Provided*, That the funds available for allotment to
8 outlying areas to carry out subtitle B of title I of the
9 WIOA shall not be subject to the requirements of
10 section 127(b)(1)(B)(ii) of such Act; and

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

13 (A) \$370,859,000 for the dislocated work-
14 ers assistance national reserve, of which
15 \$170,859,000 shall be available for the period
16 July 1, 2020 through September 30, 2021, and
17 of which \$200,000,000 shall be available for the
18 period October 1, 2020 through September 30,
19 2021: *Provided*, That funds provided to carry
20 out section 132(a)(2)(A) of the WIOA may be
21 used to provide assistance to a State for state-
22 wide or local use in order to address cases
23 where there have been worker dislocations
24 across multiple sectors or across multiple local
25 areas and such workers remain dislocated; co-

1 ordinate the State workforce development plan
2 with emerging economic development needs; and
3 train such eligible dislocated workers: *Provided*
4 *further*, That funds provided to carry out sec-
5 tions 168(b) and 169(c) of the WIOA may be
6 used for technical assistance and demonstration
7 projects, respectively, that provide assistance to
8 new entrants in the workforce and incumbent
9 workers: *Provided further*, That notwithstanding
10 section 168(b) of the WIOA, of the funds pro-
11 vided under this subparagraph, the Secretary of
12 Labor (referred to in this title as “Secretary”)
13 may reserve not more than 7 percent of such
14 funds to provide technical assistance and carry
15 out additional activities related to the transition
16 to the WIOA: *Provided further*, That of the
17 funds provided under this subparagraph,
18 \$150,000,000 shall be for training and employ-
19 ment assistance under sections 168(b), 169(c)
20 (notwithstanding the 10 percent limitation in
21 such section) and 170 of the WIOA for the pur-
22 pose of developing, offering, or improving edu-
23 cational or career training programs at commu-
24 nity colleges, defined as public institutions of
25 higher education, as described in section 101(a)

1 of the Higher Education Act and at which the
2 associate's degree is primarily the highest de-
3 gree awarded, with other eligible institutions of
4 higher education, as defined in section 101(a)
5 of the Higher Education Act, eligible to partici-
6 pate through consortia, with community colleges
7 as the lead grantee: *Provided further*, That the
8 Secretary shall follow the requirements for the
9 program in the committee report accompanying
10 this Act: *Provided further*, That any grant
11 funds used for apprenticeships shall be used to
12 support only apprenticeship programs reg-
13 istered under the National Apprenticeship Act
14 and as referred to in Section 3(7)(B) of the
15 Workforce Innovation and Opportunity Act;

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

20 (C) \$98,896,000 for migrant and seasonal
21 farmworker programs under section 167 of the
22 WIOA, including \$91,722,000 for formula
23 grants (of which not less than 70 percent shall
24 be for employment and training services),
25 \$6,588,000 for migrant and seasonal housing

1 (of which not less than 70 percent shall be for
2 permanent housing), and \$586,000 for other
3 discretionary purposes, which shall be available
4 for the period April 1, 2020 through June 30,
5 2021: *Provided*, That notwithstanding any
6 other provision of law or related regulation, the
7 Department of Labor shall take no action lim-
8 iting the number or proportion of eligible par-
9 ticipants receiving related assistance services or
10 discouraging grantees from providing such serv-
11 ices;

12 (D) \$127,500,000 for YouthBuild activi-
13 ties as described in section 171 of the WIOA,
14 which shall be available for the period April 1,
15 2020 through June 30, 2021;

16 (E) \$100,000,000 for ex-offender activi-
17 ties, under the authority of section 169 of the
18 WIOA, which shall be available for the period
19 April 1, 2020 through June 30, 2021: *Provided*,
20 That of this amount, \$25,000,000 shall be for
21 competitive grants to national and regional
22 intermediaries for activities that prepare young,
23 formerly incarcerated individuals, including
24 those who have dropped out of school or other

1 educational programs, with a priority for
2 projects serving high-crime, high-poverty areas;

3 (F) \$8,000,000 for the Workforce Data
4 Quality Initiative, under the authority of section
5 169 of the WIOA, which shall be available for
6 the period July 1, 2020 through June 30,
7 2021; and

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

1 mediaries, and not less than 50 percent shall be
2 used to fund grants to States.

3 JOB CORPS

4 (INCLUDING TRANSFER OF FUNDS)

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

12 (1) \$1,603,325,000 for Job Corps Operations,
13 which shall be available for the period July 1, 2020
14 through June 30, 2021;

15 (2) \$233,000,000 for construction, rehabilita-
16 tion and acquisition of Job Corps Centers, which
17 shall be available for the period July 1, 2020
18 through June 30, 2023, and which may include the
19 acquisition, maintenance, and repair of major items
20 of equipment: *Provided*, That the Secretary may
21 transfer up to 15 percent of such funds to meet the
22 operational needs of such centers or to achieve ad-
23 ministrative efficiencies: *Provided further*, That any
24 funds transferred pursuant to the preceding provi-
25 sion shall not be available for obligation after June

1 30, 2021: *Provided further*, That the Committees on
2 Appropriations of the House of Representatives and
3 the Senate are notified at least 15 days in advance
4 of any transfer; and

5 (3) \$32,330,000 for necessary expenses of Job
6 Corps, which shall be available for obligation for the
7 period October 1, 2019 through September 30,
8 2020:

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

12 COMMUNITY SERVICE EMPLOYMENT FOR OLDER
13 AMERICANS

14 To carry out title V of the Older Americans Act of
15 1965 (referred to in this Act as “OAA”), \$463,800,000,
16 which shall be available for the period April 1, 2020
17 through June 30, 2021, and may be recaptured and reobli-
18 gated in accordance with section 517(c) of the OAA.

19 FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

20 For payments during fiscal year 2020 of trade ad-
21 justment benefit payments and allowances under part I
22 of subchapter B of chapter 2 of title II of the Trade Act
23 of 1974, and section 246 of that Act; and for training,
24 employment and case management services, allowances for
25 job search and relocation, and related State administrative

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

16 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT
17 SERVICE OPERATIONS

18 For authorized administrative expenses,
19 \$84,066,000, together with not to exceed \$3,381,695,000
20 which may be expended from the Employment Security
21 Administration Account in the Unemployment Trust Fund
22 (“the Trust Fund”), of which:

- 23 (1) \$2,618,230,000 from the Trust Fund is for
24 grants to States for the administration of State un-
25 employment insurance laws as authorized under title

1 III of the Social Security Act (including not less
2 than \$175,000,000 to carry out reemployment serv-
3 ices and eligibility assessments under section 306 of
4 such Act, any claimants of regular compensation, as
5 defined in such section, including those who are
6 profiled as most likely to exhaust their benefits, may
7 be eligible for such services and assessments: *Pro-*
8 *vided*, That of such amount, \$117,000,000 is speci-
9 fied for grants under section 306 of the Social Secu-
10 rity Act and is provided to meet the terms of section
11 251(b)(2)(E)(ii) of the Balanced Budget and Emer-
12 gency Deficit Control Act of 1985, as amended, and
13 \$58,000,000 is additional new budget authority
14 specified for purposes of section 251(b)(2)(E)(i)(II)
15 of such Act; and \$9,000,000 for continued support
16 of the Unemployment Insurance Integrity Center of
17 Excellence), the administration of unemployment in-
18 surance for Federal employees and for ex-service
19 members as authorized under 5 U.S.C. 8501–8523,
20 and the administration of trade readjustment allow-
21 ances, reemployment trade adjustment assistance,
22 and alternative trade adjustment assistance under
23 the Trade Act of 1974 and under section 231(a) of
24 the Trade Adjustment Assistance Extension Act of
25 2011 and section 405(a) of the Trade Preferences

1 Extension Act of 2015, and shall be available for ob-
2 ligation by the States through December 31, 2020,
3 except that funds used for automation shall be avail-
4 able for Federal obligation through December 31,
5 2020, and for State obligation through September
6 30, 2022, or, if the automation is being carried out
7 through consortia of States, for State obligation
8 through September 30, 2026, and for expenditure
9 through September 30, 2027, and funds for competi-
10 tive grants awarded to States for improved oper-
11 ations and to conduct in-person reemployment and
12 eligibility assessments and unemployment insurance
13 improper payment reviews and provide reemploy-
14 ment services and referrals to training, as appro-
15 priate, shall be available for Federal obligation
16 through December 31, 2020, and for obligation by
17 the States through September 30, 2022, and funds
18 for the Unemployment Insurance Integrity Center of
19 Excellence shall be available for obligation by the
20 State through September 30, 2021, and funds used
21 for unemployment insurance workloads experienced
22 through September 30, 2020 shall be available for
23 Federal obligation through December 31, 2020: *Pro-*
24 *vided further*, That of the funds available under this
25 paragraph for grants to States for administering

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

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

16 (3) \$658,587,000 from the Trust Fund, to-
17 gether with \$21,413,000 from the General Fund of
18 the Treasury, is for grants to States in accordance
19 with section 6 of the Wagner-Peyser Act, and shall
20 be available for Federal obligation for the period
21 July 1, 2020 through June 30, 2021;

22 (4) \$22,318,000 from the Trust Fund is for na-
23 tional activities of the Employment Service, includ-
24 ing administration of the work opportunity tax cred-
25 it under section 51 of the Internal Revenue Code of

1 1986, and the provision of technical assistance and
2 staff training under the Wagner-Peyser Act;

3 (5) \$70,560,000 from the Trust Fund is for the
4 administration of foreign labor certifications and re-
5 lated activities under the Immigration and Nation-
6 ality Act and related laws, of which \$56,278,000
7 shall be available for the Federal administration of
8 such activities, and \$14,282,000 shall be available
9 for grants to States for the administration of such
10 activities; and

11 (6) \$62,653,000 from the General Fund is to
12 provide workforce information, national electronic
13 tools, and one-stop system building under the Wag-
14 ner-Peyser Act and shall be available for Federal ob-
15 ligation for the period July 1, 2020 through June
16 30, 2021:

17 *Provided*, That to the extent that the Average Weekly In-
18 sured Unemployment (“AWIU”) for fiscal year 2020 is
19 projected by the Department of Labor to exceed
20 1,758,000, an additional \$28,600,000 from the Trust
21 Fund shall be available for obligation for every 100,000
22 increase in the AWIU level (including a pro rata amount
23 for any increment less than 100,000) to carry out title
24 III of the Social Security Act: *Provided further*, That
25 funds appropriated in this Act that are allotted to a State

1 to carry out activities under title III of the Social Security
2 Act may be used by such State to assist other States in
3 carrying out activities under such title III if the other
4 States include areas that have suffered a major disaster
5 declared by the President under the Robert T. Stafford
6 Disaster Relief and Emergency Assistance Act: *Provided*
7 *further*, That the Secretary may use funds appropriated
8 for grants to States under title III of the Social Security
9 Act to make payments on behalf of States for the use of
10 the National Directory of New Hires under section
11 453(j)(8) of such Act: *Provided further*, That the Sec-
12 retary may use funds appropriated for grants to States
13 under title III of the Social Security Act to make pay-
14 ments on behalf of States to the entity operating the State
15 Information Data Exchange System: *Provided further*,
16 That funds appropriated in this Act which are used to es-
17 tablish a national one-stop career center system, or which
18 are used to support the national activities of the Federal-
19 State unemployment insurance, employment service, or
20 immigration programs, may be obligated in contracts,
21 grants, or agreements with States and non-State entities:
22 *Provided further*, That States awarded competitive grants
23 for improved operations under title III of the Social Secu-
24 rity Act, or awarded grants to support the national activi-
25 ties of the Federal-State unemployment insurance system,

1 may award subgrants to other States and non-State enti-
2 ties under such grants, subject to the conditions applicable
3 to the grants: *Provided further*, That funds appropriated
4 under this Act for activities authorized under title III of
5 the Social Security Act and the Wagner-Peyser Act may
6 be used by States to fund integrated Unemployment In-
7 surance and Employment Service automation efforts, not-
8 withstanding cost allocation principles prescribed under
9 the final rule entitled “Uniform Administrative Require-
10 ments, Cost Principles, and Audit Requirements for Fed-
11 eral Awards” at part 200 of title 2, Code of Federal Regu-
12 lations: *Provided further*, That the Secretary, at the re-
13 quest of a State participating in a consortium with other
14 States, may reallocate funds allotted to such State under title
15 III of the Social Security Act to other States participating
16 in the consortium or to the entity operating the Unemploy-
17 ment Insurance Information Technology Support Center
18 in order to carry out activities that benefit the administra-
19 tion of the unemployment compensation law of the State
20 making the request: *Provided further*, That the Secretary
21 may collect fees for the costs associated with additional
22 data collection, analyses, and reporting services relating
23 to the National Agricultural Workers Survey requested by
24 State and local governments, public and private institu-
25 tions of higher education, and nonprofit organizations and

1 may utilize such sums, in accordance with the provisions
 2 of 29 U.S.C. 9a, for the National Agricultural Workers
 3 Survey infrastructure, methodology, and data to meet the
 4 information collection and reporting needs of such entities,
 5 which shall be credited to this appropriation and shall re-
 6 main available until September 30, 2021, for such pur-
 7 poses.

8 ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND
 9 OTHER FUNDS

10 For repayable advances to the Unemployment Trust
 11 Fund as authorized by sections 905(d) and 1203 of the
 12 Social Security Act, and to the Black Lung Disability
 13 Trust Fund as authorized by section 9501(c)(1) of the In-
 14 ternal Revenue Code of 1986; and for nonrepayable ad-
 15 vances to the revolving fund established by section 901(e)
 16 of the Social Security Act, to the Unemployment Trust
 17 Fund as authorized by 5 U.S.C. 8509, and to the “Federal
 18 Unemployment Benefits and Allowances” account, such
 19 sums as may be necessary, which shall be available for
 20 obligation through September 30, 2021.

21 PROGRAM ADMINISTRATION

22 For expenses of administering employment and train-
 23 ing programs, \$108,674,000, together with not to exceed
 24 \$49,982,000 which may be expended from the Employ-

1 ment Security Administration Account in the Unemploy-
2 ment Trust Fund.

3 EMPLOYEE BENEFITS SECURITY ADMINISTRATION

4 SALARIES AND EXPENSES

5 For necessary expenses for the Employee Benefits
6 Security Administration, \$183,155,000, of which up to
7 \$3,000,000 shall be made available through September 30,
8 2021, for the procurement of expert witnesses for enforce-
9 ment litigation.

10 PENSION BENEFIT GUARANTY CORPORATION

11 PENSION BENEFIT GUARANTY CORPORATION FUND

12 The Pension Benefit Guaranty Corporation (“Cor-
13 poration”) is authorized to make such expenditures, in-
14 cluding financial assistance authorized by subtitle E of
15 title IV of the Employee Retirement Income Security Act
16 of 1974, within limits of funds and borrowing authority
17 available to the Corporation, and in accord with law, and
18 to make such contracts and commitments without regard
19 to fiscal year limitations, as provided by 31 U.S.C. 9104,
20 as may be necessary in carrying out the program, includ-
21 ing associated administrative expenses, through Sep-
22 tember 30, 2020, for the Corporation: *Provided*, That
23 none of the funds available to the Corporation for fiscal
24 year 2020 shall be available for obligations for administra-
25 tive expenses in excess of \$452,858,000: *Provided further*,

1 That to the extent that the number of new plan partici-
2 pants in plans terminated by the Corporation exceeds
3 100,000 in fiscal year 2020, an amount not to exceed an
4 additional \$9,200,000 shall remain available until ex-
5 pended for obligations for administrative expenses for
6 every 20,000 additional terminated participants: *Provided*
7 *further*, That obligations in excess of the amounts provided
8 for administrative expenses in this paragraph may be in-
9 curred and shall remain available until expended for obli-
10 gation for unforeseen and extraordinary pre-termination
11 or termination expenses or extraordinary multiemployer
12 program related expenses after approval by the Office of
13 Management and Budget and notification of the Commit-
14 tees on Appropriations of the House of Representatives
15 and the Senate: *Provided further*, That to the extent the
16 Corporation's expenses exceed \$250,000 for the provision
17 of credit or identity monitoring to affected individuals
18 upon suffering a security incident or privacy breach, an
19 additional amount shall remain available until expended
20 for obligations for such expenses, not to exceed an addi-
21 tional \$100 per affected individual.

22 WAGE AND HOUR DIVISION

23 SALARIES AND EXPENSES

24 For necessary expenses for the Wage and Hour Divi-
25 sion, including reimbursement to State, Federal, and local

1 agencies and their employees for inspection services ren-
2 dered, \$298,131,000.

3 OFFICE OF LABOR-MANAGEMENT STANDARDS

4 SALARIES AND EXPENSES

5 For necessary expenses for the Office of Labor-Man-
6 agement Standards, \$40,187,000.

7 OFFICE OF FEDERAL CONTRACT COMPLIANCE

8 PROGRAMS

9 SALARIES AND EXPENSES

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

12 OFFICE OF WORKERS' COMPENSATION PROGRAMS

13 SALARIES AND EXPENSES

14 For necessary expenses for the Office of Workers'
15 Compensation Programs, \$118,609,000, together with
16 \$2,173,000 which may be expended from the Special Fund
17 in accordance with sections 39(c), 44(d), and 44(j) of the
18 Longshore and Harbor Workers' Compensation Act.

