

In the Senate of the United States,

May 23 (legislative day, May 22), 2019.

Resolved, That the bill from the House of Representatives (H.R. 2157) entitled “An Act making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes.”, do pass with the following

AMENDMENT:

Strike all after the enacting clause and insert the following:

- 1 *The following sums in this Act are appropriated, out of any*
- 2 *money in the Treasury not otherwise appropriated, for the*
- 3 *fiscal year ending September 30, 2019, and for other pur-*
- 4 *poses, namely:*

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TITLE I
DEPARTMENT OF AGRICULTURE
AGRICULTURAL PROGRAMS
PROCESSING, RESEARCH AND MARKETING
OFFICE OF THE SECRETARY

For an additional amount for the “Office of the Secretary”, \$3,005,442,000, which shall remain available until December 31, 2020, for necessary expenses related to losses of crops (including milk, on-farm stored commodities, crops prevented from planting in 2019, and harvested adulterated wine grapes), trees, bushes, and vines, as a consequence of Hurricanes Michael and Florence, other hurricanes, floods, tornadoes, typhoons, volcanic activity, snowstorms, and wildfires occurring in calendar years 2018 and 2019 under such terms and conditions as determined by the Secretary: Provided, That the Secretary may provide assistance for such losses in the form of block grants to eligible states and territories and such assistance may include compensation to producers, as determined by the Secretary, for forest restoration and poultry and livestock losses: Provided further, That of the amounts provided under this heading, tree assistance payments may be made under section 1501(e) of the Agricultural Act of 2014 (7 U.S.C. 9081(e)) to eligible orchardists or nursery tree growers (as defined in such section) of pecan trees with a tree mortality rate that exceeds

1 7.5 percent (adjusted for normal mortality) and is less than
2 15 percent (adjusted for normal mortality), to be available
3 until expended, for losses incurred during the period begin-
4 ning January 1, 2018, and ending December 31, 2018: Pro-
5 vided further, That in the case of producers impacted by
6 volcanic activity that resulted in the loss of crop land, or
7 access to crop land, the Secretary shall consider all meas-
8 ures available, as appropriate, to bring replacement land
9 into production: Provided further, That of the amounts pro-
10 vided under this heading, not more than \$7,000,000 shall
11 be available to make payments to agricultural producers
12 whose Whole Farm Revenue Protection indemnity pay-
13 ments were reduced following 2018 crop year losses due to
14 assistance received through state-legislated agriculture dis-
15 aster assistance programs: Provided further, That the total
16 amount of payments received under this heading and appli-
17 cable policies of crop insurance under the Federal Crop In-
18 surance Act (7 U.S.C. 1501 et seq.) or the Noninsured Crop
19 Disaster Assistance Program (NAP) under section 196 of
20 the Federal Agriculture Improvement and Reform Act of
21 1996 (7 U.S.C. 7333) shall not exceed 90 percent of the loss
22 as determined by the Secretary: Provided further, That the
23 total amount of payments received under this heading for
24 producers who did not obtain a policy or plan of insurance
25 for an insurable commodity for the applicable crop year

1 *under the Federal Crop Insurance Act (7 U.S.C. 1501 et*
2 *seq.) for the crop incurring the losses or did not file the*
3 *required paperwork and pay the service fee by the applica-*
4 *ble State filing deadline for a noninsurable commodity for*
5 *the applicable crop year under NAP for the crop incurring*
6 *the losses shall not exceed 70 percent of the loss as deter-*
7 *mined by the Secretary: Provided further, That in the case*
8 *of a crop under this heading for which the Federal Crop*
9 *Insurance Corporation offers a revenue insurance policy*
10 *under section 508 of the Federal Crop Insurance Act (7*
11 *U.S.C. 1508), the Secretary shall use the greater of the pro-*
12 *jected price or the harvest price for such crop to determine*
13 *the expected value of such crop: Provided further, That pro-*
14 *ducers receiving payments under this heading, as deter-*
15 *mined by the Secretary, shall be required to purchase crop*
16 *insurance where crop insurance is available for the next*
17 *two available crop years, excluding tree insurance policies,*
18 *and producers receiving payments under this heading shall*
19 *be required to purchase coverage under NAP where crop in-*
20 *surance is not available in the next two available crop*
21 *years, as determined by the Secretary: Provided further,*
22 *That, not later than 120 days after the end of fiscal year*
23 *2019, the Secretary shall submit a report to the Congress*
24 *specifying the type, amount, and method of such assistance*
25 *by state and territory: Provided further, That such amount*

1 *is designated by the Congress as being for an emergency*
2 *requirement pursuant to section 251(b)(2)(A)(i) of the Bal-*
3 *anced Budget and Emergency Deficit Control Act of 1985.*

4 *FARM SERVICE AGENCY*

5 *EMERGENCY FOREST RESTORATION PROGRAM*

6 *For an additional amount for the “Emergency Forest*
7 *Restoration Program”, for necessary expenses related to the*
8 *consequences of Hurricanes Michael and Florence and*
9 *wildfires occurring in calendar year 2018, tornadoes and*
10 *floods occurring in calendar year 2019, and other natural*
11 *disasters, \$480,000,000, to remain available until expended:*
12 *Provided, That such amount is designated by the Congress*
13 *as being for an emergency requirement pursuant to section*
14 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
15 *Deficit Control Act of 1985.*

16 *EMERGENCY CONSERVATION PROGRAM*

17 *For an additional amount for the “Emergency Con-*
18 *servation Program”, for necessary expenses related to the*
19 *consequences of Hurricanes Michael and Florence and*
20 *wildfires occurring in calendar year 2018, tornadoes and*
21 *floods occurring in calendar year 2019, and other natural*
22 *disasters, \$558,000,000, to remain available until expended:*
23 *Provided, That such amount is designated by the Congress*
24 *as being for an emergency requirement pursuant to section*