19 SPECIAL BENEFITS

20 (INCLUDING TRANSFER OF FUNDS)

21 For the payment of compensation, benefits, and ex-
22 penses (except administrative expenses) accruing during
23 the current or any prior fiscal year authorized by 5 U.S.C.
24 81; continuation of benefits as provided for under the
25 heading "Civilian War Benefits" in the Federal Security

1 Agency Appropriation Act, 1947; the Employees' Com-
2 pensation Commission Appropriation Act, 1944; section
3 5(f) of the War Claims Act (50 U.S.C. App. 2012); obliga-
4 tions incurred under the War Hazards Compensation Act
5 (42 U.S.C. 1701 et seq.); and 50 percent of the additional
6 compensation and benefits required by section 10(h) of the
7 Longshore and Harbor Workers' Compensation Act,
8 \$234,600,000, together with such amounts as may be nec-
9 essary to be charged to the subsequent year appropriation
10 for the payment of compensation and other benefits for
11 any period subsequent to August 15 of the current year,
12 for deposit into and to assume the attributes of the Em-
13 ployees' Compensation Fund established under 5 U.S.C.
14 8147(a): *Provided*, That amounts appropriated may be
15 used under 5 U.S.C. 8104 by the Secretary to reimburse
16 an employer, who is not the employer at the time of injury,
17 for portions of the salary of a re-employed, disabled bene-
18 ficiary: *Provided further*, That balances of reimbursements
19 unobligated on September 30, 2019, shall remain available
20 until expended for the payment of compensation, benefits,
21 and expenses: *Provided further*, That in addition there
22 shall be transferred to this appropriation from the Postal
23 Service and from any other corporation or instrumentality
24 required under 5 U.S.C. 8147(c) to pay an amount for
25 its fair share of the cost of administration, such sums as

1 the Secretary determines to be the cost of administration
2 for employees of such fair share entities through Sep-
3 tember 30, 2020: *Provided further*, That of those funds
4 transferred to this account from the fair share entities to
5 pay the cost of administration of the Federal Employees'
6 Compensation Act, \$74,777,000 shall be made available
7 to the Secretary as follows:

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

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

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

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

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

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

1 SPECIAL BENEFITS FOR DISABLED COAL MINERS

2 For carrying out title IV of the Federal Mine Safety
3 and Health Act of 1977, as amended by Public Law 107–
4 275, \$20,970,000, to remain available until expended.

5 For making after July 31 of the current fiscal year,
6 benefit payments to individuals under title IV of such Act,
7 for costs incurred in the current fiscal year, such amounts
8 as may be necessary.

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

12 ADMINISTRATIVE EXPENSES, ENERGY EMPLOYEES

13 OCCUPATIONAL ILLNESS COMPENSATION FUND

14 For necessary expenses to administer the Energy
15 Employees Occupational Illness Compensation Program
16 Act, \$59,846,000, to remain available until expended: *Pro-*
17 *vided*, That the Secretary may require that any person fil-
18 ing a claim for benefits under the Act provide as part of
19 such claim such identifying information (including Social
20 Security account number) as may be prescribed.

21 BLACK LUNG DISABILITY TRUST FUND

22 (INCLUDING TRANSFER OF FUNDS)

23 Such sums as may be necessary from the Black Lung
24 Disability Trust Fund (the “Fund”), to remain available
25 until expended, for payment of all benefits authorized by

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

16 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
17 SALARIES AND EXPENSES

18 For necessary expenses for the Occupational Safety
19 and Health Administration, \$660,908,000, including not
20 to exceed \$123,233,000 which shall be the maximum
21 amount available for grants to States under section 23(g)
22 of the Occupational Safety and Health Act (the "Act"),
23 which grants shall be no less than 50 percent of the costs
24 of State occupational safety and health programs required
25 to be incurred under plans approved by the Secretary

1 under section 18 of the Act; and, in addition, notwith-
2 standing 31 U.S.C. 3302, the Occupational Safety and
3 Health Administration may retain up to \$499,000 per fis-
4 cal year of training institute course tuition and fees, other-
5 wise authorized by law to be collected, and may utilize
6 such sums for occupational safety and health training and
7 education: *Provided*, That notwithstanding 31 U.S.C.
8 3302, the Secretary is authorized, during the fiscal year
9 ending September 30, 2020, to collect and retain fees for
10 services provided to Nationally Recognized Testing Lab-
11 oratories, and may utilize such sums, in accordance with
12 the provisions of 29 U.S.C. 9a, to administer national and
13 international laboratory recognition programs that ensure
14 the safety of equipment and products used by workers in
15 the workplace: *Provided further*, That \$12,690,000 shall
16 be available for Susan Harwood training grants, of which
17 not less than \$4,500,000 is for Susan Harwood Training
18 Capacity Building Developmental grants, as described in
19 Funding Opportunity Number SHTG–FY–16–02 (ref-
20 erenced in the notice of availability of funds published in
21 the Federal Register on May 3, 2016 (81 Fed. Reg.
22 30568)) for program activities starting not later than Sep-
23 tember 30, 2020 and lasting for a period of 12 months:
24 *Provided further*, That not more than \$3,500,000 shall be
25 for Voluntary Protection Programs.

1 MINE SAFETY AND HEALTH ADMINISTRATION

2 SALARIES AND EXPENSES

3 For necessary expenses for the Mine Safety and
4 Health Administration, \$417,290,000, including purchase
5 and bestowal of certificates and trophies in connection
6 with mine rescue and first-aid work, and the hire of pas-
7 senger motor vehicles, including up to \$2,000,000 for
8 mine rescue and recovery activities and not less than
9 \$10,537,000 for State assistance grants: *Provided*, That
10 notwithstanding 31 U.S.C. 3302, not to exceed \$750,000
11 may be collected by the National Mine Health and Safety
12 Academy for room, board, tuition, and the sale of training
13 materials, otherwise authorized by law to be collected, to
14 be available for mine safety and health education and
15 training activities: *Provided further*, That notwithstanding
16 31 U.S.C. 3302, the Mine Safety and Health Administra-
17 tion is authorized to collect and retain up to \$2,499,000
18 from fees collected for the approval and certification of
19 equipment, materials, and explosives for use in mines, and
20 may utilize such sums for such activities: *Provided further*,
21 That the Secretary is authorized to accept lands, build-
22 ings, equipment, and other contributions from public and
23 private sources and to prosecute projects in cooperation
24 with other agencies, Federal, State, or private: *Provided*
25 *further*, That the Mine Safety and Health Administration

1 is authorized to promote health and safety education and
2 training in the mining community through cooperative
3 programs with States, industry, and safety associations:
4 *Provided further*, That the Secretary is authorized to rec-
5 ognize the Joseph A. Holmes Safety Association as a prin-
6 cipal safety association and, notwithstanding any other
7 provision of law, may provide funds and, with or without
8 reimbursement, personnel, including service of Mine Safe-
9 ty and Health Administration officials as officers in local
10 chapters or in the national organization: *Provided further*,
11 That any funds available to the Department of Labor may
12 be used, with the approval of the Secretary, to provide
13 for the costs of mine rescue and survival operations in the
14 event of a major disaster.

15 BUREAU OF LABOR STATISTICS

16 SALARIES AND EXPENSES

17 For necessary expenses for the Bureau of Labor Sta-
18 tistics, including advances or reimbursements to State,
19 Federal, and local agencies and their employees for serv-
20 ices rendered, \$600,800,000, together with not to exceed
21 \$65,000,000 which may be expended from the Employ-
22 ment Security Administration account in the Unemploy-
23 ment Trust Fund.

24 In addition, \$10,000,000 to remain available until
25 September 30, 2024, for costs associated with the physical

1 move of the Bureau of Labor Statistics' headquarters, in-
2 cluding replication of space, furniture, fixtures, equip-
3 ment, and related costs, as well as relocation of the data
4 center to a shared facility.

5 OFFICE OF DISABILITY EMPLOYMENT POLICY

6 SALARIES AND EXPENSES

7 For necessary expenses for the Office of Disability
8 Employment Policy to provide leadership, develop policy
9 and initiatives, and award grants furthering the objective
10 of eliminating barriers to the training and employment of
11 people with disabilities, \$38,500,000.

12 DEPARTMENTAL MANAGEMENT

13 SALARIES AND EXPENSES

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses for Departmental Manage-
16 ment, including the hire of three passenger motor vehicles,
17 \$382,631,000, together with not to exceed \$308,000,
18 which may be expended from the Employment Security
19 Administration account in the Unemployment Trust
20 Fund: *Provided*, That \$89,825,000 for the Bureau of
21 International Labor Affairs shall be available for obliga-
22 tion through December 31, 2020: *Provided further*, That
23 funds available to the Bureau of International Labor Af-
24 fairs may be used to administer or operate international
25 labor activities, bilateral and multilateral technical assist-

1 ance, and microfinance programs, by or through contracts,
2 grants, subgrants and other arrangements: *Provided fur-*
3 *ther*, That not more than \$53,825,000 shall be for pro-
4 grams to combat exploitative child labor internationally
5 and not less than \$36,000,000 shall be used to implement
6 model programs that address worker rights issues through
7 technical assistance in countries with which the United
8 States has free trade agreements or trade preference pro-
9 grams: *Provided further*, That \$8,040,000 shall be used
10 for program evaluation and shall be available for obliga-
11 tion through September 30, 2021: *Provided further*, That
12 funds available for program evaluation may be used to ad-
13 minister grants for the purpose of evaluation: *Provided*
14 *further*, That grants made for the purpose of evaluation
15 shall be awarded through fair and open competition: *Pro-*
16 *vided further*, That funds available for program evaluation
17 may be transferred to any other appropriate account in
18 the Department for such purpose: *Provided further*, That
19 the Committees on Appropriations of the House of Rep-
20 resentatives and the Senate are notified at least 15 days
21 in advance of any transfer: *Provided further*, That the
22 funds available to the Women’s Bureau may be used for
23 grants to serve and promote the interests of women in the
24 workforce: *Provided further*, That of the amounts made
25 available to the Women’s Bureau, not less than

1 \$4,994,000 shall be used for grants authorized by the
2 Women in Apprenticeship and Nontraditional Occupations
3 Act.

4 VETERANS EMPLOYMENT AND TRAINING

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

10 (1) \$180,000,000 is for Jobs for Veterans State
11 grants under 38 U.S.C. 4102A(b)(5) to support dis-
12 abled veterans' outreach program specialists under
13 section 4103A of such title and local veterans' em-
14 ployment representatives under section 4104(b) of
15 such title, and for the expenses described in section
16 4102A(b)(5)(C), which shall be available for obliga-
17 tion by the States through December 31, 2020, and
18 not to exceed 3 percent for the necessary Federal ex-
19 penditures for data systems and contract support to
20 allow for the tracking of participant and perform-
21 ance information: *Provided*, That, in addition, such
22 funds may be used to support such specialists and
23 representatives in the provision of services to
24 transitioning members of the Armed Forces who
25 have participated in the Transition Assistance Pro-

1 gram and have been identified as in need of inten-
2 sive services, to members of the Armed Forces who
3 are wounded, ill, or injured and receiving treatment
4 in military treatment facilities or warrior transition
5 units, and to the spouses or other family caregivers
6 of such wounded, ill, or injured members;

7 (2) \$29,379,000 is for carrying out the Transi-
8 tion Assistance Program under 38 U.S.C. 4113 and
9 10 U.S.C. 1144;

10 (3) \$43,548,000 is for Federal administration
11 of chapters 41, 42, and 43 of title 38, and sections
12 2021, 2021A and 2023 of title 38, United States
13 Code: *Provided*, That, up to \$500,000 may be used
14 to carry out the Hire VETS Act (division O of Pub-
15 lic Law 115–31); and

16 (4) \$3,414,000 is for the National Veterans’
17 Employment and Training Services Institute under
18 38 U.S.C. 4109:

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

23 In addition, from the General Fund of the Treasury,
24 \$60,000,000 is for carrying out programs to assist home-
25 less veterans and veterans at risk of homelessness who are

1 transitioning from certain institutions under sections
2 2021, 2021A, and 2023 of title 38, United States Code:
3 *Provided*, That notwithstanding subsections (c)(3) and (d)
4 of section 2023, the Secretary may award grants through
5 September 30, 2020, to provide services under such sec-
6 tion: *Provided further*, That services provided under sec-
7 tions 2021 or under 2021A may include, in addition to
8 services to homeless veterans described in section
9 2002(a)(1), services to veterans who were homeless at
10 some point within the 60 days prior to program entry or
11 veterans who are at risk of homelessness within the next
12 60 days, and that services provided under section 2023
13 may include, in addition to services to the individuals de-
14 scribed in subsection (e) of such section, services to vet-
15 erans recently released from incarceration who are at risk
16 of homelessness: *Provided further*, That notwithstanding
17 paragraph (3) under this heading, funds appropriated in
18 this paragraph may be used for data systems and contract
19 support to allow for the tracking of participant and per-
20 formance information: *Provided further*, That notwith-
21 standing sections 2021(e)(2) and 2021A(f)(2) of title 38,
22 United States Code, such funds shall be available for ex-
23 penditure pursuant to 31 U.S.C. 1553.

24 In addition, fees may be assessed and deposited in
25 the HIRE Vets Medallion Award Fund pursuant to sec-

1 tion 5(b) of the HIRE Vets Act, and such amounts shall
2 be available to the Secretary to carry out the HIRE Vets
3 Medallion Award Program, as authorized by such Act, and
4 shall remain available until expended: *Provided*, That such
5 sums shall be in addition to any other funds available for
6 such purposes, including funds available under paragraph
7 (3) of this heading: *Provided further*, That section 2(d)
8 of division O of the Consolidated Appropriations Act, 2017
9 (Public Law 115–31; 38 U.S.C. 4100 note) shall not
10 apply.

11 INFORMATION TECHNOLOGY MODERNIZATION

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

16 OFFICE OF INSPECTOR GENERAL

17 For salaries and expenses of the Office of Inspector
18 General in carrying out the provisions of the Inspector
19 General Act of 1978, \$90,461,000, together with not to
20 exceed \$5,660,000 which may be expended from the Em-
21 ployment Security Administration account in the Unem-
22 ployment Trust Fund.

23 GENERAL PROVISIONS

24 SEC. 101. None of the funds appropriated by this Act
25 for the Job Corps shall be used to pay the salary and bo-

1 nuses of an individual, either as direct costs or any prora-
2 tion as an indirect cost, at a rate in excess of Executive
3 Level II.

4 (TRANSFER OF FUNDS)

5 SEC. 102. Not to exceed 1 percent of any discre-
6 tionary funds (pursuant to the Balanced Budget and
7 Emergency Deficit Control Act of 1985) which are appro-
8 priated for the current fiscal year for the Department of
9 Labor in this Act may be transferred between a program,
10 project, or activity, but no such program, project, or activ-
11 ity shall be increased by more than 3 percent by any such
12 transfer: *Provided*, That the transfer authority granted by
13 this section shall be available only to meet emergency
14 needs and shall not be used to create any new program
15 or to fund any project or activity for which no funds are
16 provided in this Act: *Provided further*, That the Commit-
17 tees on Appropriations of the House of Representatives
18 and the Senate are notified at least 15 days in advance
19 of any transfer.

20 SEC. 103. In accordance with Executive Order
21 13126, none of the funds appropriated or otherwise made
22 available pursuant to this Act shall be obligated or ex-
23 pended for the procurement of goods mined, produced,
24 manufactured, or harvested or services rendered, in whole
25 or in part, by forced or indentured child labor in industries

1 and host countries already identified by the United States
2 Department of Labor prior to enactment of this Act.

3 SEC. 104. Except as otherwise provided in this sec-
4 tion, none of the funds made available to the Department
5 of Labor for grants under section 414(c) of the American
6 Competitiveness and Workforce Improvement Act of 1998
7 (29 U.S.C. 2916a) may be used for any purpose other
8 than competitive grants for training individuals who are
9 older than 16 years of age and are not currently enrolled
10 in school within a local educational agency in the occupa-
11 tions and industries for which employers are using H-1B
12 visas to hire foreign workers, and the related activities
13 necessary to support such training.

14 SEC. 105. None of the funds made available by this
15 Act under the heading “Employment and Training Ad-
16 ministration” shall be used by a recipient or subrecipient
17 of such funds to pay the salary and bonuses of an indi-
18 vidual, either as direct costs or indirect costs, at a rate
19 in excess of Executive Level II. This limitation shall not
20 apply to vendors providing goods and services as defined
21 in Office of Management and Budget Circular A-133.
22 Where States are recipients of such funds, States may es-
23 tablish a lower limit for salaries and bonuses of those re-
24 ceiving salaries and bonuses from subrecipients of such
25 funds, taking into account factors including the relative

1 cost-of-living in the State, the compensation levels for
2 comparable State or local government employees, and the
3 size of the organizations that administer Federal pro-
4 grams involved including Employment and Training Ad-
5 ministration programs.

6 (TRANSFER OF FUNDS)

7 SEC. 106. (a) Notwithstanding section 102, the Sec-
8 retary may transfer funds made available to the Employ-
9 ment and Training Administration by this Act, either di-
10 rectly or through a set-aside, for technical assistance serv-
11 ices to grantees to “Program Administration” when it is
12 determined that those services will be more efficiently per-
13 formed by Federal employees: *Provided*, That this section
14 shall not apply to section 171 of the WIOA.

15 (b) Notwithstanding section 102, the Secretary may
16 transfer not more than 0.5 percent of each discretionary
17 appropriation made available to the Employment and
18 Training Administration by this Act to “Program Admin-
19 istration” in order to carry out program integrity activities
20 relating to any of the programs or activities that are fund-
21 ed under any such discretionary appropriations: *Provided*,
22 That notwithstanding section 102 and the preceding pro-
23 viso, the Secretary may transfer not more than 0.5 percent
24 of funds made available in paragraphs (1) and (2) of the
25 “Office of Job Corps” account to paragraph (3) of such

1 account to carry out program integrity activities related
2 to the Job Corps program: *Provided further*, That funds
3 transferred under the authority provided by this sub-
4 section shall be available for obligation through September
5 30, 2021.

6 (TRANSFER OF FUNDS)

7 SEC. 107. (a) The Secretary may reserve not more
8 than 0.75 percent from each appropriation made available
9 in this Act identified in subsection (b) in order to carry
10 out evaluations of any of the programs or activities that
11 are funded under such accounts. Any funds reserved under
12 this section shall be transferred to “Departmental Man-
13 agement” for use by the Office of the Chief Evaluation
14 Officer within the Department of Labor, and shall be
15 available for obligation through September 30, 2021: *Pro-*
16 *vided*, That such funds shall only be available if the Chief
17 Evaluation Officer of the Department of Labor submits
18 a plan to the Committees on Appropriations of the House
19 of Representatives and the Senate describing the evalua-
20 tions to be carried out 15 days in advance of any transfer.

21 (b) The accounts referred to in subsection (a) are:
22 “Training and Employment Services”, “Job Corps”,
23 “Community Service Employment for Older Americans”,
24 “State Unemployment Insurance and Employment Service
25 Operations”, “Employee Benefits Security Administra-

1 tion”, “Office of Workers’ Compensation Programs”,
2 “Wage and Hour Division”, “Office of Federal Contract
3 Compliance Programs”, “Office of Labor Management
4 Standards”, “Occupational Safety and Health Adminis-
5 tration”, “Mine Safety and Health Administration”, “Of-
6 fice of Disability Employment Policy”, funding made
7 available to the “Bureau of International Labor Affairs”
8 and “Women’s Bureau” within the “Departmental Man-
9 agement, Salaries and Expenses” account, and “Veterans
10 Employment and Training”.

11 SEC. 108. Notwithstanding any other provision of
12 law, the Secretary may furnish through grants, coopera-
13 tive agreements, contracts, and other arrangements, up to
14 \$2,000,000 of excess personal property, at a value deter-
15 mined by the Secretary, to apprenticeship programs for
16 the purpose of training apprentices in those programs.

17 SEC. 109. Funds made available in prior Acts under
18 the heading “Department of Labor—Employment and
19 Training Administration—State Unemployment Insur-
20 ance and Employment Service Operations” for fiscal years
21 2015 through 2019 for automation acquisitions that are
22 being carried out through consortia of States shall be
23 available for expenditure for six fiscal years after the final
24 fiscal year that such funds are available to incur new obli-
25 gations.

1 SEC. 110. (a) The Act entitled “An Act to create a
2 Department of Labor”, approved March 4, 1913 (37 Stat.
3 736, chapter 141) shall be applied as if the following text
4 is part of such Act: “

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

8 “(1) provide protection for the Secretary of
9 Labor during the workday of the Secretary and dur-
10 ing any activity that is preliminary or postliminary
11 to the performance of official duties by the Sec-
12 retary;

13 “(2) provide protection, incidental to the protec-
14 tion provided to the Secretary, to a member of the
15 immediate family of the Secretary who is partici-
16 pating in an activity or event relating to the official
17 duties of the Secretary;

18 “(3) provide continuous protection to the Sec-
19 retary (including during periods not described in
20 paragraph (1)) and to the members of the imme-
21 diate family of the Secretary if there is a unique and
22 articulable threat of physical harm, in accordance
23 with guidelines established by the Secretary; and

24 “(4) provide protection to the Deputy Secretary
25 of Labor or another senior officer representing the

1 Secretary of Labor at a public event if there is a
2 unique and articulable threat of physical harm, in
3 accordance with guidelines established by the Sec-
4 retary.

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

9 “(1) carry firearms;

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

13 “(3) perform protective intelligence work, in-
14 cluding identifying and mitigating potential threats
15 and conducting advance work to review security mat-
16 ters relating to sites and events;

17 “(4) coordinate with local law enforcement
18 agencies; and

19 “(5) initiate criminal and other investigations
20 into potential threats to the security of the Sec-
21 retary, in coordination with the Inspector General of
22 the Department of Labor.

23 “(c) COMPLIANCE WITH GUIDELINES.—A law en-
24 forcement officer or special agent employed under sub-

1 section (a) shall exercise any authority provided under this
2 section in accordance with any—

3 “(1) guidelines issued by the Attorney General;
4 and

5 “(2) guidelines prescribed by the Secretary of
6 Labor.”.

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

9 SEC. 111. The Secretary is authorized to dispose of
10 or divest, by any means the Secretary determines appro-
11 priate, including an agreement or partnership to construct
12 a new Job Corps center, all or a portion of the real prop-
13 erty on which the Treasure Island Job Corps Center is
14 situated. Any sale or other disposition will not be subject
15 to any requirement of any Federal law or regulation relat-
16 ing to the disposition of Federal real property, including
17 but not limited to subchapter III of chapter 5 of title 40
18 of the United States Code and subchapter V of chapter
19 119 of title 42 of the United States Code. The net pro-
20 ceeds of such a sale shall be transferred to the Secretary,
21 which shall be available until expended to carry out the
22 Job Corps Program on Treasure Island.

23 SEC. 112. Notwithstanding the Federal Assets Sale
24 and Transfer Act of 2016 (Public Law 114–287), the pro-
25 ceeds from the sale of any Job Corps facility under such

1 Act shall be transferred to the Secretary pursuant to sec-
2 tion 158(g) of the WIOA.

3 This title may be cited as the “Department of Labor
4 Appropriations Act, 2020”.

5 TITLE II
6 DEPARTMENT OF HEALTH AND HUMAN
7 SERVICES

8 HEALTH RESOURCES AND SERVICES ADMINISTRATION
9 PRIMARY HEALTH CARE

10 For carrying out titles II and III of the Public Health
11 Service Act (referred to in this Act as the “PHS Act”)
12 with respect to primary health care and the Native Hawai-
13 ian Health Care Act of 1988, \$1,676,522,000: *Provided*,
14 That no more than \$1,000,000 shall be available until ex-
15 pended for carrying out the provisions of section 224(o)
16 of the PHS Act: *Provided further*, That no more than
17 \$120,000,000 shall be available until expended for car-
18 rying out subsections (g) through (n) and (q) of section
19 224 of the PHS Act, and for expenses incurred by the
20 Department of Health and Human Services (referred to
21 in this Act as “HHS”) pertaining to administrative claims
22 made under such law.

23 HEALTH WORKFORCE

24 For carrying out titles III, VII, and VIII of the PHS
25 Act with respect to the health workforce, sections 1128E

1 and 1921 of the Social Security Act, and the Health Care
2 Quality Improvement Act of 1986, \$1,244,942,000: *Pro-*
3 *vided*, That sections 751(j)(2) and 762(k) of the PHS Act
4 and the proportional funding amounts in paragraphs (1)
5 through (4) of section 756(f) of the PHS Act shall not
6 apply to funds made available under this heading: *Pro-*
7 *vided further*, That for any program operating under sec-
8 tion 751 of the PHS Act on or before January 1, 2009,
9 the Secretary of Health and Human Services (referred to
10 in this title as the “Secretary”) may hereafter waive any
11 of the requirements contained in sections 751(d)(2)(A)
12 and 751(d)(2)(B) of such Act for the full project period
13 of a grant under such section: *Provided further*, That no
14 funds shall be available for section 340G-1 of the PHS
15 Act: *Provided further*, That fees collected for the disclosure
16 of information under section 427(b) of the Health Care
17 Quality Improvement Act of 1986 and sections
18 1128E(d)(2) and 1921 of the Social Security Act shall be
19 sufficient to recover the full costs of operating the pro-
20 grams authorized by such sections and shall remain avail-
21 able until expended for the National Practitioner Data
22 Bank: *Provided further*, That funds transferred to this ac-
23 count to carry out section 846 and subpart 3 of part D
24 of title III of the PHS Act may be used to make prior
25 year adjustments to awards made under such section and

1 subpart: *Provided further*, That \$120,000,000 shall re-
2 main available until expended for the purposes of pro-
3 viding primary health services, assigning National Health
4 Service Corps (“NHSC”) members to expand the delivery
5 of substance use disorder treatment services, notwith-
6 standing the assignment priorities and limitations under
7 sections 333(a)(1)(D), 333(b), and 333A(a)(1)(B)(ii) of
8 the PHS Act, and making payments under the NHSC
9 Loan Repayment Program under section 338B of such
10 Act: *Provided further*, That, within the amount made
11 available in the previous proviso, \$15,000,000 shall re-
12 main available until expended for the purposes of making
13 payments under the NHSC Loan Repayment Program
14 under section 338B of the PHS Act to individuals partici-
15 pating in such program who provide primary health serv-
16 ices in Indian Health Service facilities, Tribally-Operated
17 638 Health Programs, and Urban Indian Health Pro-
18 grams (as those terms are defined by the Secretary), not-
19 withstanding the assignment priorities and limitations
20 under section 333(b) of such Act: *Provided further*, That
21 for purposes of the previous two provisos, section
22 331(a)(3)(D) of the PHS Act shall be applied as if the
23 term “primary health services” includes clinical substance
24 use disorder treatment services, including those provided
25 by masters level, licensed substance use disorder treat-

1 ment counselors: *Provided further*, That of the funds made
2 available under this heading, \$20,000,000 shall be avail-
3 able to make grants to establish or expand optional com-
4 munity-based nurse practitioner fellowship programs that
5 are accredited or in the accreditation process, with a pref-
6 erence for those in Federally Qualified Health Centers, for
7 practicing postgraduate nurse practitioners in primary
8 care or behavioral health.

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

1 ed with respect to a year to such an institution shall be
2 subject to a matching requirement of non-Federal funds
3 in an amount that is not less than 10 percent of the total
4 amount of Federal funds provided in the grant to such
5 institution with respect to such year.

6 MATERNAL AND CHILD HEALTH

7 For carrying out titles III, XI, XII, and XIX of the
8 PHS Act with respect to maternal and child health, title
9 V of the Social Security Act, \$972,751,000: *Provided*,
10 That notwithstanding sections 502(a)(1) and 502(b)(1) of
11 the Social Security Act, not more than \$119,593,000 shall
12 be available for carrying out special projects of regional
13 and national significance pursuant to section 501(a)(2) of
14 such Act and \$10,276,000 shall be available for projects
15 described in subparagraphs (A) through (F) of section
16 501(a)(3) of such Act.

17 RYAN WHITE HIV/AIDS PROGRAM

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

1 funds made available under this heading, \$175,000,000
2 shall be for the Minority AIDS Initiative under section
3 2693 of such Act, of which \$56,664,000 shall be allocated
4 under subsection (b)(2)(A) of such section and
5 \$74,376,000 shall be allocated under subsection (b)(2)(C)
6 of such section: *Provided further*, That of the funds made
7 available under this heading, \$70,000,000, to remain
8 available until expended, shall be available to the Secretary
9 for carrying out a program of grants and contracts under
10 title XXVI or section 311(c) of such Act focused on ending
11 the nationwide HIV/AIDS epidemic, with any grants
12 issued under such section 311(c) administered in conjunc-
13 tion with title XXVI of the PHS Act, including the limita-
14 tion on administrative expenses.

15 HEALTH CARE SYSTEMS

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

22 RURAL HEALTH

23 For carrying out titles III and IV of the PHS Act
24 with respect to rural health, section 427(a) of the Federal
25 Coal Mine Health and Safety Act of 1969, and sections

1 711 and 1820 of the Social Security Act, \$317,794,000,
2 of which \$59,000,000 from general revenues, notwith-
3 standing section 1820(j) of the Social Security Act, shall
4 be available for carrying out the Medicare rural hospital
5 flexibility grants program: *Provided*, That of the funds
6 made available under this heading for Medicare rural hos-
7 pital flexibility grants, \$19,942,000 shall be available for
8 the Small Rural Hospital Improvement Grant Program
9 for quality improvement and adoption of health informa-
10 tion technology and up to \$1,000,000 shall be to carry
11 out section 1820(g)(6) of the Social Security Act, with
12 funds provided for grants under section 1820(g)(6) avail-
13 able for the purchase and implementation of telehealth
14 services, including pilots and demonstrations on the use
15 of electronic health records to coordinate rural veterans
16 care between rural providers and the Department of Vet-
17 erans Affairs electronic health record system: *Provided*
18 *further*, That notwithstanding section 338J(k) of the PHS
19 Act, \$12,500,000 shall be available for State Offices of
20 Rural Health: *Provided further*, That \$10,000,000 shall
21 remain available through September 30, 2022, to support
22 the Rural Residency Development Program.

23

FAMILY PLANNING

24 For carrying out the program under title X of the
25 PHS Act to provide for voluntary family planning

1 projects, \$400,000,000: *Provided*, That the Secretary shall
2 carry out section 1001 of the PHS Act solely in accord-
3 ance with any regulations or other conditions or instruc-
4 tions established by the Secretary pursuant to the author-
5 ity under section 1006 of the PHS Act that applied as
6 of January 18, 2017, to grants and contracts awarded
7 under section 1001 of the PHS Act: *Provided further*,
8 That amounts provided to said projects under such title
9 shall not be expended for abortions, that all pregnancy
10 counseling shall be nondirective, and that such amounts
11 shall not be expended for any activity (including the publi-
12 cation or distribution of literature) that in any way tends
13 to promote public support or opposition to any legislative
14 proposal or candidate for public office.

15 PROGRAM MANAGEMENT

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

23 VACCINE INJURY COMPENSATION PROGRAM TRUST FUND

24 For payments from the Vaccine Injury Compensation
25 Program Trust Fund (the “Trust Fund”), such sums as

1 may be necessary for claims associated with vaccine-re-
2 lated injury or death with respect to vaccines administered
3 after September 30, 1988, pursuant to subtitle 2 of title
4 XXI of the PHS Act, to remain available until expended:
5 *Provided*, That for necessary administrative expenses, not
6 to exceed \$11,200,000 shall be available from the Trust
7 Fund to the Secretary.

8 CENTERS FOR DISEASE CONTROL AND PREVENTION
9 IMMUNIZATION AND RESPIRATORY DISEASES

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

15 HIV/AIDS, VIRAL HEPATITIS, SEXUALLY TRANSMITTED
16 DISEASES, AND TUBERCULOSIS PREVENTION

17 For carrying out titles II, III, XVII, and XXIII of
18 the PHS Act with respect to HIV/AIDS, viral hepatitis,
19 sexually transmitted diseases, and tuberculosis prevention,
20 \$1,335,197,000.

21 EMERGING AND ZOO NOTIC INFECTIOUS DISEASES

22 For carrying out titles II, III, and XVII, and section
23 2821 of the PHS Act, titles II and IV of the Immigration
24 and Nationality Act, and section 501 of the Refugee Edu-
25 cation Assistance Act, with respect to emerging and

1 zoonotic infectious diseases, \$592,622,000: *Provided*, That
2 of the funds made available under this heading to pay for
3 the transportation, medical care, treatment, and other re-
4 lated costs of persons quarantined or isolated under Fed-
5 eral or State quarantine law, up to \$1,000,000 shall re-
6 main available until expended.

7 CHRONIC DISEASE PREVENTION AND HEALTH

8 PROMOTION

9 For carrying out titles II, III, XI, XV, XVII, and
10 XIX of the PHS Act with respect to chronic disease pre-
11 vention and health promotion, \$1,080,121,000: *Provided*,
12 That funds made available under this heading may be
13 available for making grants under section 1509 of the
14 PHS Act for not less than 21 States, tribes, or tribal orga-
15 nizations: *Provided further*, That of the funds made avail-
16 able under this heading, \$15,000,000 shall be available to
17 continue and expand community specific extension and
18 outreach programs to combat obesity in counties with the
19 highest levels of obesity: *Provided further*, That the pro-
20 portional funding requirements under section 1503(a) of
21 the PHS Act shall not apply to funds made available
22 under this heading.