1 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
2 *Deficit Control Act of 1985.*

3 *NATURAL RESOURCES CONSERVATION SERVICE*

4 *WATERSHED AND FLOOD PREVENTION OPERATIONS*

5 *For an additional amount for “Watershed and Flood*
6 *Prevention Operations”, for necessary expenses for the*
7 *Emergency Watershed Protection Program related to the*
8 *consequences of Hurricanes Michael and Florence and*
9 *wildfires occurring in calendar year 2018, tornadoes and*
10 *floods occurring in calendar year 2019, and other natural*
11 *disasters, \$435,000,000, to remain available until expended:*
12 *Provided, That such amount is designated by the Congress*
13 *as being for an emergency requirement pursuant to section*
14 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
15 *Deficit Control Act of 1985.*

16 *RURAL DEVELOPMENT*

17 *RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT*

18 *For an additional amount for the cost of grants for*
19 *rural community facilities programs as authorized by sec-*
20 *tion 306 and described in section 381E(d)(1) of the Consoli-*
21 *dated Farm and Rural Development Act, for necessary ex-*
22 *penses related to the consequences of Hurricanes Michael*
23 *and Florence and wildfires occurring in calendar year*
24 *2018, tornadoes and floods occurring in calendar year 2019,*
25 *and other natural disasters, \$150,000,000, to remain avail-*

1 *able until expended: Provided, That sections 381E–H and*
2 *381N of the Consolidated Farm and Rural Development Act*
3 *are not applicable to the funds made available under this*
4 *heading: Provided further, That such amount is designated*
5 *by the Congress as being for an emergency requirement pur-*
6 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
7 *Emergency Deficit Control Act of 1985.*

8 **GENERAL PROVISIONS—THIS TITLE**

9 *SEC. 101. In addition to amounts otherwise made*
10 *available, out of the funds made available under section 18*
11 *of the Food and Nutrition Act of 2008, \$25,200,000 shall*
12 *be available for the Secretary to provide a grant to the Com-*
13 *monwealth of the Northern Mariana Islands for disaster nu-*
14 *trition assistance in response to the Presidentially declared*
15 *major disasters and emergencies: Provided, That funds*
16 *made available to the Commonwealth of the Northern Mar-*
17 *iana Islands under this section shall remain available for*
18 *obligation by the Commonwealth until September 30, 2020:*
19 *Provided further, That such amount is designated by the*
20 *Congress as being for an emergency requirement pursuant*
21 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
22 *Emergency Deficit Control Act of 1985.*

23 *SEC. 102. For purposes of administering title I of sub-*
24 *division 1 of division B of the Bipartisan Budget Act of*
25 *2018 (Public Law 115–123), losses to agricultural pro-*

1 *ducers resulting from hurricanes shall also include losses*
2 *incurred from Tropical Storm Cindy, losses of peach and*
3 *blueberry crops in calendar year 2017 due to extreme cold,*
4 *and blueberry productivity losses in calendar year 2018 due*
5 *to extreme cold and hurricane damage in calendar year*
6 *2017: Provided, That the amounts provided by this section*
7 *are designated by the Congress as being for an emergency*
8 *requirement pursuant to section 251(b)(2)(A)(i) of the Bal-*
9 *anced Budget and Emergency Deficit Control Act of 1985:*
10 *Provided further, That amounts repurposed under this sec-*
11 *tion that were previously designated by the Congress as an*
12 *emergency requirement pursuant to the Balanced Budget*
13 *and Emergency Deficit Control Act of 1985 are designated*
14 *by the Congress as an emergency requirement pursuant to*
15 *section 251(b)(2)(A)(i) of the Balanced Budget and Emer-*
16 *gency Deficit Control Act of 1985.*

17 *SEC. 103. (a)(1) Except as provided in paragraph (2),*
18 *a person or legal entity is not eligible to receive a payment*
19 *under the Market Facilitation Program established pursu-*
20 *ant to the Commodity Credit Corporation Charter Act (15*
21 *U.S.C. 714 et seq.) if the average adjusted gross income of*
22 *such person or legal entity is greater than \$900,000.*

23 *(2) Paragraph (1) shall not apply to a person or legal*
24 *entity if at least 75 percent of the adjusted gross income*

1 of such person or legal entity is derived from farming,
2 ranching, or forestry related activities.

3 (b) In this section, the term “average adjusted gross
4 income” has the meaning given the term defined in section
5 760.1502 of title 7 Code of Federal Regulations (as in effect
6 July 18, 2018).

7 (c) The amount provided by this section is designated
8 by the Congress as being for an emergency requirement pur-
9 suant to section 251(b)(2)(A)(i) of the Balanced Budget and
10 Emergency Deficit Control Act of 1985.

11 SEC. 104. In addition to other amounts made available
12 by section 309 of division A of the Additional Supplemental
13 Appropriations for Disaster Relief Requirements Act, 2017
14 (Public Law 115–72; 131 Stat. 1229), there is appropriated
15 to the Secretary, out of any moneys in the Treasury not
16 otherwise appropriated, for the fiscal year ending Sep-
17 tember 30, 2019, \$600,000,000 to provide a grant to the
18 Commonwealth of Puerto Rico for disaster nutrition assist-
19 ance in response to a major disaster or emergency des-
20 igned by the President under the Robert T. Stafford Dis-
21 aster Relief and Emergency Assistance Act (42 U.S.C. 5121
22 et seq.): Provided, That the funds made available to the
23 Commonwealth of Puerto Rico under this section shall re-
24 main available for obligation by the Commonwealth until
25 September 30, 2020, and shall be in addition to funds other-

1 *wise made available: Provided further, That such amount*
2 *is designated by the Congress as being for an emergency*
3 *requirement pursuant to section 251(b)(2)(A)(i) of the Bal-*
4 *anced Budget and Emergency Deficit Control Act of 1985*
5 *(2 U.S.C. 901(b)(2)(A)(i)).*