1 BIRTH DEFECTS, DEVELOPMENTAL DISABILITIES,
2 DISABILITIES AND HEALTH

3 For carrying out titles II, III, XI, and XVII of the
4 PHS Act with respect to birth defects, developmental dis-
5 abilities, disabilities and health, \$161,560,000.

6 PUBLIC HEALTH SCIENTIFIC SERVICES

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

10 ENVIRONMENTAL HEALTH

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

13 INJURY PREVENTION AND CONTROL

14 For carrying out titles II, III, and XVII of the PHS
15 Act with respect to injury prevention and control,
16 \$697,559,000, of which \$25,000,000 is provided for fire-
17 arm injury and mortality prevention research.

18 NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND

19 HEALTH

20 For carrying out titles II, III, and XVII of the PHS
21 Act, sections 101, 102, 103, 201, 202, 203, 301, and 501
22 of the Federal Mine Safety and Health Act, section 13
23 of the Mine Improvement and New Emergency Response
24 Act, and sections 20, 21, and 22 of the Occupational Safe-

1 ty and Health Act, with respect to occupational safety and
2 health, \$346,300,000.

3 ENERGY EMPLOYEES OCCUPATIONAL ILLNESS

4 COMPENSATION PROGRAM

5 For necessary expenses to administer the Energy
6 Employees Occupational Illness Compensation Program
7 Act, \$55,358,000, to remain available until expended: *Pro-*
8 *vided*, That this amount shall be available consistent with
9 the provision regarding administrative expenses in section
10 151(b) of division B, title I of Public Law 106–554.

11 GLOBAL HEALTH

12 For carrying out titles II, III, and XVII of the PHS
13 Act with respect to global health, \$523,621,000, of which:
14 (1) \$128,421,000 shall remain available through Sep-
15 tember 30, 2021, for international HIV/AIDS; and (2)
16 \$99,762,000 shall be available for global public health pro-
17 tection: *Provided*, That funds may be used for purchase
18 and insurance of official motor vehicles in foreign coun-
19 tries.

20 PUBLIC HEALTH PREPAREDNESS AND RESPONSE

21 For carrying out titles II, III, and XVII of the PHS
22 Act with respect to public health preparedness and re-
23 sponse, and for expenses necessary to support activities
24 related to countering potential biological, nuclear, radio-
25 logical, and chemical threats to civilian populations,

1 \$880,200,000: *Provided*, That the Director of the Centers
2 for Disease Control and Prevention (referred to in this
3 title as “CDC”) or the Administrator of the Agency for
4 Toxic Substances and Disease Registry may detail staff
5 without reimbursement for up to 180 days to support an
6 activation of the CDC Emergency Operations Center, so
7 long as the Director or Administrator, as applicable, pro-
8 vides a notice to the Committees on Appropriations of the
9 House of Representatives and the Senate within 15 days
10 of the use of this authority and a full report within 30
11 days after use of this authority which includes the number
12 of staff and funding level broken down by the originating
13 center and number of days detailed.

14 BUILDINGS AND FACILITIES

15 (INCLUDING TRANSFER OF FUNDS)

16 For acquisition of real property, equipment, construc-
17 tion, installation, demolition, and renovation of facilities,
18 \$30,000,000, which shall remain available until September
19 30, 2024: *Provided*, That in addition to the amount pro-
20 vided, for a new CDC research support building and all
21 related material handling, utility, transportation, and per-
22 sonnel support infrastructure at the Chamblee campus, in-
23 cluding necessary acquisition of real property, equipment,
24 construction, demolition, installation, activation, renova-
25 tion, and improvements, \$225,000,000, which shall be de-

1 rived by transfer from the Fund established by Public Law
2 110-161, division G, title II, section 223 and shall remain
3 available until September 30, 2024: *Provided further*, That
4 funds previously set aside by CDC for repair and upgrade
5 of the Lake Lynn Experimental Mine and Laboratory
6 shall be used to acquire a replacement mine safety re-
7 search facility: *Provided further*, That in addition, the
8 prior year unobligated balance of any amounts assigned
9 to former employees in accounts of CDC made available
10 for Individual Learning Accounts shall be credited to and
11 merged with the amounts made available under this head-
12 ing to support the replacement of the mine safety research
13 facility.

14 CDC-WIDE ACTIVITIES AND PROGRAM SUPPORT

15 (INCLUDING TRANSFER OF FUNDS)

16 For carrying out titles II, III, XVII and XIX, and
17 section 2821 of the PHS Act and for cross-cutting activi-
18 ties and program support for activities funded in other
19 appropriations included in this Act for the Centers for
20 Disease Control and Prevention, \$163,570,000, of which
21 up to \$10,000,000 may be transferred to the reserve of
22 the Working Capital Fund authorized under this heading
23 in division F of Public Law 112-74: *Provided*, That para-
24 graphs (1) through (3) of subsection (b) of section 2821
25 of the PHS Act shall not apply to funds appropriated

1 under this heading and in all other accounts of the CDC:
2 *Provided further*, That of the amounts made available
3 under this heading, \$50,000,000 shall be transferred to
4 and merged with the Infectious Diseases Rapid Response
5 Reserve Fund established by section 231 of division B of
6 Public Law 115-245: *Provided further*, That any funds
7 made available by this Act to the Centers for Disease Con-
8 trol and Prevention may be used to support the purchase,
9 hire, maintenance, and operation of an aircraft for use and
10 support of the activities of CDC: *Provided further*, That
11 employees of CDC or the Public Health Service, both civil-
12 ian and commissioned officers, detailed to States, munici-
13 palities, or other organizations under authority of section
14 214 of the PHS Act, or in overseas assignments, shall be
15 treated as non-Federal employees for reporting purposes
16 only and shall not be included within any personnel ceiling
17 applicable to the Agency, Service, or HHS during the pe-
18 riod of detail or assignment: *Provided further*, That CDC
19 may use up to \$10,000 from amounts appropriated to
20 CDC in this Act for official reception and representation
21 expenses when specifically approved by the Director of
22 CDC: *Provided further*, That in addition, such sums as
23 may be derived from authorized user fees, which shall be
24 credited to the appropriation charged with the cost there-
25 of: *Provided further*, That with respect to the previous pro-

1 viso, authorized user fees from the Vessel Sanitation Pro-
2 gram and the Respirator Certification Program shall be
3 available through September 30, 2021.

4 NATIONAL INSTITUTES OF HEALTH

5 NATIONAL CANCER INSTITUTE

6 For carrying out section 301 and title IV of the PHS
7 Act with respect to cancer, \$6,249,165,000, of which up
8 to \$30,000,000 may be used for facilities repairs and im-
9 provements at the National Cancer Institute—Frederick
10 Federally Funded Research and Development Center in
11 Frederick, Maryland.

12 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

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

16 NATIONAL INSTITUTE OF DENTAL AND CRANIOFACIAL

17 RESEARCH

18 For carrying out section 301 and title IV of the PHS
19 Act with respect to dental and craniofacial diseases,
20 \$484,350,000.

21 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND

22 KIDNEY DISEASES

23 For carrying out section 301 and title IV of the PHS
24 Act with respect to diabetes and digestive and kidney dis-
25 ease, \$2,129,027,000.

1 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS
2 AND STROKE

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to neurological disorders and stroke,
5 \$2,315,571,000.

6 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS
7 DISEASES

8 For carrying out section 301 and title IV of the PHS
9 Act with respect to allergy and infectious diseases,
10 \$5,808,268,000.

11 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

12 For carrying out section 301 and title IV of the PHS
13 Act with respect to general medical sciences,
14 \$3,033,183,000, of which \$1,146,821,000 shall be from
15 funds available under section 241 of the PHS Act: *Pro-*
16 *vided*, That not less than \$381,573,000 is provided for
17 the Institutional Development Awards program.

18 EUNICE KENNEDY SHRIVER NATIONAL INSTITUTE OF
19 CHILD HEALTH AND HUMAN DEVELOPMENT

20 For carrying out section 301 and title IV of the PHS
21 Act with respect to child health and human development,
22 \$1,580,084,000.

1 NATIONAL EYE INSTITUTE

2 For carrying out section 301 and title IV of the PHS
3 Act with respect to eye diseases and visual disorders,
4 \$835,465,000.

5 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
6 SCIENCES

7 For carrying out section 301 and title IV of the PHS
8 Act with respect to environmental health sciences,
9 \$812,570,000.

10 NATIONAL INSTITUTE ON AGING

11 For carrying out section 301 and title IV of the PHS
12 Act with respect to aging, \$3,286,107,000.

13 NATIONAL INSTITUTE OF ARTHRITIS AND
14 MUSCULOSKELETAL AND SKIN DISEASES

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

18 NATIONAL INSTITUTE ON DEAFNESS AND OTHER
19 COMMUNICATION DISORDERS

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

23 NATIONAL INSTITUTE OF NURSING RESEARCH

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

1 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND
2 ALCOHOLISM

3 For carrying out section 301 and title IV of the PHS
4 Act with respect to alcohol abuse and alcoholism,
5 \$551,278,000.

6 NATIONAL INSTITUTE ON DRUG ABUSE

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

9 NATIONAL INSTITUTE OF MENTAL HEALTH

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

12 NATIONAL HUMAN GENOME RESEARCH INSTITUTE

13 For carrying out section 301 and title IV of the PHS
14 Act with respect to human genome research,
15 \$603,710,000.

16 NATIONAL INSTITUTE OF BIOMEDICAL IMAGING AND
17 BIOENGINEERING

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

21 NATIONAL CENTER FOR COMPLEMENTARY AND
22 INTEGRATIVE HEALTH

23 For carrying out section 301 and title IV of the PHS
24 Act with respect to complementary and integrative health,
25 \$153,632,000.

1 NATIONAL INSTITUTE ON MINORITY HEALTH AND
2 HEALTH DISPARITIES

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

6 JOHN E. FOGARTY INTERNATIONAL CENTER

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

10 NATIONAL LIBRARY OF MEDICINE

11 For carrying out section 301 and title IV of the PHS
12 Act with respect to health information communications,
13 \$463,599,000: *Provided*, That of the amounts available for
14 improvement of information systems, \$4,000,000 shall be
15 available until September 30, 2021: *Provided further*, That
16 in fiscal year 2020, the National Library of Medicine may
17 enter into personal services contracts for the provision of
18 services in facilities owned, operated, or constructed under
19 the jurisdiction of the National Institutes of Health (re-
20 ferred to in this title as “NIH”).

21 NATIONAL CENTER FOR ADVANCING TRANSLATIONAL
22 SCIENCES

23 For carrying out section 301 and title IV of the PHS
24 Act with respect to translational sciences, \$845,783,000:
25 *Provided*, That up to \$80,000,000 shall be available to im-

1 plement section 480 of the PHS Act, relating to the Cures
2 Acceleration Network.

3 OFFICE OF THE DIRECTOR

4 For carrying out the responsibilities of the Office of
5 the Director, NIH, \$2,049,992,000: *Provided*, That fund-
6 ing shall be available for the purchase of not to exceed
7 29 passenger motor vehicles for replacement only: *Pro-*
8 *vided further*, That all funds credited to the NIH Manage-
9 ment Fund shall remain available for one fiscal year after
10 the fiscal year in which they are deposited: *Provided fur-*
11 *ther*, That \$165,000,000 shall be for the Environmental
12 Influences on Child Health Outcomes study: *Provided fur-*
13 *ther*, That \$617,761,000 shall be available for the Com-
14 mon Fund established under section 402A(c)(1) of the
15 PHS Act: *Provided further*, That of the funds provided,
16 \$10,000 shall be for official reception and representation
17 expenses when specifically approved by the Director of the
18 NIH: *Provided further*, That the Office of AIDS Research
19 within the Office of the Director of the NIH may spend
20 up to \$8,000,000 to make grants for construction or ren-
21 ovation of facilities as provided for in section
22 2354(a)(5)(B) of the PHS Act: *Provided further*, That
23 \$25,000,000 shall be used to carry out section 404I of
24 the PHS Act (42 U.S.C. 283K), relating to biomedical and
25 behavioral research facilities.

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

9 BUILDINGS AND FACILITIES

10 For the study of, construction of, demolition of, ren-
11 ovation of, and acquisition of equipment for, facilities of
12 or used by NIH, including the acquisition of real property,
13 \$200,000,000, to remain available through September 30,
14 2024.

15 NIH INNOVATION ACCOUNT, CURES ACT

16 (INCLUDING TRANSFER OF FUNDS)

17 For necessary expenses to carry out the purposes de-
18 scribed in section 1001(b)(4) of the 21st Century Cures
19 Act, in addition to amounts available for such purposes
20 in the appropriations provided to the NIH in this Act,
21 \$492,000,000, to remain available until expended: *Pro-*
22 *vided*, That such amounts are appropriated pursuant to
23 section 1001(b)(3) of such Act, are to be derived from
24 amounts transferred under section 1001(b)(2)(A) of such
25 Act, and may be transferred by the Director of the Na-

1 tional Institutes of Health to other accounts of the Na-
2 tional Institutes of Health solely for the purposes provided
3 in such Act: *Provided further*, That upon a determination
4 by the Director that funds transferred pursuant to the
5 previous proviso are not necessary for the purposes pro-
6 vided, such amounts may be transferred back to the Ac-
7 count: *Provided further*, That the transfer authority pro-
8 vided under this heading is in addition to any other trans-
9 fer authority provided by law.

10 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

11 ADMINISTRATION

12 MENTAL HEALTH

13 For carrying out titles III, V, and XIX of the PHS
14 Act with respect to mental health, the Protection and Ad-
15 vocacy for Individuals with Mental Illness Act, and section
16 224 of the Protecting Access to Medicare Act of 2014,
17 \$1,622,974,000: *Provided*, That of the funds made avail-
18 able under this heading, \$70,887,000 shall be for the Na-
19 tional Child Traumatic Stress Initiative: *Provided further*,
20 That notwithstanding section 520A(f)(2) of the PHS Act,
21 no funds appropriated for carrying out section 520A shall
22 be available for carrying out section 1971 of the PHS Act:
23 *Provided further*, That in addition to amounts provided
24 herein, \$21,039,000 shall be available under section 241
25 of the PHS Act to supplement funds otherwise available

1 for mental health activities and to carry out subpart I of
2 part B of title XIX of the PHS Act to fund section
3 1920(b) technical assistance, national data, data collection
4 and evaluation activities, and further that the total avail-
5 able under this Act for section 1920(b) activities shall not
6 exceed 5 percent of the amounts appropriated for subpart
7 I of part B of title XIX: *Provided further*, That up to 10
8 percent of the amounts made available to carry out the
9 Children’s Mental Health Services program may be used
10 to carry out demonstration grants or contracts for early
11 interventions with persons not more than 25 years of age
12 at clinical high risk of developing a first episode of psy-
13 chosis: *Provided further*, That section 520E(b)(2) of the
14 PHS Act shall not apply to funds appropriated in this Act
15 for fiscal year 2020: *Provided further*, That of the total
16 amount each State receives for carrying out section 1911
17 of the PHS Act, the State shall expend at least 10 percent
18 of such total amount to support evidence-based programs
19 that address the needs of individuals with early serious
20 mental illness, including psychotic disorders, regardless of
21 the age at onset, and shall expend at least five percent
22 of such total amount for evidence-based crisis care pro-
23 grams addressing the needs of individuals with serious
24 mental illnesses and children with serious mental and emo-
25 tional disturbances: *Provided further*, That \$150,000,000

1 shall be available until September 30, 2022, for grants to
2 communities and community organizations who meet cri-
3 teria for Certified Community Behavioral Health Clinics
4 pursuant to section 223(a) of Public Law 113–93: *Pro-*
5 *vided further*, That none of the funds provided for section
6 1911 of the PHS Act shall be subject to section 241 of
7 such Act.

8 SUBSTANCE ABUSE TREATMENT

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

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

1 evaluation activities, and further that the total available
2 under this Act for section 1935(b) activities shall not ex-
3 ceed 5 percent of the amounts appropriated for subpart
4 II of part B of title XIX; and (2) \$2,000,000 to evaluate
5 substance abuse treatment programs: *Provided further*,
6 That none of the funds provided for section 1921 of the
7 PHS Act or State Opioid Response Grants shall be subject
8 to section 241 of such Act.