6 *SEC. 105. There is hereby appropriated \$5,000,000, to*
7 *remain available until September 30, 2020, for the Sec-*
8 *retary of Agriculture to conduct an independent study, in-*
9 *cluding a survey of participants, to compare the impact*
10 *of the additional benefits provided by section 309 of Public*
11 *Law 115–72 to the food insecurity, health status, and well-*
12 *being of low-income residents in Puerto Rico without such*
13 *additional benefits: Provided, That such amount is des-*
14 *ignated by the Congress as being for an emergency require-*
15 *ment pursuant to section 251(b)(2)(A)(i) of the Balanced*
16 *Budget and Emergency Deficit Control Act of 1985.*

17 *SEC. 106. In addition to amounts otherwise made*
18 *available, out of the funds made available under section 18*
19 *of the Food and Nutrition Act of 2008, \$18,000,000 shall*
20 *be available for the Secretary to provide a grant to Amer-*
21 *ican Samoa for disaster nutrition assistance in response*
22 *to the presidentially declared major disasters and emer-*
23 *gencies: Provided, That funds made available to the terri-*
24 *tory under this section shall remain available for obligation*
25 *by the territory until September 30, 2020: Provided further,*

1 *That such amount is designated by the Congress as being*
2 *for an emergency requirement pursuant to section*
3 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
4 *Deficit Control Act of 1985.*

5 *SEC. 107. Beginning not later than the 2020 reinsur-*
6 *ance year, the Federal Crop Insurance Corporation shall*
7 *offer coverage under the wholefarm revenue protection in-*
8 *surance policy (or a successor policy or plan of insurance)*
9 *for hemp (as defined in section 297A of the Agricultural*
10 *Marketing Act of 1946 (7 U.S.C. 1639o)): Provided, That*
11 *such amount is designated by the Congress as being for an*
12 *emergency requirement pursuant to section 251(b)(2)(A)(i)*
13 *of the Balanced Budget and Emergency Deficit Control Act*
14 *of 1985.*

15 *SEC. 108. Notwithstanding any other provision of law,*
16 *any rural community impacted by major declared disaster*
17 *DR-4407 may have the governor in the affected state, or*
18 *the governor's designee, certify the area's population as a*
19 *rural area with respect to eligibility for loans, grants, and*
20 *technical assistance under rural development programs*
21 *funded by the Department of Agriculture until data from*
22 *the 2020 United States Census is available: Provided, That*
23 *such amount is designated by the Congress as being for an*
24 *emergency requirement pursuant to section 251(b)(2)(A)(i)*

1 *of the Balanced Budget and Emergency Deficit Control Act*
2 *of 1985.*

3 *TITLE II*

4 *DEPARTMENT OF COMMERCE*

5 *ECONOMIC DEVELOPMENT ADMINISTRATION*

6 *ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS*

7 *(INCLUDING TRANSFERS OF FUNDS)*

8 *Pursuant to section 703 of the Public Works and Eco-*
9 *nomie Development Act (42 U.S.C. 3233), for an additional*
10 *amount for “Economic Development Assistance Programs”*
11 *for necessary expenses related to flood mitigation, disaster*
12 *relief, long-term recovery, and restoration of infrastructure*
13 *in areas that received a major disaster designation as a*
14 *result of Hurricanes Florence, Michael, and Lane, Ty-*
15 *phoons Yutu and Mangkhut, and of wildfires, volcanic*
16 *eruptions, earthquakes, and other natural disasters occur-*
17 *ring in calendar year 2018, and tornadoes and floods occur-*
18 *ring in calendar year 2019 under the Robert T. Stafford*
19 *Disaster Relief and Emergency Assistance Act (42 U.S.C.*
20 *5121 et seq.), \$600,000,000, to remain available until ex-*
21 *pended: Provided, That such amount is designated by the*
22 *Congress as being for an emergency requirement pursuant*
23 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
24 *Emergency Deficit Control Act of 1985: Provided further,*
25 *That within the amount appropriated, up to 2 percent of*

1 *funds may be transferred to the “Salaries and Expenses”*
2 *account for administration and oversight activities: Pro-*
3 *vided further, That within the amount appropriated,*
4 *\$1,000,000 shall be transferred to the “Office of Inspector*
5 *General” account for carrying out investigations and audits*
6 *related to the funding provided under this heading.*

7 *NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION*
8 *OPERATIONS, RESEARCH, AND FACILITIES*

9 *For an additional amount for “Operations, Research,*
10 *and Facilities” for necessary expenses related to the con-*
11 *sequences of Hurricanes Florence and Michael, Typhoon*
12 *Yutu, and of wildfires, \$120,570,000, to remain available*
13 *until September 30, 2020, as follows:*

- 14 (1) *\$3,000,000 for repair and replacement of ob-*
15 *servicing assets, real property, and equipment;*
- 16 (2) *\$11,000,000 for marine debris assessment*
17 *and removal;*
- 18 (3) *\$31,570,000 for mapping, charting, and ge-*
19 *odesy services;*
- 20 (4) *\$25,000,000 to improve: (a) hurricane inten-*
21 *sity forecasting, including through deployment of un-*
22 *manned ocean observing platforms and enhanced data*
23 *assimilation; (b) flood prediction, forecasting, and*
24 *mitigation capabilities; and (c) wildfire prediction,*
25 *detection, and forecasting; and*

1 (5) \$50,000,000 for Title IX Fund grants as au-
2 thorized under section 906(c) of division O of Public
3 Law 114–113:

4 *Provided, That such amount is designated by the Congress*
5 *as being for an emergency requirement pursuant to section*
6 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
7 *Deficit Control Act of 1985: Provided further, That the Na-*
8 *tional Oceanic and Atmospheric Administration shall sub-*
9 *mit a spending plan to the Committees on Appropriations*
10 *of the House of Representatives and the Senate for funding*
11 *provided under subsection (4) of this heading within 45*
12 *days after the date of enactment of this Act.*

13 *PROCUREMENT, ACQUISITION AND CONSTRUCTION*

14 *For an additional amount for “Procurement, Acquisi-*
15 *tion and Construction”, \$25,000,000, to remain available*
16 *until September 30, 2021, for improvements to operational*
17 *and research weather supercomputing infrastructure and*
18 *satellite ground services used for hurricane intensity and*
19 *track prediction; flood prediction, forecasting, and mitiga-*
20 *tion; and wildfire prediction, detection, and forecasting:*
21 *Provided, That such amount is designated by the Congress*
22 *as being for an emergency requirement pursuant to section*
23 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
24 *Deficit Control Act of 1985: Provided further, That the Na-*
25 *tional Oceanic and Atmospheric Administration shall sub-*

1 *mit a spending plan to the Committees on Appropriations*
2 *of the House of Representatives and the Senate within 45*
3 *days after the date of enactment of this Act.*

4 *FISHERY DISASTER ASSISTANCE*

5 *For an additional amount for “Fishery Disaster As-*
6 *sistance” for necessary expenses associated with the mitiga-*
7 *tion of fishery disasters, \$150,000,000, to remain available*
8 *until expended: Provided, That funds shall be used for miti-*
9 *gating the effects of commercial fishery failures and fishery*
10 *resource disasters declared by the Secretary of Commerce,*
11 *including those declared by the Secretary to be a direct re-*
12 *sult of Hurricanes Florence and Michael and Typhoons*
13 *Yutu and Mangkhut: Provided further, That such amount*
14 *is designated by the Congress as being for an emergency*
15 *requirement pursuant to section 251(b)(2)(A)(i) of the Bal-*
16 *anced Budget and Emergency Deficit Control Act of 1985.*

17 *DEPARTMENT OF JUSTICE*

18 *UNITED STATES MARSHALS SERVICE*

19 *SALARIES AND EXPENSES*

20 *For an additional amount for “Salaries and Ex-*
21 *penses” for necessary expenses related to the consequences*
22 *of Hurricanes Florence and Michael and Typhoon Yutu,*
23 *\$1,336,000: Provided, That such amount is designated by*
24 *the Congress as being for an emergency requirement pursu-*

1 *ant to section 251(b)(2)(A)(i) of the Balanced Budget and*
2 *Emergency Deficit Control Act of 1985.*

3 *FEDERAL PRISON SYSTEM*

4 *BUILDINGS AND FACILITIES*

5 *For an additional amount for “Buildings and Facili-*
6 *ties” for necessary expenses related to the consequences of*
7 *Hurricanes Florence and Michael and Typhoon Yutu,*
8 *\$28,400,000, to remain available until expended: Provided,*
9 *That such amount is designated by the Congress as being*
10 *for an emergency requirement pursuant to section*
11 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
12 *Deficit Control Act of 1985.*

13 *RELATED AGENCIES*

14 *LEGAL SERVICES CORPORATION*

15 *PAYMENT TO THE LEGAL SERVICES CORPORATION*

16 *For an additional amount for “Payment to the Legal*
17 *Services Corporation” to carry out the purposes of the Legal*
18 *Services Corporation Act by providing for necessary ex-*
19 *penses related to the consequences of Hurricanes Florence,*
20 *Michael, and Lane, Typhoons Yutu and Mangkhut, cal-*
21 *endar year 2018 wildfires, volcanic eruptions, and earth-*
22 *quakes, and calendar year 2019 tornadoes and floods,*
23 *\$15,000,000: Provided, That such amount is designated by*
24 *the Congress as being for an emergency requirement pursu-*
25 *ant to section 251(b)(2)(A)(i) of the Balanced Budget and*

1 *Emergency Deficit Control Act of 1985: Provided further,*
2 *That none of the funds appropriated in this Act to the Legal*
3 *Services Corporation shall be expended for any purpose pro-*
4 *hibited or limited by, or contrary to any of the provisions*
5 *of, sections 501, 502, 503, 504, 505, and 506 of Public Law*
6 *105–119, and all funds appropriated in this Act to the*
7 *Legal Services Corporation shall be subject to the same*
8 *terms and conditions set forth in such sections, except that*
9 *all references in sections 502 and 503 to 1997 and 1998*
10 *shall be deemed to refer instead to 2018 and 2019, respec-*
11 *tively, and except that sections 501 and 503 of Public Law*
12 *104–134 (referenced by Public Law 105–119) shall not*
13 *apply to the amount made available under this heading:*
14 *Provided further, That, for the purposes of this Act, the*
15 *Legal Services Corporation shall be considered an agency*
16 *of the United States Government.*

17 *TITLE III*

18 *DEPARTMENT OF DEFENSE*

19 *OPERATION AND MAINTENANCE, MARINE CORPS*

20 *For an additional amount for “Operation and Mainte-*
21 *nance, Marine Corps”, \$381,000,000, for necessary expenses*
22 *related to the consequences of Hurricanes Michael and Flor-*
23 *ence: Provided, That such amount is designated by the Con-*
24 *gress as being for an emergency requirement pursuant to*

1 *section 251(b)(2)(A)(i) of the Balanced Budget and Emer-*
 2 *gency Deficit Control Act of 1985.*

3 *OPERATION AND MAINTENANCE, AIR FORCE*

4 *For an additional amount for “Operation and Mainte-*
 5 *nance, Air Force”, \$670,000,000, for necessary expenses re-*
 6 *lated to the consequences of Hurricanes Michael and Flor-*
 7 *ence and floods occurring in calendar year 2019: Provided,*
 8 *That such amount is designated by the Congress as being*
 9 *for an emergency requirement pursuant to section*
 10 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
 11 *Deficit Control Act of 1985.*