9 SUBSTANCE ABUSE PREVENTION

10 For carrying out titles III and V of the PHS Act
11 with respect to substance abuse prevention, \$212,469,000.

12 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

13 For program support and cross-cutting activities that
14 supplement activities funded under the headings “Mental
15 Health”, “Substance Abuse Treatment”, and “Substance
16 Abuse Prevention” in carrying out titles III, V, and XIX
17 of the PHS Act and the Protection and Advocacy for Indi-
18 viduals with Mental Illness Act in the Substance Abuse
19 and Mental Health Services Administration,
20 \$128,830,000: *Provided*, That in addition to amounts pro-
21 vided herein, \$31,428,000 shall be available under section
22 241 of the PHS Act to supplement funds available to
23 carry out national surveys on drug abuse and mental
24 health, to collect and analyze program data, and to con-
25 duct public awareness and technical assistance activities:

1 *Provided further*, That, in addition, fees may be collected
2 for the costs of publications, data, data tabulations, and
3 data analysis completed under title V of the PHS Act and
4 provided to a public or private entity upon request, which
5 shall be credited to this appropriation and shall remain
6 available until expended for such purposes: *Provided fur-*
7 *ther*, That amounts made available in this Act for carrying
8 out section 501(o) of the PHS Act shall remain available
9 through September 30, 2021: *Provided further*, That
10 funds made available under this heading may be used to
11 supplement program support funding provided under the
12 headings “Mental Health”, “Substance Abuse Treat-
13 ment”, and “Substance Abuse Prevention”.

14 AGENCY FOR HEALTHCARE RESEARCH AND QUALITY

15 HEALTHCARE RESEARCH AND QUALITY

16 For carrying out titles III and IX of the PHS Act,
17 part A of title XI of the Social Security Act, and section
18 1013 of the Medicare Prescription Drug, Improvement,
19 and Modernization Act of 2003, \$339,809,000: *Provided*,
20 That in addition to amounts provided herein, \$18,408,000
21 shall be available from amounts available under section
22 241 of the PHS Act: *Provided further*, That section 947(c)
23 of the PHS Act shall not apply in fiscal year 2020: *Pro-*
24 *vided further*, That in addition, amounts received from
25 Freedom of Information Act fees, reimbursable and inter-

1 agency agreements, and the sale of data shall be credited
2 to this appropriation and shall remain available until Sep-
3 tember 30, 2021.

4 CENTERS FOR MEDICARE AND MEDICAID SERVICES

5 GRANTS TO STATES FOR MEDICAID

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

9 In addition, for carrying out such titles after May 31,
10 2020, for the last quarter of fiscal year 2020 for unantici-
11 pated costs incurred for the current fiscal year, such sums
12 as may be necessary, to remain available until expended.

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

16 Payment under such title XIX may be made for any
17 quarter with respect to a State plan or plan amendment
18 in effect during such quarter, if submitted in or prior to
19 such quarter and approved in that or any subsequent
20 quarter.

21 PAYMENTS TO THE HEALTH CARE TRUST FUNDS

22 For payment to the Federal Hospital Insurance
23 Trust Fund and the Federal Supplementary Medical In-
24 surance Trust Fund, as provided under sections 217(g),
25 1844, and 1860D–16 of the Social Security Act, sections

1 103(c) and 111(d) of the Social Security Amendments of
2 1965, section 278(d)(3) of Public Law 97-248, and for
3 administrative expenses incurred pursuant to section
4 201(g) of the Social Security Act, \$410,796,100,000.

5 In addition, for making matching payments under
6 section 1844 and benefit payments under section 1860D-
7 16 of the Social Security Act that were not anticipated
8 in budget estimates, such sums as may be necessary.

9 PROGRAM MANAGEMENT

10 For carrying out, except as otherwise provided, titles
11 XI, XVIII, XIX, and XXI of the Social Security Act, titles
12 XIII and XXVII of the PHS Act, the Clinical Laboratory
13 Improvement Amendments of 1988, and other responsibil-
14 ities of the Centers for Medicare & Medicaid Services, not
15 to exceed \$3,984,744,000, to be transferred from the Fed-
16 eral Hospital Insurance Trust Fund and the Federal Sup-
17 plementary Medical Insurance Trust Fund, as authorized
18 by section 201(g) of the Social Security Act; together with
19 all funds collected in accordance with section 353 of the
20 PHS Act and section 1857(e)(2) of the Social Security
21 Act, funds retained by the Secretary pursuant to section
22 1893(h) of the Social Security Act, and such sums as may
23 be collected from authorized user fees and the sale of data,
24 which shall be credited to this account and remain avail-
25 able until expended: *Provided*, That all funds derived in

1 accordance with 31 U.S.C. 9701 from organizations estab-
2 lished under title XIII of the PHS Act shall be credited
3 to and available for carrying out the purposes of this ap-
4 propriation: *Provided further*, That the Secretary is di-
5 rected to collect fees in fiscal year 2020 from Medicare
6 Advantage organizations pursuant to section 1857(e)(2)
7 of the Social Security Act and from eligible organizations
8 with risk-sharing contracts under section 1876 of that Act
9 pursuant to section 1876(k)(4)(D) of that Act: *Provided*
10 *further*, That amounts available under this heading for
11 quality improvement organizations (as defined in section
12 1152 of the Social Security Act) may not exceed the
13 amount provided under this heading in division H of the
14 Consolidated Appropriations Act, 2018 (Public Law 115-
15 141) for such organizations.

16 In addition, the Secretary shall obligate not less than
17 \$100,000,000 in fiscal year 2020 out of amounts collected
18 through the user fees on participating health insurance
19 issuers pursuant to section 156.50 of title 45, Code of
20 Federal Regulations (or any successor regulations) to
21 carry out the navigator program (as described in section
22 1311(i) of the Patient Protection and Affordable Care Act
23 (42 U.S.C. 18031(i)), and to carry out outreach and edu-
24 cational activities, for purposes of informing potential en-
25 rollees in qualified health plans (as defined in section

1 1301(a) of such Act (42 U.S.C. 18021(a)) offered through
2 an Exchange established or operated by the Secretary
3 within a State, of the availability of coverage under such
4 plans and financial assistance for coverage under such
5 plans: *Provided*, That awards under such program shall
6 be based solely on an entity's demonstrated capacity to
7 carry out each of the duties specified in section 1311(i)(3)
8 of such Act: *Provided further*, That not less than
9 \$15,000,000 shall be obligated for national television and
10 not less than \$15,000,000 shall be obligated for internet
11 search advertising for purposes of carrying out such out-
12 reach and educational activities: *Provider further*, That not
13 less than \$30,000,000 of the funds made available in this
14 paragraph shall be obligated for advertising during the
15 final two weeks of the open enrollment period specified by
16 the Secretary pursuant to section 1311(c)(6)(B) of such
17 Act occurring during 2019: *Provided further*, That no
18 amounts collected through such user fees shall be available
19 for expenditures for promoting health insurance coverage
20 or a group health plan (as such terms are defined in sec-
21 tion 2791 of the PHS Act (42 U.S.C. 300gg-91)) that
22 is not a qualified health plan.

23 HEALTH CARE FRAUD AND ABUSE CONTROL ACCOUNT

24 In addition to amounts otherwise available for pro-
25 gram integrity and program management, \$786,000,000,

1 to remain available through September 30, 2021, to be
2 transferred from the Federal Hospital Insurance Trust
3 Fund and the Federal Supplementary Medical Insurance
4 Trust Fund, as authorized by section 201(g) of the Social
5 Security Act, of which \$610,000,000 shall be for the Cen-
6 ters for Medicare & Medicaid Services program integrity
7 activities, of which \$93,000,000 shall be for the Depart-
8 ment of Health and Human Services Office of Inspector
9 General to carry out fraud and abuse activities authorized
10 by section 1817(k)(3) of such Act, and of which
11 \$83,000,000 shall be for the Department of Justice to
12 carry out fraud and abuse activities authorized by section
13 1817(k)(3) of such Act: *Provided*, That the report re-
14 quired by section 1817(k)(5) of the Social Security Act
15 for fiscal year 2020 shall include measures of the oper-
16 ational efficiency and impact on fraud, waste, and abuse
17 in the Medicare, Medicaid, and CHIP programs for the
18 funds provided by this appropriation: *Provided further*,
19 That of the amount provided under this heading,
20 \$311,000,000 is provided to meet the terms of section
21 251(b)(2)(C)(ii) of the Balanced Budget and Emergency
22 Deficit Control Act of 1985, as amended, and
23 \$475,000,000 is additional new budget authority specified
24 for purposes of section 251(b)(2)(C) of such Act: *Provided*
25 *further*, That the Secretary shall provide not less than

1 \$18,000,000 from amounts made available under this
2 heading and amounts made available for fiscal year 2020
3 under section 1817(k)(3)(A) of the Social Security Act for
4 the Senior Medicare Patrol program to combat health care
5 fraud and abuse.

6 ADMINISTRATION FOR CHILDREN AND FAMILIES

7 PAYMENTS TO STATES FOR CHILD SUPPORT

8 ENFORCEMENT AND FAMILY SUPPORT PROGRAMS

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

15 For carrying out, after May 31 of the current fiscal
16 year, except as otherwise provided, titles I, IV–D, X, XI,
17 XIV, and XVI of the Social Security Act and the Act of
18 July 5, 1960, for the last 3 months of the current fiscal
19 year for unanticipated costs, incurred for the current fiscal
20 year, such sums as may be necessary.

21 LOW INCOME HOME ENERGY ASSISTANCE

22 For making payments under subsections (b) and (d)
23 of section 2602 of the Low-Income Home Energy Assist-
24 ance Act of 1981 (42 U.S.C. 8621 et seq.),
25 \$3,840,304,000: *Provided*, That notwithstanding section

1 2609A(a) of such Act, not more than \$2,988,000 may be
2 reserved by the Secretary of Health and Human Services
3 for technical assistance, training, and monitoring of pro-
4 gram activities for compliance with internal controls, poli-
5 cies and procedures and the Secretary may, in addition
6 to the authorities provided in section 2609A(a)(1), use
7 such funds through contracts with private entities that do
8 not qualify as nonprofit organizations: *Provided further*,
9 That \$3,637,316,000 of the amount appropriated under
10 this heading shall be allocated to each State and territory
11 in amounts equal to the amount each State and territory
12 was allocated in fiscal year 2018 pursuant to allocations
13 made from amounts appropriated under this heading in
14 the Consolidated Appropriations Act, 2018 (Public Law
15 115-141): *Provided further*, that \$37,280,000 of the
16 amount appropriated under this heading shall be allocated
17 as though the total appropriation for such payments for
18 fiscal year 2020 was less than \$1,975,000,000.

19 REFUGEE AND ENTRANT ASSISTANCE

20 For necessary expenses for refugee and entrant as-
21 sistance activities authorized by section 414 of the Immi-
22 gration and Nationality Act and section 501 of the Ref-
23 ugee Education Assistance Act of 1980, and for carrying
24 out section 462 of the Homeland Security Act of 2002,
25 section 235 of the William Wilberforce Trafficking Victims

1 Protection Reauthorization Act of 2008, the Trafficking
2 Victims Protection Act of 2000 (“TVPA”), and the Tor-
3 ture Victims Relief Act of 1998, \$2,411,701,000, of which
4 \$2,364,446,000 shall remain available through September
5 30, 2022 for carrying out such sections 414, 501, 462,
6 and 235: *Provided*, That amounts available under this
7 heading to carry out the TVPA shall also be available for
8 research and evaluation with respect to activities under
9 such Act: *Provided further*, That not less than
10 \$190,000,000 shall be used for legal services, child advo-
11 cates, and post-release services: *Provided further*, That
12 none of the funds made available by this Act may be used
13 to implement or enforce the Memorandum of Agreement
14 Among the Office of Refugee Resettlement of the Depart-
15 ment of Health and Human Services and U.S. Immigra-
16 tion and Customs Enforcement and U.S. Customs and
17 Border Protection of the Department of Homeland Secu-
18 rity Regarding Consultation and Information Sharing in
19 Unaccompanied Alien Children Matters, dated April 13,
20 2018: *Provided further*, That not later than 30 days after
21 the date of enactment of this Act, the Secretary of Health
22 and Human Services shall submit to the Committees on
23 Appropriations of the House of Representatives and the
24 Senate a detailed spend plan of anticipated uses of funds
25 made available in this account, including the following:

1 \$7,676,000,000 shall be used to supplement, not supplant
2 State general revenue funds for child care assistance for
3 low-income families: *Provided*, That technical assistance
4 under section 658I(a)(3) of such Act may be provided di-
5 rectly, or through the use of contracts, grants, cooperative
6 agreements, or interagency agreements: *Provided further*,
7 That all funds made available to carry out section 418
8 of the Social Security Act (42 U.S.C. 618), including
9 funds appropriated for that purpose in such section 418
10 or any other provision of law, shall be subject to the res-
11 ervation of funds authority in paragraphs (4) and (5) of
12 section 658O(a) of the CCDBG Act: *Provided further*,
13 That in addition to the amounts required to be reserved
14 by the Secretary under section 658O(a)(2)(A) of such Act,
15 \$156,780,000 shall be for Indian tribes and tribal organi-
16 zations.

17 SOCIAL SERVICES BLOCK GRANT

18 For making grants to States pursuant to section
19 2002 of the Social Security Act, \$1,700,000,000: *Pro-*
20 *vided*, That notwithstanding subparagraph (B) of section
21 404(d)(2) of such Act, the applicable percent specified
22 under such subparagraph for a State to carry out State
23 programs pursuant to title XX–A of such Act shall be 10
24 percent.

1 CHILDREN AND FAMILIES SERVICES PROGRAMS

2 For carrying out, except as otherwise provided, the
3 Runaway and Homeless Youth Act, the Head Start Act,
4 the Every Student Succeeds Act, the Child Abuse Preven-
5 tion and Treatment Act, sections 303 and 313 of the
6 Family Violence Prevention and Services Act, the Native
7 American Programs Act of 1974, title II of the Child
8 Abuse Prevention and Treatment and Adoption Reform
9 Act of 1978 (adoption opportunities), part B–1 of title IV
10 and sections 429, 473A, 477(i), 1110, 1114A, and 1115
11 of the Social Security Act, and the Community Services
12 Block Grant Act (“CSBG Act”); and for necessary admin-
13 istrative expenses to carry out titles I, IV, V, X, XI, XIV,
14 XVI, and XX–A of the Social Security Act, the Act of
15 July 5, 1960, the Low-Income Home Energy Assistance
16 Act of 1981, the Child Care and Development Block Grant
17 Act of 1990, the Assets for Independence Act, title IV of
18 the Immigration and Nationality Act, and section 501 of
19 the Refugee Education Assistance Act of 1980,
20 \$13,967,468,000, of which \$75,000,000, to remain avail-
21 able through September 30, 2021, shall be for grants to
22 States for adoption and legal guardianship incentive pay-
23 ments, as defined by section 473A of the Social Security
24 Act and may be made for adoptions and legal
25 guardianships completed before September 30, 2020: *Pro-*

1 *vided*, That \$11,563,095,000 shall be for making pay-
2 ments under the Head Start Act, of which, notwith-
3 standing section 640 of such Act:

4 (1) \$217,000,000 shall be available for a cost
5 of living adjustment, and with respect to any con-
6 tinuing appropriations act, funding available for a
7 cost of living adjustment shall not be construed as
8 an authority or condition under this Act;

9 (2) \$25,000,000 shall be available for allocation
10 by the Secretary to supplement activities described
11 in paragraphs (7)(B) and (9) of section 641(c) of
12 the Head Start Act under the Designation Renewal
13 System, established under the authority of sections
14 641(c)(7), 645A(b)(12), and 645A(d) of such Act,
15 and such funds shall not be included in the calcula-
16 tion of “base grant” in subsequent fiscal years, as
17 such term is used in section 640(a)(7)(A) of such
18 Act;

19 (3) \$1,330,000,000, in addition to funds other-
20 wise available under such section 640 for such pur-
21 poses, shall be available through March 31, 2021,
22 for Early Head Start programs as described in sec-
23 tion 645A of such Act, for conversion of Head Start
24 services to Early Head Start services as described in
25 section 645(a)(5)(A) of such Act, for discretionary

1 grants for high quality infant and toddler care
2 through Early Head Start-Child Care Partnerships,
3 to entities defined as eligible under section 645A(d)
4 of such Act, for training and technical assistance for
5 such activities, and for up to \$26,000,000 in Federal
6 costs of administration and evaluation;

7 (4) \$750,000,000 shall be available for quality
8 improvement consistent with section 640(a)(5) of
9 such Act; and

10 (5) \$8,000,000 shall be available for the pur-
11 poses of re-establishing the Tribal Colleges and Uni-
12 versities Head Start Partnership Program consistent
13 with section 648(g) of such Act:

14 *Provided further*, That the Secretary may reduce the res-
15 ervation of funds under section 640(a)(2)(C) of such Act
16 in lieu of reducing the reservation of funds under sections
17 640(a)(2)(B), 640(a)(2)(D), and 640(a)(2)(E) of such
18 Act: *Provided further*, That \$350,000,000 shall be avail-
19 able until December 31, 2020 for carrying out sections
20 9212 and 9213 of the Every Student Succeeds Act: *Pro-*
21 *vided further*, That up to 3 percent of the funds in the
22 preceding proviso shall be available for technical assist-
23 ance and evaluation related to grants awarded under such
24 section 9212: *Provided further*, That \$796,000,000 shall
25 be for making payments under the CSBG Act: *Provided*

1 *further*, That \$36,000,000 shall be for sections 680 and
2 678E(b)(2) of the CSBG Act, of which not less than
3 \$25,000,000 shall be for section 680(a)(2) and not less
4 than \$11,000,000 shall be for section 680(a)(3)(B) of
5 such Act: *Provided further*, That, notwithstanding section
6 675C(a)(3) of such Act, to the extent Community Services
7 Block Grant funds are distributed as grant funds by a
8 State to an eligible entity as provided under such Act, and
9 have not been expended by such entity, they shall remain
10 with such entity for carryover into the next fiscal year for
11 expenditure by such entity consistent with program pur-
12 poses: *Provided further*, That the Secretary shall establish
13 procedures regarding the disposition of intangible assets
14 and program income that permit such assets acquired
15 with, and program income derived from, grant funds au-
16 thorized under section 680 of the CSBG Act to become
17 the sole property of such grantees after a period of not
18 more than 12 years after the end of the grant period for
19 any activity consistent with section 680(a)(2)(A) of the
20 CSBG Act: *Provided further*, That intangible assets in the
21 form of loans, equity investments and other debt instru-
22 ments, and program income may be used by grantees for
23 any eligible purpose consistent with section 680(a)(2)(A)
24 of the CSBG Act: *Provided further*, That these procedures
25 shall apply to such grant funds made available after No-

1 vember 29, 1999: *Provided further*, That funds appro-
2 priated for section 680(a)(2) of the CSBG Act shall be
3 available for financing construction and rehabilitation and
4 loans or investments in private business enterprises owned
5 by community development corporations: *Provided further*,
6 That \$175,000,000 shall be for carrying out section
7 303(a) of the Family Violence Prevention and Services
8 Act, of which \$5,000,000 shall be allocated notwith-
9 standing section 303(a)(2) of such Act for carrying out
10 section 309 of such Act: *Provided further*, That the per-
11 centages specified in section 112(a)(2) of the Child Abuse
12 Prevention and Treatment Act shall not apply to funds
13 appropriated under this heading: *Provided further*, That
14 \$1,864,000 shall be for a human services case manage-
15 ment system for federally declared disasters, to include a
16 comprehensive national case management contract and
17 Federal costs of administering the system: *Provided fur-*
18 *ther*, That up to \$2,000,000 shall be for improving the
19 Public Assistance Reporting Information System, includ-
20 ing grants to States to support data collection for a study
21 of the system's effectiveness.