12 *GENERAL PROVISION—THIS TITLE*

13 *SEC. 301. Notwithstanding any other provision of law,*
 14 *funds made available under each heading in this title shall*
 15 *only be used for the purposes specifically described under*
 16 *that heading.*

17 *TITLE IV*

18 *CORPS OF ENGINEERS—CIVIL*

19 *DEPARTMENT OF THE ARMY*

20 *INVESTIGATIONS*

21 *For an additional amount for “Investigations” for*
 22 *necessary expenses related to the completion, or initiation*
 23 *and completion, of flood and storm damage reduction, in-*
 24 *cluding shore protection, studies which are currently au-*
 25 *thorized or which are authorized after the date of enactment*

1 *of this Act, to reduce risk from future floods and hurricanes,*
2 *at full Federal expense, \$35,000,000, to remain available*
3 *until expended, for high priority studies of projects in*
4 *States and insular areas that were impacted by Hurricanes*
5 *Florence and Michael, Typhoon Mangkhut, Super Typhoon*
6 *Yutu, and Tropical Storm Gita: Provided, That such*
7 *amount is designated by the Congress as being for an emer-*
8 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
9 *the Balanced Budget and Emergency Deficit Control Act*
10 *of 1985: Provided further, That the Assistant Secretary of*
11 *the Army for Civil Works shall provide a monthly report*
12 *directly to the Committees on Appropriations of the House*
13 *and the Senate detailing the allocation and obligation of*
14 *these funds, including new studies selected to be initiated*
15 *using funds provided under this heading, beginning not*
16 *later than 60 days after the date of enactment of this Act.*

17 *CONSTRUCTION*

18 *For an additional amount for “Construction” for nec-*
19 *essary expenses, \$740,000,000, to remain available until ex-*
20 *pended, to construct flood and storm damage reduction, in-*
21 *cluding shore protection, projects which are currently au-*
22 *thorized or which are authorized after the date of enactment*
23 *of this Act, and flood and storm damage reduction, includ-*
24 *ing shore protection, projects which have signed Chief’s Re-*
25 *ports as of the date of enactment of this Act or which are*

1 *studied using funds provided under the heading “Investiga-*
2 *tions” if the Secretary determines such projects to be tech-*
3 *nically feasible, economically justified, and environmentally*
4 *acceptable, in States and insular areas that were impacted*
5 *by Hurricanes Florence and Michael, Typhoon Mangkhut,*
6 *Super Typhoon Yutu, and Tropical Storm Gita: Provided,*
7 *That projects receiving funds provided under the first pro-*
8 *viso in “Title IV—Corps of Engineers—Civil—Department*
9 *of the Army—Construction” in Public Law 115–123 shall*
10 *not be eligible for funding provided under this heading: Pro-*
11 *vided further, That for projects receiving funds provided*
12 *under this heading, the provisions of Section 902 of the*
13 *Water Resources Development Act of 1986 shall not apply*
14 *to these funds: Provided further, That the completion of on-*
15 *going construction projects receiving funds provided under*
16 *this heading shall be at full Federal expense with respect*
17 *to such funds: Provided further, That using funds provided*
18 *under this heading, the non-Federal cash contribution for*
19 *projects other than ongoing construction projects shall be*
20 *financed in accordance with the provisions of section 103(k)*
21 *of Public Law 99–662 over a period of 30 years from the*
22 *date of completion of the project or separable element: Pro-*
23 *vided further, That up to \$25,000,000 of the funds made*
24 *available under this heading shall be used for continuing*
25 *authorities projects to reduce the risk of flooding and storm*

1 *damage: Provided further, That any projects using funds*
2 *appropriated under this heading shall be initiated only*
3 *after non-Federal interests have entered into binding agree-*
4 *ments with the Secretary requiring, where applicable, the*
5 *non-Federal interests to pay 100 percent of the operation,*
6 *maintenance, repair, replacement, and rehabilitation costs*
7 *of the project and to hold and save the United States free*
8 *from damages due to the construction or operation and*
9 *maintenance of the project, except for damages due to the*
10 *fault or negligence of the United States or its contractors:*
11 *Provided further, That such amount is designated by the*
12 *Congress as being for an emergency requirement pursuant*
13 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
14 *Emergency Deficit Control Act of 1985: Provided further,*
15 *That the Assistant Secretary of the Army for Civil Works*
16 *shall provide a monthly report directly to the Committees*
17 *on Appropriations of the House of Representatives and the*
18 *Senate detailing the allocation and obligation of these*
19 *funds, beginning not later than 60 days after the date of*
20 *enactment of this Act.*

21 *MISSISSIPPI RIVER AND TRIBUTARIES*

22 *For an additional amount for “Mississippi River and*
23 *Tributaries” for necessary expenses to address emergency*
24 *situations at Corps of Engineers projects and rehabilitate*
25 *and repair damages to Corps of Engineers projects, caused*

1 *by natural disasters, \$575,000,000, to remain available*
2 *until expended: Provided, That such amount is designated*
3 *by the Congress as being for an emergency requirement pur-*
4 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
5 *Emergency Deficit Control Act of 1985: Provided further,*
6 *That the Assistant Secretary of the Army for Civil Works*
7 *shall provide a monthly report directly to the Committees*
8 *on Appropriations of the House of Representatives and the*
9 *Senate detailing the allocation and obligation of these*
10 *funds, beginning not later than 60 days after the date of*
11 *enactment of this Act.*

12 *OPERATION AND MAINTENANCE*

13 *For an additional amount for “Operation and Mainte-*
14 *nance” for necessary expenses to dredge Federal navigation*
15 *projects in response to, and repair damages to Corps of En-*
16 *gineers Federal projects caused by, natural disasters,*
17 *\$908,000,000, to remain available until expended, of which*
18 *such sums as are necessary to cover the Federal share of*
19 *eligible operation and maintenance costs for coastal harbors*
20 *and channels, and for inland harbors shall be derived from*
21 *the Harbor Maintenance Trust Fund: Provided, That such*
22 *amount is designated by the Congress as being for an emer-*
23 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
24 *the Balanced Budget and Emergency Deficit Control Act*
25 *of 1985: Provided further, That the Assistant Secretary of*

1 *the Army for Civil Works shall provide a monthly report*
2 *directly to the Committees on Appropriations of the House*
3 *of Representatives and the Senate detailing the allocation*
4 *and obligation of these funds, beginning not later than 60*
5 *days after the date of enactment of this Act.*

6 *FLOOD CONTROL AND COASTAL EMERGENCIES*

7 *For an additional amount for “Flood Control and*
8 *Coastal Emergencies”, as authorized by section 5 of the Act*
9 *of August 18, 1941 (33 U.S.C. 701n), for necessary expenses*
10 *to prepare for flood, hurricane and other natural disasters*
11 *and support emergency operations, repairs, and other ac-*
12 *tivities in response to such disasters, as authorized by law,*
13 *\$1,000,000,000, to remain available until expended: Pro-*
14 *vided, That funding utilized for authorized shore protection*
15 *projects shall restore such projects to the full project profile*
16 *at full Federal expense: Provided further, That such amount*
17 *is designated by the Congress as being for an emergency*
18 *requirement pursuant to section 251(b)(2)(A)(i) of the Bal-*
19 *anced Budget and Emergency Deficit Control Act of 1985:*
20 *Provided further, That the Assistant Secretary of the Army*
21 *for Civil Works shall provide a monthly report to the Com-*
22 *mittees on Appropriations of the House of Representatives*
23 *and the Senate detailing the allocation and obligation of*
24 *these funds, beginning not later than 60 days after the date*
25 *of enactment of this Act.*

1 *DEPARTMENT OF THE INTERIOR*2 *CENTRAL UTAH PROJECT*3 *CENTRAL UTAH PROJECT COMPLETION ACCOUNT*

4 *For an additional amount for “Central Utah Project*
5 *Completion Account”, \$350,000, to be deposited into the*
6 *Utah Reclamation Mitigation and Conservation Account*
7 *for use by the Utah Reclamation Mitigation and Conserva-*
8 *tion Commission, to remain available until expended, for*
9 *expenses necessary in carrying out fire remediation activi-*
10 *ties related to wildfires in 2018: Provided, That such*
11 *amount is designated by the Congress as being for an emer-*
12 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
13 *the Balanced Budget and Emergency Deficit Control Act*
14 *of 1985.*

15 *BUREAU OF RECLAMATION*16 *WATER AND RELATED RESOURCES*

17 *For an additional amount for “Water and Related Re-*
18 *sources”, \$15,500,000, to remain available until expended,*
19 *for fire remediation and suppression emergency assistance*
20 *related to wildfires in 2017 and 2018: Provided, That such*
21 *amount is designated by the Congress as being for an emer-*
22 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
23 *the Balanced Budget and Emergency Deficit Control Act*
24 *of 1985.*

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TITLE V

GENERAL SERVICES ADMINISTRATION

REAL PROPERTY ACTIVITIES

FEDERAL BUILDINGS FUND

For an additional amount, to be deposited in the Federal Buildings Fund, \$91,200,000, to remain available until expended, for necessary expenses related to the consequences of Hurricane Florence for repair and alteration of buildings under the custody and control of the Administrator of General Services, and real property management and related activities not otherwise provided for: Provided, That such amount may be used to reimburse the Fund for obligations incurred for this purpose prior to the date of the enactment of this Act: Provided further, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE VI

DEPARTMENT OF HOMELAND SECURITY

SECURITY, ENFORCEMENT, AND INVESTIGATIONS

COAST GUARD

OPERATIONS AND SUPPORT

For an additional amount for “Operations and Support” for necessary expenses related to the consequences of

1 *Hurricanes Michael, Florence, and Lane, Tropical Storm*
2 *Gordon, and Typhoon Mangkhut, \$48,977,000; of which*
3 *\$46,977,000 shall remain available until September 30,*
4 *2020, and of which \$2,000,000 shall remain available until*
5 *September 30, 2023, for environmental compliance and res-*
6 *toration: Provided, That such amount is designated by the*
7 *Congress as being for an emergency requirement pursuant*
8 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
9 *Emergency Deficit Control Act of 1985.*

10 *PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS*

11 *For an additional amount for “Procurement, Con-*
12 *struction, and Improvements” for necessary expenses re-*
13 *lated to the consequences of Hurricanes Michael, Florence,*
14 *and Lane, Tropical Storm Gordon, and Typhoon*
15 *Mangkhut, \$476,755,000, to remain available until Sep-*
16 *tember 30, 2023: Provided, That such amount is designated*
17 *by the Congress as being for an emergency requirement pur-*
18 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
19 *Emergency Deficit Control Act of 1985.*

20 *GENERAL PROVISIONS—THIS TITLE*

21 *SEC. 601. In implementing section 20601 of Public*
22 *Law 115–123, the Administrator shall include the costs as-*
23 *sociated with addressing pre-disaster condition, undamaged*
24 *components, codes and standards, and industry standards*
25 *in the cost of repair when calculating the percentage in sec-*

1 *tion 206.226(f) of title 44, Code of Federal Regulations:*
2 *Provided, That amounts repurposed under this section that*
3 *were previously designated by the Congress, respectively, as*
4 *an emergency requirement or as being for disaster relief*
5 *pursuant to the Balanced Budget and Emergency Deficit*
6 *Control Act are designated by the Congress as being for an*
7 *emergency requirement pursuant to section 251(b)(2)(A)(i)*
8 *of the Balanced Budget and Emergency Deficit Control Act*
9 *of 1985 or as being for disaster relief pursuant to section*
10 *251(b)(2)(D) of the Balanced Budget and Emergency Def-*
11 *icit Control Act of 1985.*