22 PROMOTING SAFE AND STABLE FAMILIES

23 For carrying out, except as otherwise provided, sec-
24 tion 436 of the Social Security Act, \$345,000,000 and,
25 for carrying out, except as otherwise provided, section 437

1 of such Act, \$79,765,000: *Provided*, That of the funds
2 available to carry out section 437, \$59,765,000 shall be
3 allocated consistent with subsections (b) through (d) of
4 such section: *Provided further*, That of the funds available
5 to carry out section 437, to assist in meeting the require-
6 ments described in section 471(e)(4)(C), \$20,000,000
7 shall be for grants to each State, territory, and Indian
8 tribe operating title IV–E plans for developing, enhancing,
9 or evaluating kinship navigator programs, as described in
10 section 427(a)(1) of such Act: *Provided further*, That sec-
11 tion 437(b)(1) shall be applied to amounts in the previous
12 proviso by substituting “5 percent” for “3.3 percent”, and
13 notwithstanding section 436(b)(1), such reserved amounts
14 may be used for identifying, establishing, and dissemi-
15 nating practices to meet the criteria specified in section
16 471(e)(4)(C): *Provided further*, That the reservation in
17 section 437(b)(2) and the limitations in section 437(d)
18 shall not apply to funds specified in the second proviso:
19 *Provided further*, That the minimum grant award for kin-
20 ship navigator programs in the case of States and terri-
21 tories shall be \$200,000, and, in the case of tribes, shall
22 be \$25,000: *Provided further*, That section 437(b)(4) of
23 such Act shall be applied by substituting “fiscal year
24 2020” for “fiscal year 2018”.

1 PAYMENTS FOR FOSTER CARE AND PERMANENCY

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

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

7 For carrying out, after May 31 of the current fiscal
8 year, except as otherwise provided, section 474 of title IV–
9 E of the Social Security Act, for the last 3 months of the
10 current fiscal year for unanticipated costs, incurred for the
11 current fiscal year, such sums as may be necessary.

12 ADMINISTRATION FOR COMMUNITY LIVING

13 AGING AND DISABILITY SERVICES PROGRAMS

14 (INCLUDING TRANSFER OF FUNDS)

15 For carrying out, to the extent not otherwise pro-
16 vided, the Older Americans Act of 1965 (“OAA”), the
17 RAISE Family Caregivers Act, the Supporting Grand-
18 parents Raising Grandchildren Act, titles III and XXIX
19 of the PHS Act, sections 1252 and 1253 of the PHS Act,
20 section 119 of the Medicare Improvements for Patients
21 and Providers Act of 2008, title XX–B of the Social Secu-
22 rity Act, the Developmental Disabilities Assistance and
23 Bill of Rights Act, parts 2 and 5 of subtitle D of title
24 II of the Help America Vote Act of 2002, the Assistive
25 Technology Act of 1998, titles II and VII (and section

1 14 with respect to such titles) of the Rehabilitation Act
2 of 1973, and for Department-wide coordination of policy
3 and program activities that assist individuals with disabili-
4 ties, \$2,294,343,000, together with \$55,000,000 to be
5 transferred from the Federal Hospital Insurance Trust
6 Fund and the Federal Supplementary Medical Insurance
7 Trust Fund to carry out section 4360 of the Omnibus
8 Budget Reconciliation Act of 1990: *Provided*, That
9 amounts appropriated under this heading may be used for
10 grants to States under section 361 of the OAA only for
11 disease prevention and health promotion programs and ac-
12 tivities which have been demonstrated through rigorous
13 evaluation to be evidence-based and effective: *Provided*
14 *further*, That of amounts made available under this head-
15 ing to carry out sections 311, 331, and 336 of the OAA,
16 up to one percent of such amounts shall be available for
17 developing and implementing evidence-based practices for
18 enhancing senior nutrition: *Provided further*, That not-
19 withstanding any other provision of this Act, funds made
20 available under this heading to carry out section 311 of
21 the OAA may be transferred to the Secretary of Agri-
22 culture in accordance with such section: *Provided further*,
23 That \$2,000,000 shall be for competitive grants to sup-
24 port alternative financing programs that provide for the
25 purchase of assistive technology devices, such as a low-

1 interest loan fund; an interest buy-down program; a re-
2 volving loan fund; a loan guarantee; or an insurance pro-
3 gram: *Provided further*, That applicants shall provide an
4 assurance that, and information describing the manner in
5 which, the alternative financing program will expand and
6 emphasize consumer choice and control: *Provided further*,
7 That State agencies and community-based disability orga-
8 nizations that are directed by and operated for individuals
9 with disabilities shall be eligible to compete: *Provided fur-*
10 *ther*, That none of the funds made available under this
11 heading may be used by an eligible system (as defined in
12 section 102 of the Protection and Advocacy for Individuals
13 with Mental Illness Act (42 U.S.C. 10802)) to continue
14 to pursue any legal action in a Federal or State court on
15 behalf of an individual or group of individuals with a de-
16 velopmental disability (as defined in section 102(8)(A) of
17 the Developmental Disabilities and Assistance and Bill of
18 Rights Act of 2000 (20 U.S.C. 15002(8)(A)) that is at-
19 tributable to a mental impairment (or a combination of
20 mental and physical impairments), that has as the re-
21 quested remedy the closure of State operated intermediate
22 care facilities for people with intellectual or developmental
23 disabilities, unless reasonable public notice of the action
24 has been provided to such individuals (or, in the case of
25 mental incapacitation, the legal guardians who have been

1 specifically awarded authority by the courts to make
2 healthcare and residential decisions on behalf of such indi-
3 viduals) who are affected by such action, within 90 days
4 of instituting such legal action, which informs such indi-
5 viduals (or such legal guardians) of their legal rights and
6 how to exercise such rights consistent with current Fed-
7 eral Rules of Civil Procedure: *Provided further*, That the
8 limitations in the immediately preceding proviso shall not
9 apply in the case of an individual who is neither competent
10 to consent nor has a legal guardian, nor shall the proviso
11 apply in the case of individuals who are a ward of the
12 State or subject to public guardianship.

13 DEPARTMENTAL MANAGEMENT

14 GENERAL DEPARTMENTAL MANAGEMENT

15 For necessary expenses, not otherwise provided, for
16 general departmental management, including hire of six
17 passenger motor vehicles, and for carrying out titles III,
18 XVII, XXI, and section 229 of the PHS Act, functions
19 of the Departmental Appeals Board authorized in title
20 XVIII of the Social Security Act, the United States-Mex-
21 ico Border Health Commission Act, and research studies
22 under section 1110 of the Social Security Act,
23 \$474,169,000, together with \$64,828,000 from the
24 amounts available under section 241 of the PHS Act to
25 carry out national health or human services research and

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

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

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

20 OFFICE OF MEDICARE HEARINGS AND APPEALS

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

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

3 OFFICE OF THE NATIONAL COORDINATOR FOR HEALTH
4 INFORMATION TECHNOLOGY

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

11 OFFICE OF INSPECTOR GENERAL

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

20 OFFICE FOR CIVIL RIGHTS

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

1 the discretion of the Secretary, be deposited in the Stra-
2 tegic National Stockpile pursuant to section 319F-2 of
3 the PHS Act: *Provided further*, That \$5,000,000 of the
4 amounts made available to support emergency operations
5 shall remain available through September 30, 2022.

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

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

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

GENERAL PROVISIONS

1
2 SEC. 201. Funds appropriated in this title shall be
3 available for not to exceed \$50,000 for official reception
4 and representation expenses when specifically approved by
5 the Secretary.

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

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

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

(TRANSFER OF FUNDS)

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

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

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

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

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

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

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

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

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

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

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

1 cable statutes administered by the Department of
2 State.

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

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

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

18 (TRANSFER OF FUNDS)

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

(TRANSFER OF FUNDS)

1

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

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

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

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

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

9 (TRANSFER OF FUNDS)

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

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

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

3 (1) funds are available and obligated—

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3 (TRANSFER OF FUNDS)

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

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

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

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

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

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

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

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

22 (TRANSFER OF FUNDS)

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

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

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

8 (1) Detailed monthly enrollment figures from
9 the Exchanges established under the Patient Protec-
10 tion and Affordable Care Act of 2010 pertaining to
11 enrollments during the open enrollment period; and

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

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

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

24 SEC. 228. Funds appropriated in this Act that are
25 available for salaries and expenses of employees of the De-

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

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

1 (RESCISSION)

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

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

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

24 (1) in the same facility; or

25 (2) with the same sponsor.

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

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

21 (1) a felony conviction or pending felony charge
22 that relates to—

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

1 (B) child abuse;

2 (C) sexual violence or abuse; or

3 (D) child pornography;

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

6 (A) is unrelated to the sponsor, potential
7 sponsor, or member of a household of a sponsor
8 or potential sponsor; and

9 (B) is—

10 (i) not paid a legal wage; or

11 (ii) unable to attend school due to em-
12 ployment; or

13 (3) an association with the organization or im-
14 plementation of prostitution.

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

19 (a) soft-sided dormitories; or

20 (b) an influx facility that is not State-licensed for the
21 care of dependent minors, except in the case that the Sec-
22 retary of Health and Human Services determines that
23 housing unaccompanied alien children in such a facility
24 is necessary on a temporary basis due to an influx of such
25 children or an emergency, provided that—

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

13 (2) the Secretary of Health and Human Serv-
14 ices may grant a one-month waiver for an influx fa-
15 cility’s non-compliance with paragraph (1) if the
16 Secretary certifies and provides a report to Congress
17 on the facility’s good-faith efforts and progress to-
18 wards compliance;

19 (3) not more than three consecutive waivers
20 under paragraph (2) may be granted to any one fa-
21 cility;

22 (4) ORR shall ensure full adherence to the
23 monitoring requirements set forth in section 5.5 of
24 its Policies and Procedures Guide; and

1 (5) for any such influx facility in operation for
2 more than three consecutive months, ORR shall con-
3 duct a minimum of one comprehensive monitoring
4 visit during the first three months of operation, with
5 quarterly monitoring visits thereafter.

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

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

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

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

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

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

15 SEC. 237. Funds appropriated under this Act, any
16 previous appropriations Act, or the Patient Protection and
17 Affordable Care Act that are available for salaries and ex-
18 penses of employees of the Department of Health and
19 Human Services shall also remain available for obligation
20 for the primary and secondary schooling of eligible de-
21 pendants of HHS personnel stationed in the Common-
22 wealth of Puerto Rico, the Commonwealth of the Northern
23 Mariana Islands, and other territories or possessions of
24 the United States at costs not in excess of those paid for
25 or reimbursed by the Department of Defense.

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

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

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

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

1 TITLE III
2 DEPARTMENT OF EDUCATION
3 EDUCATION FOR THE DISADVANTAGED

4 For carrying out title I and subpart 2 of part B of
5 title II of the Elementary and Secondary Education Act
6 of 1965 (referred to in this Act as “ESEA”) and section
7 418A of the Higher Education Act of 1965 (referred to
8 in this Act as “HEA”), \$17,563,802,000, of which
9 \$6,638,625,000 shall become available on July 1, 2020,
10 and shall remain available through September 30, 2021,
11 and of which \$10,841,177,000 shall become available on
12 October 1, 2020, and shall remain available through Sep-
13 tember 30, 2021, for academic year 2020–2021: *Provided*,
14 That \$6,459,401,000 shall be for basic grants under sec-
15 tion 1124 of the ESEA: *Provided further*, That up to
16 \$5,000,000 of these funds shall be available to the Sec-
17 retary of Education (referred to in this title as “Sec-
18 retary”) on October 1, 2019, to obtain annually updated
19 local educational agency-level census poverty data from
20 the Bureau of the Census: *Provided further*, That
21 \$1,362,301,000 shall be for concentration grants under
22 section 1124A of the ESEA: *Provided further*, That
23 \$4,519,050,000 shall be for targeted grants under section
24 1125 of the ESEA: *Provided further*, That
25 \$4,519,050,000 shall be for education finance incentive

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

5 IMPACT AID

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

1 7003(a)(1)(B)), are no longer eligible under such section,
2 shall be considered as eligible students under such section,
3 provided such students remain in average daily attendance
4 at a school in the same local educational agency they at-
5 tended prior to their change in eligibility status.

6 SCHOOL IMPROVEMENT PROGRAMS

7 For carrying out school improvement activities au-
8 thorized by part B of title I, part A of title II, subpart
9 1 of part A of title IV, part B of title IV, part B of title
10 V, and parts B and C of title VI of the ESEA; the McKin-
11 ney-Vento Homeless Assistance Act; section 203 of the
12 Educational Technical Assistance Act of 2002; the Com-
13 pact of Free Association Amendments Act of 2003; and
14 the Civil Rights Act of 1964, \$6,016,470,000, of which
15 \$4,174,902,000 shall become available on July 1, 2020,
16 and remain available through September 30, 2021, and
17 of which \$1,681,441,000 shall become available on Octo-
18 ber 1, 2020, and shall remain available through September
19 30, 2021, for academic year 2020-2021: *Provided*, That
20 \$378,000,000 shall be for part B of title I: *Provided fur-*
21 *ther*, That \$1,321,673,000 shall be for part B of title IV:
22 *Provided further*, That \$40,000,000 shall be for part B
23 of title VI and may be used for construction, renovation,
24 and modernization of any elementary school, secondary
25 school, or structure related to an elementary school or sec-

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

22 INDIAN EDUCATION

23 For expenses necessary to carry out, to the extent
24 not otherwise provided, title VI, part A of the ESEA,
25 \$186,374,000, of which \$67,993,000 shall be for subpart

1 2 of part A of title VI and \$13,000,000 shall be for sub-
2 part 3 of part A of title VI.

3 INNOVATION AND IMPROVEMENT

4 For carrying out activities authorized by subparts 1,
5 3 and 4 of part B of title II, and parts C, D, and E and
6 subparts 1 and 4 of part F of title IV of the ESEA,
7 \$1,223,815,000: *Provided*, That \$304,815,000 shall be for
8 subparts 1, 3 and 4 of part B of title II and shall be made
9 available without regard to sections 2201, 2231(b) and
10 2241: *Provided further*, That \$619,000,000 shall be for
11 parts C, D, and E and subpart 4 of part F of title IV,
12 and shall be made available without regard to sections
13 4311, 4409(a), and 4601 of the ESEA: *Provided further*,
14 That notwithstanding section 4601(b), \$300,000,000 shall
15 be available through December 31, 2020 for subpart 1 of
16 part F of title IV, of which \$170,000,000 shall be for so-
17 cial and emotional learning grants, and \$125,000,000
18 shall be used for science, technology, engineering, arts,
19 and mathematics, including computer science education
20 grants.

21 SAFE SCHOOLS AND CITIZENSHIP EDUCATION

22 For carrying out activities authorized by subparts 2
23 and 3 of part F of title IV of the ESEA, \$240,000,000:
24 *Provided*, That \$120,000,000 shall be available for section
25 4631, of which up to \$10,000,000, to remain available

1 until expended, shall be for the Project School Emergency
2 Response to Violence (Project SERV) program: *Provided*
3 *further*, That \$40,000,000 shall be available for section
4 4625: *Provided further*, That \$80,000,000 shall be avail-
5 able through December 31, 2020, for section 4624.

6 ENGLISH LANGUAGE ACQUISITION

7 For carrying out part A of title III of the ESEA,
8 \$980,000,000, which shall become available on July 1,
9 2020, and shall remain available through September 30,
10 2021, except that 6.5 percent of such amount shall be
11 available on October 1, 2019, and shall remain available
12 through September 30, 2021, to carry out activities under
13 section 3111(c)(1)(C).

14 SPECIAL EDUCATION

15 For carrying out the Individuals with Disabilities
16 Education Act (IDEA) and the Special Olympics Sport
17 and Empowerment Act of 2004, \$14,523,544,000, of
18 which \$4,975,709,000 shall become available on July 1,
19 2020, and shall remain available through September 30,
20 2021, and of which \$9,283,383,000 shall become available
21 on October 1, 2020, and shall remain available through
22 September 30, 2021, for academic year 2020–2021: *Pro-*
23 *vided*, That the amount for section 611(b)(2) of the IDEA
24 shall be equal to the lesser of the amount available for
25 that activity during fiscal year 2019, increased by the

1 amount of inflation as specified in section 619(d)(2)(B)
2 of the IDEA, or the percent change in the funds appro-
3 priated under section 611(i) of the IDEA, but not less
4 than the amount for that activity during fiscal year 2019:
5 *Provided further*, That the Secretary shall, without regard
6 to section 611(d) of the IDEA, distribute to all other
7 States (as that term is defined in section 611(g)(2)), sub-
8 ject to the third proviso, any amount by which a State's
9 allocation under section 611, from funds appropriated
10 under this heading, is reduced under section
11 612(a)(18)(B), according to the following: 85 percent on
12 the basis of the States' relative populations of children
13 aged 3 through 21 who are of the same age as children
14 with disabilities for whom the State ensures the avail-
15 ability of a free appropriate public education under this
16 part, and 15 percent to States on the basis of the States'
17 relative populations of those children who are living in pov-
18 erty: *Provided further*, That the Secretary may not dis-
19 tribute any funds under the previous proviso to any State
20 whose reduction in allocation from funds appropriated
21 under this heading made funds available for such a dis-
22 tribution: *Provided further*, That the States shall allocate
23 such funds distributed under the second proviso to local
24 educational agencies in accordance with section 611(f):
25 *Provided further*, That the amount by which a State's allo-

1 cation under section 611(d) of the IDEA is reduced under
2 section 612(a)(18)(B) and the amounts distributed to
3 States under the previous provisos in fiscal year 2012 or
4 any subsequent year shall not be considered in calculating
5 the awards under section 611(d) for fiscal year 2013 or
6 for any subsequent fiscal years: *Provided further*, That,
7 notwithstanding the provision in section 612(a)(18)(B) re-
8 garding the fiscal year in which a State's allocation under
9 section 611(d) is reduced for failure to comply with the
10 requirement of section 612(a)(18)(A), the Secretary may
11 apply the reduction specified in section 612(a)(18)(B) over
12 a period of consecutive fiscal years, not to exceed five,
13 until the entire reduction is applied: *Provided further*,
14 That the Secretary may, in any fiscal year in which a
15 State's allocation under section 611 is reduced in accord-
16 ance with section 612(a)(18)(B), reduce the amount a
17 State may reserve under section 611(e)(1) by an amount
18 that bears the same relation to the maximum amount de-
19 scribed in that paragraph as the reduction under section
20 612(a)(18)(B) bears to the total allocation the State
21 would have received in that fiscal year under section
22 611(d) in the absence of the reduction: *Provided further*,
23 That the Secretary shall either reduce the allocation of
24 funds under section 611 for any fiscal year following the
25 fiscal year for which the State fails to comply with the

1 requirement of section 612(a)(18)(A) as authorized by
2 section 612(a)(18)(B), or seek to recover funds under sec-
3 tion 452 of the General Education Provisions Act (20
4 U.S.C. 1234a): *Provided further*, That the funds reserved
5 under 611(c) of the IDEA may be used to provide tech-
6 nical assistance to States to improve the capacity of the
7 States to meet the data collection requirements of sections
8 616 and 618 and to administer and carry out other serv-
9 ices and activities to improve data collection, coordination,
10 quality, and use under parts B and C of the IDEA: *Pro-*
11 *vided further*, That the Secretary may use funds made
12 available for the State Personnel Development Grants pro-
13 gram under part D, subpart 1 of IDEA to evaluate pro-
14 gram performance under such subpart: *Provided further*,
15 That States may use funds reserved for other State-level
16 activities under sections 611(e)(2) and 619(f) of the IDEA
17 to make subgrants to local educational agencies, institu-
18 tions of higher education, other public agencies, and pri-
19 vate non-profit organizations to carry out activities au-
20 thorized by those sections: *Provided further*, That, not-
21 withstanding section 643(e)(2)(A) of the IDEA, if 5 or
22 fewer States apply for grants pursuant to section 643(e)
23 of such Act, the Secretary shall provide a grant to each
24 State in an amount equal to the maximum amount de-
25 scribed in section 643(e)(2)(B) of such Act: *Provided fur-*

1 *ther*, That if more than 5 States apply for grants pursuant
2 to section 643(e) of the IDEA, the Secretary shall award
3 funds to those States on the basis of the States' relative
4 populations of infants and toddlers except that no such
5 State shall receive a grant in excess of the amount de-
6 scribed in section 643(e)(2)(B) of such Act.

7 REHABILITATION SERVICES

8 For carrying out, to the extent not otherwise pro-
9 vided, the Rehabilitation Act of 1973 and the Helen Keller
10 National Center Act, \$3,752,076,000, of which
11 \$3,610,040,000 shall be for grants for vocational rehabili-
12 tation services under title I of the Rehabilitation Act: *Pro-*
13 *vided*, That the Secretary may use amounts provided in
14 this Act that remain available subsequent to the reallocot-
15 ment of funds to States pursuant to section 110(b) of the
16 Rehabilitation Act for innovative activities aimed at im-
17 proving the outcomes of individuals with disabilities as de-
18 fined in section 7(20)(B) of the Rehabilitation Act, includ-
19 ing activities aimed at improving the education and post-
20 school outcomes of children receiving Supplemental Secu-
21 rity Income ("SSI") and their families that may result
22 in long-term improvement in the SSI child recipient's eco-
23 nomic status and self-sufficiency: *Provided further*, That
24 States may award subgrants for a portion of the funds
25 to other public and private, nonprofit entities: *Provided*

1 *further*, That any funds made available subsequent to real-
2 lotment for innovative activities aimed at improving the
3 outcomes of individuals with disabilities shall remain avail-
4 able until September 30, 2021.

5 SPECIAL INSTITUTIONS FOR PERSONS WITH
6 DISABILITIES

7 AMERICAN PRINTING HOUSE FOR THE BLIND

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

10 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

11 For the National Technical Institute for the Deaf
12 under titles I and II of the Education of the Deaf Act
13 of 1986, \$80,000,000: *Provided*, That from the total
14 amount available, the Institute may at its discretion use
15 funds for the endowment program as authorized under
16 section 207 of such Act.

17 GALLAUDET UNIVERSITY

18 For the Kendall Demonstration Elementary School,
19 the Model Secondary School for the Deaf, and the partial
20 support of Gallaudet University under titles I and II of
21 the Education of the Deaf Act of 1986, \$138,361,000:
22 *Provided*, That from the total amount available, the Uni-
23 versity may at its discretion use funds for the endowment
24 program as authorized under section 207 of such Act.

1 CAREER, TECHNICAL, AND ADULT EDUCATION

2 For carrying out, to the extent not otherwise pro-
3 vided, the Carl D. Perkins Career and Technical Edu-
4 cation Act of 2006 (Perkins Act), and the Adult Edu-
5 cation and Family Literacy Act (AEFLA),
6 \$2,003,133,000, of which \$1,212,133,000 shall become
7 available on July 1, 2020, and shall remain available
8 through September 30, 2021, and of which \$791,000,000
9 shall become available on October 1, 2020, and shall re-
10 main available through September 30, 2021: *Provided*,
11 That of the amounts made available for the AEFLA,
12 \$13,712,000 shall be for national leadership activities
13 under section 242.

14 STUDENT FINANCIAL ASSISTANCE

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

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

20 STUDENT AID ADMINISTRATION

21 For Federal administrative expenses to carry out part
22 D of title I, and subparts 1, 3, 9, and 10 of part A, and
23 parts B, C, D, and E of title IV of the HEA, and subpart
24 1 of part A of title VII of the Public Health Service Act,
25 \$1,678,943,000, to remain available through September

1 30, 2021: *Provided*, That the Secretary shall allocate new
2 student loan borrower accounts to eligible student loan
3 servicers on the basis of their past performance compared
4 to all loan servicers, utilizing established common metrics,
5 and on the basis of the capacity of each servicer to process
6 new and existing accounts and compliance with Federal
7 and State law: *Provided further*, That for student loan
8 contracts awarded prior to October 1, 2017, the Secretary
9 shall allow student loan borrowers who are consolidating
10 Federal student loans to select from any student loan
11 servicer to service their new consolidated student loan:
12 *Provided further*, That in order to promote accountability
13 and high-quality service to borrowers, the Secretary shall
14 not award funding for any contract solicitation for a new
15 Federal student loan servicing environment, including the
16 solicitation for the FSA Next Generation Processing and
17 Servicing Environment, unless such an environment pro-
18 vides for the participation of multiple student loan
19 servicers that contract directly with the Department of
20 Education: *Provided further*, That the FSA Next Genera-
21 tion Processing and Servicing Environment, or any new
22 Federal student loan servicing environment, shall include
23 accountability measures that account for the performance
24 of the portfolio and contractor compliance with Federal
25 Student Aid (FSA) guidelines: *Provided further*, That

1 FSA shall ensure that contracts for the Next Generation
2 Processing and Servicing Environment, or any new Fed-
3 eral loan servicing environment, incentivize more support
4 to borrowers at risk of delinquency or default: *Provided*
5 *further*, That the Secretary shall provide quarterly brief-
6 ings to the Committees on Appropriations and Education
7 and Labor of the House of Representatives and the Com-
8 mittees on Appropriations and Health, Education, Labor,
9 and Pensions of the Senate on general progress related
10 to solicitations for Federal student loan servicing con-
11 tracts.

12 HIGHER EDUCATION

13 For carrying out, to the extent not otherwise pro-
14 vided, titles II, III, IV, V, VI, and VII of the HEA, the
15 Mutual Educational and Cultural Exchange Act of 1961,
16 and section 117 of the Perkins Act, \$2,748,533,000: *Pro-*
17 *vided*, That notwithstanding any other provision of law,
18 funds made available in this Act to carry out title VI of
19 the HEA and section 102(b)(6) of the Mutual Educational
20 and Cultural Exchange Act of 1961 may be used to sup-
21 port visits and study in foreign countries by individuals
22 who are participating in advanced foreign language train-
23 ing and international studies in areas that are vital to
24 United States national security and who plan to apply
25 their language skills and knowledge of these countries in

1 the fields of government, the professions, or international
 2 development: *Provided further*, That of the funds referred
 3 to in the preceding proviso up to 1 percent may be used
 4 for program evaluation, national outreach, and informa-
 5 tion dissemination activities: *Provided further*, That up to
 6 1.5 percent of the funds made available under chapter 2
 7 of subpart 2 of part A of title IV of the HEA may be
 8 used for evaluation.

9 HOWARD UNIVERSITY

10 For partial support of Howard University,
 11 \$250,000,000, of which not less than \$3,405,000 shall be
 12 for a matching endowment grant pursuant to the Howard
 13 University Endowment Act and shall remain available
 14 until expended.

15 COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS

16 PROGRAM

17 For Federal administrative expenses to carry out ac-
 18 tivities related to existing facility loans pursuant to section
 19 121 of the HEA, \$435,000.

20 HISTORICALLY BLACK COLLEGE AND UNIVERSITY

21 CAPITAL FINANCING PROGRAM ACCOUNT

22 For the cost of guaranteed loans, \$20,150,000, as au-
 23 thorized pursuant to part D of title III of the HEA, which
 24 shall remain available through September 30, 2021: *Pro-*
 25 *vided*, That such costs, including the cost of modifying

1 such loans, shall be as defined in section 502 of the Con-
2 gressional Budget Act of 1974: *Provided further*, That
3 these funds are available to subsidize total loan principal,
4 any part of which is to be guaranteed, not to exceed
5 \$212,100,000: *Provided further*, That these funds may be
6 used to support loans to public and private Historically
7 Black Colleges and Universities without regard to the limi-
8 tations within section 344(a) of the HEA.

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

1 additional public Historically Black Colleges and Univer-
2 sities participate in the program.

3 In addition, \$10,000,000 shall be made available to
4 provide for the deferment of loans made under part D of
5 title III of the HEA to eligible institutions that are public
6 Historically Black Colleges and Universities, which apply
7 for the deferment of such a loan and demonstrate financial
8 need for such deferment, which shall be determined by the
9 Secretary of Education based on factors including, but not
10 limited to, equal to or greater than 5 percent of the
11 school's annual revenue from the previous fiscal year rel-
12 ative to its debt service: *Provided*, That during the period
13 of deferment of such a loan, interest on the loan will not
14 accrue or be capitalized, and the period of deferment shall
15 be for at least a period of 3-fiscal years and not more
16 than 6-fiscal years.

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

21 INSTITUTE OF EDUCATION SCIENCES

22 For carrying out activities authorized by the Edu-
23 cation Sciences Reform Act of 2002, the National Assess-
24 ment of Educational Progress Authorization Act, section
25 208 of the Educational Technical Assistance Act of 2002,

1 and section 664 of the Individuals with Disabilities Edu-
2 cation Act, \$650,000,000, which shall remain available
3 through September 30, 2021: *Provided*, That funds avail-
4 able to carry out section 208 of the Educational Technical
5 Assistance Act may be used to link Statewide elementary
6 and secondary data systems with early childhood, postsec-
7 ondary, and workforce data systems, or to further develop
8 such systems: *Provided further*, That up to \$6,000,000 of
9 the funds available to carry out section 208 of the Edu-
10 cational Technical Assistance Act may be used for awards
11 to public or private organizations or agencies to support
12 activities to improve data coordination, quality, and use
13 at the local, State, and national levels.

14 DEPARTMENTAL MANAGEMENT

15 PROGRAM ADMINISTRATION

16 For carrying out, to the extent not otherwise pro-
17 vided, the Department of Education Organization Act, in-
18 cluding rental of conference rooms in the District of Co-
19 lumbia and hire of three passenger motor vehicles,
20 \$430,000,000: *Provided*, That, notwithstanding any other
21 provision of law, none of the funds provided by this Act
22 or provided by previous Appropriations Acts to the De-
23 partment of Education available for obligation or expendi-
24 ture in the current fiscal year may be used for any activity
25 relating to implementing a reorganization that decentral-

1 izes, reduces the staffing level, or alters the responsibil-
2 ities, structure, authority, or functionality of the Budget
3 Service of the Department of Education, relative to the
4 organization and operation of the Budget Service as in
5 effect on January 1, 2018.

6 OFFICE FOR CIVIL RIGHTS

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

10 OFFICE OF INSPECTOR GENERAL

11 For expenses necessary for the Office of Inspector
12 General, as authorized by section 212 of the Department
13 of Education Organization Act, \$63,418,000.

14 GENERAL PROVISIONS

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

18 (TRANSFER OF FUNDS)

19 SEC. 302. Not to exceed 1 percent of any discre-
20 tionary funds (pursuant to the Balanced Budget and
21 Emergency Deficit Control Act of 1985) which are appro-
22 priated for the Department of Education in this Act may
23 be transferred between appropriations, but no such appro-
24 priation shall be increased by more than 3 percent by any
25 such transfer: *Provided*, That the transfer authority
26 granted by this section shall be available only to meet

1 emergency needs and shall not be used to create any new
2 program or to fund any project or activity for which no
3 funds are provided in this Act: *Provided further*, That the
4 Committees on Appropriations of the House of Represent-
5 atives and the Senate are notified at least 15 days in ad-
6 vance of any transfer.

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

11 SEC. 304. (a) An institution of higher education that
12 maintains an endowment fund supported with funds ap-
13 propriated for title III or V of the HEA for fiscal year
14 2020 may use the income from that fund to award schol-
15 arships to students, subject to the limitation in section
16 331(c)(3)(B)(i) of the HEA. The use of such income for
17 such purposes, prior to the enactment of this Act, shall
18 be considered to have been an allowable use of that in-
19 come, subject to that limitation.