12 *SEC. 602. Notwithstanding any other provision of law,*
13 *funds made available under each heading in this title shall*
14 *only be used for the purposes specifically described under*
15 *that heading.*

16 *TITLE VII*

17 *DEPARTMENT OF THE INTERIOR*

18 *UNITED STATES FISH AND WILDLIFE SERVICE*

19 *CONSTRUCTION*

20 *For an additional amount for “Construction” for nec-*
21 *essary expenses related to the consequences of Hurricanes*
22 *Florence, Lane, and Michael, and flooding associated with*
23 *major declared disaster DR–4365, and calendar year 2018*
24 *earthquakes, \$82,400,000, to remain available until ex-*
25 *pended: Provided, That of this amount \$50,000,000 shall*

1 *be used to restore and rebuild national wildlife refuges and*
2 *increase the resiliency and capacity of coastal habitat and*
3 *infrastructure to withstand storms and reduce the amount*
4 *of damage caused by such storms: Provided further, That*
5 *such amount is designated by the Congress as being for an*
6 *emergency requirement pursuant to section 251(b)(2)(A)(i)*
7 *of the Balanced Budget and Emergency Deficit Control Act*
8 *of 1985.*

9 *NATIONAL PARK SERVICE*

10 *HISTORIC PRESERVATION FUND*

11 *For an additional amount for the “Historic Preserva-*
12 *tion Fund” for necessary expenses related to the con-*
13 *sequences of Hurricanes Florence and Michael, and Ty-*
14 *phoon Yutu, \$50,000,000, to remain available until Sep-*
15 *tember 30, 2022, including costs to States and territories*
16 *necessary to complete compliance activities required by sec-*
17 *tion 306108 of title 54, United States Code (formerly sec-*
18 *tion 106 of the National Historic Preservation Act) and*
19 *costs needed to administer the program: Provided, That*
20 *grants shall only be available for areas that have received*
21 *a major disaster declaration pursuant to the Robert T. Staf-*
22 *ford Disaster Relief and Emergency Assistance Act (42*
23 *U.S.C. 5121 et seq.): Provided further, That individual*
24 *grants shall not be subject to a non-Federal matching re-*
25 *quirement: Provided further, That such amount is des-*

1 *ignated by the Congress as being for an emergency require-*
2 *ment pursuant to section 251(b)(2)(A)(i) of the Balanced*
3 *Budget and Emergency Deficit Control Act of 1985.*

4 *CONSTRUCTION*

5 *For an additional amount for “Construction” for nec-*
6 *essary expenses related to the consequences of Hurricanes*
7 *Florence and Michael, Typhoons Yutu and Mangkhut, and*
8 *calendar year 2018 wildfires, earthquakes, and volcanic*
9 *eruptions, \$78,000,000, to remain available until expended:*
10 *Provided, That such amount is designated by the Congress*
11 *as being for an emergency requirement pursuant to section*
12 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
13 *Deficit Control Act of 1985.*

14 *UNITED STATES GEOLOGICAL SURVEY*

15 *SURVEYS, INVESTIGATIONS, AND RESEARCH*

16 *For an additional amount for “Surveys, Investiga-*
17 *tions, and Research” for necessary expenses related to the*
18 *consequences of Hurricanes Florence and Michael, and cal-*
19 *endar year 2018 wildfires, earthquake damage associated*
20 *with emergency declaration EM–3410, and in those areas*
21 *impacted by a major disaster declared pursuant to the Rob-*
22 *ert T. Stafford Disaster Relief and Emergency Assistance*
23 *Act (42 U.S.C. 5121 et seq.) with respect to calendar year*
24 *2018 wildfires or volcanic eruptions, \$98,500,000, to re-*
25 *main available until expended: Provided, That of this*

1 amount, \$72,310,000 is for costs related to the repair and
2 replacement of equipment and facilities damaged by disas-
3 ters in 2018: Provided further, That, not later than 90 days
4 after enactment of this Act, the Survey shall submit a report
5 to the Committees on Appropriations that describes the po-
6 tential options to replace the facility damaged by the 2018
7 volcano disaster along with cost estimates and a description
8 of how the Survey will provide direct access for monitoring
9 volcanic activity and the potential threat to at-risk commu-
10 nities: Provided further, That such amount is designated
11 by the Congress as being for an emergency requirement pur-
12 suant to section 251(b)(2)(A)(i) of the Balanced Budget and
13 Emergency Deficit Control Act of 1985.

14 *DEPARTMENTAL OFFICES*

15 *INSULAR AFFAIRS*

16 *ASSISTANCE TO TERRITORIES*

17 *For an additional amount for “Technical Assistance”*
18 *for financial management expenses related to the con-*
19 *sequences of Typhoon Yutu, \$2,000,000, to remain available*
20 *until expended: Provided, That such amount is designated*
21 *by the Congress as being for an emergency requirement pur-*
22 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
23 *Emergency Deficit Control Act of 1985.*

1 *OFFICE OF INSPECTOR GENERAL*2 *SALARIES AND EXPENSES*

3 *For an additional amount for “Salaries and Ex-*
4 *penses” for necessary expenses related to the consequences*
5 *of major disasters declared pursuant to the Robert T. Staf-*
6 *ford Disaster Relief and Emergency Assistance Act (42*
7 *U.S.C. 5121 et seq.) in 2018, \$1,000,000, to remain avail-*
8 *able until expended: Provided, That such amount is des-*
9 *ignated by the Congress as being for an emergency require-*
10 *ment pursuant to section 251(b)(2)(A)(i) of the Balanced*
11 *Budget and Emergency Deficit Control Act of 1985.*

12 *ENVIRONMENTAL PROTECTION AGENCY*13 *SCIENCE AND TECHNOLOGY*

14 *For an additional amount for “Science and Tech-*
15 *nology” for necessary expenses related to improving pre-*
16 *paredness of the water sector, \$600,000, to remain available*
17 *until expended: Provided, That such amount is designated*
18 *by the Congress as being for an emergency requirement pur-*
19 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
20 *Emergency Deficit Control Act of 1985.*

21 *LEAKING UNDERGROUND STORAGE TANK TRUST FUND*22 *PROGRAM*

23 *For an additional amount for “Leaking Underground*
24 *Storage Tank Fund” for necessary expenses related to the*
25 *consequences of Hurricanes Florence and Michael, calendar*

1 year 2018 earthquakes, and Typhoon Yutu, \$1,500,000, to
2 remain available until expended: Provided, That such
3 amount is designated by the Congress as being for an emer-
4 gency requirement pursuant to section 251(b)(2)(A)(i) of
5 the Balanced Budget and Emergency Deficit Control Act
6 of 1985.

7 *STATE AND TRIBAL ASSISTANCE GRANTS*

8 *For additional amounts for “State and Tribal Assist-*
9 *ance Grants” for necessary expenses related to the con-*
10 *sequences of Hurricanes Florence and Michael and calendar*
11 *year 2018 earthquakes for the hazardous waste financial as-*
12 *sistance grants program, \$1,500,000, to remain available*
13 *until expended; for necessary expenses related to the con-*
14 *sequences of Typhoon Yutu for the hazardous waste finan-*
15 *cial assistance grants program and for other solid waste*
16 *management activities, \$56,000,000, to remain available*
17 *until expended, provided that none of these funds shall be*
18 *subject to section 3011(b) of the Solid Waste Disposal Act;*
19 *and for grants under section 106 of the Federal Water Pol-*
20 *lution Control Act, \$5,000,000, to remain available until*
21 *expended, to address impacts of Hurricane Florence, Hurri-*
22 *cane Michael, Typhoon Yutu, and calendar year 2018*
23 *wildfires, notwithstanding subsections (b), (e), and (f), of*
24 *such section: Provided, That such amounts are designated*
25 *by the Congress as being for an emergency requirement pur-*

1 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
2 *Emergency Deficit Control Act of 1985.*

3 *For an additional amount for “State and Tribal As-*
4 *sistance Grants”, \$349,400,000 to remain available until*
5 *expended, of which \$53,300,000 shall be for capitalization*
6 *grants for the Clean Water State Revolving Funds under*
7 *title VI of the Federal Water Pollution Control Act, and*
8 *of which \$296,100,000 shall be for capitalization grants*
9 *under section 1452 of the Safe Drinking Water Act: Pro-*
10 *vided, That notwithstanding section 604(a) of the Federal*
11 *Water Pollution Control Act and section 1452(a)(1)(D) of*
12 *the Safe Drinking Water Act, funds appropriated herein*
13 *shall be provided to States or Territories in EPA Regions*
14 *4, 9, and 10 in amounts determined by the Administrator*
15 *for wastewater treatment works and drinking water facili-*
16 *ties impacted by Hurricanes Florence and Michael, Ty-*
17 *phoon Yutu, and calendar year 2018 wildfires and earth-*
18 *quakes: Provided further, That notwithstanding the require-*
19 *ments of section 603(i) of the Federal Water Pollution Con-*
20 *trol Act and section 1452(d) of the Safe Drinking Water*
21 *Act, for the funds appropriated herein, each State shall use*
22 *not less than 20 percent but not more than 30 percent of*
23 *the amount of its capitalization grants to provide addi-*
24 *tional subsidization to eligible recipients in the form of for-*
25 *giveness of principal, negative interest loans or grants or*

1 *any combination of these: Provided further, That the Ad-*
2 *ministrators shall retain \$10,400,000 of the funds appro-*
3 *priated herein for grants for drinking water facilities and*
4 *waste water treatment plants impacted by Typhoon Yutu:*
5 *Provided further, That the funds appropriated herein shall*
6 *be used for eligible projects whose purpose is to reduce flood*
7 *or fire damage risk and vulnerability or to enhance resil-*
8 *ience to rapid hydrologic change or natural disaster at*
9 *treatment works as defined by section 212 of the Federal*
10 *Water Pollution Control Act or any eligible facilities under*
11 *section 1452 of the Safe Drinking Water Act, and for other*
12 *eligible tasks at such treatment works or facilities necessary*
13 *to further such purposes: Provided further, That the Admin-*
14 *istrator of the Environmental Protection Agency may re-*
15 *tain up to \$1,000,000 of the funds appropriated herein for*
16 *management and oversight: Provided further, That such*
17 *amount is designated by the Congress as being for an emer-*
18 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
19 *the Balanced Budget and Emergency Deficit Control Act*
20 *of 1985.*

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RELATED AGENCIES
DEPARTMENT OF AGRICULTURE
FOREST SERVICE
FOREST AND RANGELAND RESEARCH

For an additional amount for “Forest and Rangeland Research” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, \$1,000,000, to remain available until expended for the forest inventory and analysis program: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

STATE AND PRIVATE FORESTRY

For an additional amount for “State and Private Forestry” for necessary expenses related to the consequences of Hurricanes Florence and Michael, and the calendar year 2018 wildfires, \$12,000,000, to remain available until expended: Provided, That such amount is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

NATIONAL FOREST SYSTEM

For an additional amount for “National Forest System” for necessary expenses related to the consequences of

1 *Hurricanes Florence and Michael, and the calendar year*
2 *2018 wildfires, \$84,960,000, to remain available until ex-*
3 *pended: Provided, That of this amount \$21,000,000 shall*
4 *be used for hazardous fuels management activities: Provided