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

22 SEC. 305. Section 114(f) of the HEA (20 U.S.C.
23 1011c(f)) is amended by striking “2019” and inserting
24 “2020”.

1 of attendance (defined in section 472 of the HEA) at that
2 institution.

3 (b) An organization that receives information pursu-
4 ant to subsection (a) shall not sell or otherwise share such
5 information.

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

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

1 a 10-year repayment period: *Provided*, That the total loan
2 volume, including outstanding principal, fees, capitalized
3 interest, or accrued interest, at application that is eligible
4 for such loan cancellation by such borrowers shall not ex-
5 ceed \$500,000,000: *Provided further*, That the Secretary
6 shall develop and make available a simple method for bor-
7 rowers to apply for loan cancellation under this section
8 within 60 days of enactment of this Act: *Provided further*,
9 That the Secretary shall provide loan cancellation under
10 this section to eligible borrowers on a first-come, first-
11 serve basis, based on the date of application and subject
12 to both the limitation on total loan volume at application
13 for such loan cancellation specified in the first proviso and
14 the availability of appropriations under this section: *Pro-*
15 *vided further*, That no borrower may, for the same service,
16 receive a reduction of loan obligations under both this sec-
17 tion and section 428J, 428K, 428L, or 460 of such Act:
18 *Provided further*, That the Secretary shall inform all bor-
19 rowers who have submitted an Employment Certification
20 Form and are in the incorrect repayment program about
21 the Temporary Expanded Public Service Loan Forgive-
22 ness Program and requirements for qualification under
23 the program.

24 SEC. 311. Of the amounts made available under this
25 title under the heading “Student Aid Administration”,

1 \$2,300,000 shall be used by the Secretary of Education
2 to conduct outreach to borrowers of loans made under part
3 D of title IV of the Higher Education Act of 1965 who
4 may intend to qualify for loan cancellation under section
5 455(m) of such Act (20 U.S.C. 1087e(m)), to ensure that
6 borrowers are meeting the terms and conditions of such
7 loan cancellation: *Provided*, That the Secretary shall spe-
8 cifically conduct outreach to assist borrowers who would
9 qualify for loan cancellation under section 455(m) of such
10 Act except that the borrower has made some, or all, of
11 the 120 required payments under a repayment plan that
12 is not described under section 455(m)(A) of such Act, to
13 encourage borrowers to enroll in a qualifying repayment
14 plan: *Provided further*, That the Secretary shall also com-
15 municate to all Direct Loan borrowers the full require-
16 ments of section 455(m) of such Act and improve the fil-
17 ing of employment certification by providing improved out-
18 reach and information such as outbound calls, electronic
19 communications, ensuring prominent access to program
20 requirements and benefits on each servicer’s website, and
21 creating an option for all borrowers to complete the entire
22 payment certification process electronically and on a cen-
23 tralized website.

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

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

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

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

6 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE
7 OPERATING EXPENSES

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

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

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

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

1 SALARIES AND EXPENSES

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

10 OFFICE OF INSPECTOR GENERAL

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

14 ADMINISTRATIVE PROVISIONS

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

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

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

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

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

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

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

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

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

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

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

18 CORPORATION FOR PUBLIC BROADCASTING

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

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

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

17 FEDERAL MEDIATION AND CONCILIATION SERVICE

18 SALARIES AND EXPENSES

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

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

18 FEDERAL MINE SAFETY AND HEALTH REVIEW

19 COMMISSION

20 SALARIES AND EXPENSES

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

1 INSTITUTE OF MUSEUM AND LIBRARY SERVICES

2 OFFICE OF MUSEUM AND LIBRARY SERVICES: GRANTS

3 AND ADMINISTRATION

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

7 MEDICAID AND CHIP PAYMENT AND ACCESS

8 COMMISSION

9 SALARIES AND EXPENSES

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

12 MEDICARE PAYMENT ADVISORY COMMISSION

13 SALARIES AND EXPENSES

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

19 NATIONAL COUNCIL ON DISABILITY

20 SALARIES AND EXPENSES

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

1 NATIONAL LABOR RELATIONS BOARD

2 SALARIES AND EXPENSES

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

7 NATIONAL MEDIATION BOARD

8 SALARIES AND EXPENSES

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

12 OCCUPATIONAL SAFETY AND HEALTH REVIEW

13 COMMISSION

14 SALARIES AND EXPENSES

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

17 RAILROAD RETIREMENT BOARD

18 DUAL BENEFITS PAYMENTS ACCOUNT

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

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

7 FEDERAL PAYMENTS TO THE RAILROAD RETIREMENT

8 ACCOUNTS

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

16 LIMITATION ON ADMINISTRATION

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

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

16 LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

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

1 SOCIAL SECURITY ADMINISTRATION

2 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

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

7 SUPPLEMENTAL SECURITY INCOME PROGRAM

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

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

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

5 LIMITATION ON ADMINISTRATIVE EXPENSES

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

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

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

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

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

7 TITLE V

8 GENERAL PROVISIONS

9 (TRANSFER OF FUNDS)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

13 SEC. 510. None of the funds made available in this
14 Act may be used to promulgate or adopt any final stand-
15 ard under section 1173(b) of the Social Security Act pro-
16 viding for, or providing for the assignment of, a unique
17 health identifier for an individual (except in an individ-
18 ual's capacity as an employer or a health care provider),
19 until legislation is enacted specifically approving the
20 standard.

21 SEC. 511. None of the funds made available in this
22 Act may be obligated or expended to enter into or renew
23 a contract with an entity if—

24 (1) such entity is otherwise a contractor with
25 the United States and is subject to the requirement

1 in 38 U.S.C. 4212(d) regarding submission of an
2 annual report to the Secretary of Labor concerning
3 employment of certain veterans; and

4 (2) such entity has not submitted a report as
5 required by that section for the most recent year for
6 which such requirement was applicable to such enti-
7 ty.

8 SEC. 512. None of the funds made available in this
9 Act may be transferred to any department, agency, or in-
10 strumentality of the United States Government, except
11 pursuant to a transfer made by, or transfer authority pro-
12 vided in, this Act or any other appropriation Act.

13 SEC. 513. None of the funds made available by this
14 Act to carry out the Library Services and Technology Act
15 may be made available to any library covered by para-
16 graph (1) of section 224(f) of such Act, as amended by
17 the Children's Internet Protection Act, unless such library
18 has made the certifications required by paragraph (4) of
19 such section.

20 SEC. 514. (a) None of the funds provided under this
21 Act, or provided under previous appropriations Acts to the
22 agencies funded by this Act that remain available for obli-
23 gation or expenditure in fiscal year 2020, or provided from
24 any accounts in the Treasury of the United States derived
25 by the collection of fees available to the agencies funded

1 by this Act, shall be available for obligation or expenditure
2 through a reprogramming of funds that—

3 (1) creates new programs;

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

5 (3) increases funds or personnel by any means
6 for any project or activity for which funds have been
7 denied or restricted;

8 (4) contracts out or privatizes any functions or
9 activities presently performed by Federal employees;

10 unless the Committees on Appropriations of the House of
11 Representatives and the Senate are consulted 15 days in
12 advance of such reprogramming or of an announcement
13 of intent relating to such reprogramming, whichever oc-
14 curs earlier, and are notified in writing 10 days in advance
15 of such reprogramming.

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

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

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

6 (3) results from any general savings from a re-
7 duction in personnel which would result in a change
8 in existing programs, activities, or projects as ap-
9 proved by Congress;

10 unless the Committees on Appropriations of the House of
11 Representatives and the Senate are consulted 15 days in
12 advance of such reprogramming or of an announcement
13 of intent relating to such reprogramming, whichever oc-
14 curs earlier, and are notified in writing 10 days in advance
15 of such reprogramming.

16 (c) None of the funds provided under this Act, or pro-
17 vided under previous appropriations Acts to the agencies
18 funded by this Act that remain available for obligation or
19 expenditure in fiscal year 2020, or provided from any ac-
20 counts in the Treasury of the United States derived by
21 the collection of fees available to the agencies funded by
22 this Act, shall be available for obligation or expenditure
23 that—

24 (1) relocates an office or employees;

25 (2) reorganizes or renames offices; or

1 (3) reorganizes programs or activities;
2 unless the relocation, renaming, or reorganization was in-
3 cluded in the President's fiscal year 2020 budget proposal,
4 including the accompanying justification documents sub-
5 mitted to the Committees on Appropriations of the House
6 of Representatives and the Senate, and such committees
7 are consulted at least 15 days in advance of such reloca-
8 tion, renaming, or reorganization.

9 SEC. 515. (a) None of the funds made available in
10 this Act may be used to request that a candidate for ap-
11 pointment to a Federal scientific advisory committee dis-
12 close the political affiliation or voting history of the can-
13 didate or the position that the candidate holds with re-
14 spect to political issues not directly related to and nec-
15 essary for the work of the committee involved.

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

19 SEC. 516. Within 45 days of enactment of this Act,
20 each department and related agency funded through this
21 Act shall submit an operating plan that details at the pro-
22 gram, project, and activity level any funding allocations
23 for fiscal year 2020 that are different than those specified
24 in this Act, the accompanying detailed table in the joint

1 explanatory statement accompanying this Act or the fiscal
2 year 2020 budget request.

3 SEC. 517. The Secretaries of Labor, Health and
4 Human Services, and Education shall each prepare and
5 submit to the Committees on Appropriations of the House
6 of Representatives and the Senate a report on the number
7 and amount of contracts, grants, and cooperative agree-
8 ments exceeding \$500,000, individually or in total at the
9 program, project, or activity level, in value and awarded
10 by the Department on a non-competitive basis during each
11 quarter of fiscal year 2020, but not to include grants
12 awarded on a formula basis or directed by law. Such re-
13 port shall include the name of the contractor or grantee,
14 the amount of funding, the governmental purpose, includ-
15 ing a justification for issuing the award on a non-competi-
16 tive basis. Such report shall be transmitted to the Commit-
17 tees within 30 days after the end of the quarter for which
18 the report is submitted.

19 SEC. 518. None of the funds appropriated in this Act
20 shall be expended or obligated by the Commissioner of So-
21 cial Security, for purposes of administering Social Security
22 benefit payments under title II of the Social Security Act,
23 to process any claim for credit for a quarter of coverage
24 based on work performed under a social security account
25 number that is not the claimant's number and the per-

1 formance of such work under such number has formed the
2 basis for a conviction of the claimant of a violation of sec-
3 tion 208(a)(6) or (7) of the Social Security Act.

4 SEC. 519. None of the funds appropriated by this Act
5 may be used by the Commissioner of Social Security or
6 the Social Security Administration to pay the compensa-
7 tion of employees of the Social Security Administration
8 to administer Social Security benefit payments, under any
9 agreement between the United States and Mexico estab-
10 lishing totalization arrangements between the social secu-
11 rity system established by title II of the Social Security
12 Act and the social security system of Mexico, which would
13 not otherwise be payable but for such agreement.

14 SEC. 520. (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. 521. For purposes of carrying out Executive
23 Order 13589, Office of Management and Budget Memo-
24 randum M-12-12 dated May 11, 2012, and requirements

1 contained in the annual appropriations bills relating to
2 conference attendance and expenditures:

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

5 (2) attendance at and support for scientific con-
6 ferences shall be tabulated separately from and not
7 included in agency totals.

8 SEC. 522. Federal agencies funded under this Act
9 shall clearly state within the text, audio, or video used for
10 advertising or educational purposes, including emails or
11 Internet postings, that the communication is printed, pub-
12 lished, or produced and disseminated at U.S. taxpayer ex-
13 pense. The funds used by a Federal agency to carry out
14 this requirement shall be derived from amounts made
15 available to the agency for advertising or other commu-
16 nications regarding the programs and activities of the
17 agency.

18 SEC. 523. (a) Federal agencies may use Federal dis-
19 cretionary funds that are made available in this Act to
20 carry out up to 10 Performance Partnership Pilots. Such
21 Pilots shall be governed by the provisions of section 526
22 of division H of Public Law 113–76, except that in car-
23 rying out such Pilots section 526 shall be applied by sub-
24 stituting “Fiscal Year 2020” for “Fiscal Year 2014” in
25 the title of subsection (b) and by substituting “September

1 30, 2024” for “September 30, 2018” each place it ap-
2 pears: *Provided*, That such pilots shall include commu-
3 nities that have experienced civil unrest.

4 (b) In addition, Federal agencies may use Federal
5 discretionary funds that are made available in this Act to
6 participate in Performance Partnership Pilots that are
7 being carried out pursuant to the authority provided by
8 section 526 of division H of Public Law 113–76, section
9 524 of division G of Public Law 113–235, section 525 of
10 division H of Public Law 114–113, section 525 of division
11 H of Public Law 115–31, and section 525 of division H
12 of Public Law 115–141.

13 (c) Pilot sites selected under authorities in this Act
14 and prior appropriations Acts may be granted by relevant
15 agencies up to an additional 5 years to operate under such
16 authorities.

17 SEC. 524. Not later than 30 days after the end of
18 each calendar quarter, beginning with the first month of
19 fiscal year 2020, the Departments of Labor, Health and
20 Human Services and Education and the Social Security
21 Administration shall provide the Committees on Appro-
22 priations of the House of Representatives and Senate a
23 report on the status of balances of appropriations: *Pro-*
24 *vided*, That for balances that are unobligated and uncom-
25 mitted, committed, and obligated but unexpended, the

1 monthly reports shall separately identify the amounts at-
2 tributable to each source year of appropriation (beginning
3 with fiscal year 2012, or, to the extent feasible, earlier
4 fiscal years) from which balances were derived.

5 SEC. 525. Of the unobligated balances made available
6 for purposes of carrying out section 2105(a)(3) of the So-
7 cial Security Act, \$7,715,000,000 shall not be available
8 for obligation in this fiscal year.

9 SEC. 526. (a)(1) The Secretary of Homeland Secu-
10 rity, after appropriate consultation with the Secretary of
11 Labor and appropriate employers, shall develop, through
12 notice and comment rulemaking, a process to provide
13 quarterly allocation of visas issued pursuant to petitions
14 submitted by employers for individuals to be admitted
15 under section 101(a)(15)(H)(ii)(b) of the Immigration
16 and Nationality Act (8 U.S.C. 1101(a)(15)(H)(ii)(b)).

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

19 (A) all such petitions are submitted to the Sec-
20 retary not later than 45 days before the first day of
21 the quarter during which the requested beneficiaries
22 are expected to begin their employment with the em-
23 ployer; and

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

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

9 (1) not more than 14 percent to aliens whose employ-
10 ment is scheduled to begin during the first quarter of the
11 fiscal year;

12 (2) not more than 45 percent (plus any visas author-
13 ized, but not issued, under paragraph (1)) to aliens whose
14 employment is scheduled to begin during the second quar-
15 ter of the fiscal year;

16 (3) not more than 39 percent (plus any visas author-
17 ized, but not issued, under paragraphs (1) and (2)) to
18 aliens whose employment is scheduled to begin during the
19 third quarter of the fiscal year; and

20 (4) not more than 2 percent (plus any visas author-
21 ized, but not issued, under paragraph (1), (2), and (3))
22 to aliens whose employment is scheduled to begin during
23 the fourth quarter of the fiscal year.

24 (c) Not later than 2 years after the date of the enact-
25 ment of this Act, and every 2 years thereafter, the Sec-

1 retary of Homeland Security, in the Secretary's sole and
2 unreviewable discretion, and after consultation with the
3 Secretary of Labor, shall—

4 (1) compare the quarterly allocation of visas under
5 subsection (b) to the actual need for individuals to be ad-
6 mitted under section 101(a)(15)(H)(ii)(b) of the Immigra-
7 tion and Nationality Act (8 U.S.C. 1101(a)(15)(H)(ii)(b))
8 in each quarter; and

9 (2) adjust the quarterly allocation of such visas ac-
10 cordingly.

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

20 (e) Effective October 1, 2020, section 214(g)(10) of
21 the Immigration and Nationality Act (8 U.S.C.
22 1184(g)(10)) is repealed.

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

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

4 “(i) willful failures to meet any of the condi-
5 tions of the petition that involve harm to United
6 States workers; and

7 “(ii) willful misrepresentations of the number of
8 necessary nonimmigrants in an application for tem-
9 porary labor certification in support of a petition for
10 nonimmigrants described in section
11 101(a)(15)(H)(ii)(b).”.

12 SEC. 527. None of the funds made available by this
13 Act may be used to replace or diminish the quality of care
14 provided by Medicare Advantage (as established in Title
15 42, Chapter 7, Subchapter XVIII, Part C of the United
16 States Code) and the TRICARE program (as defined in
17 Section 1072 of Title 10 of the United States Code).

18 This Act may be cited as the “Departments of Labor,
19 Health and Human Services, and Education, and Related
20 Agencies Appropriations Act, 2020”.

Union Calendar No. 39

116TH CONGRESS
1ST Session

H. R. 2740

[Report No. 116-62]

A BILL

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

MAY 15, 2019

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed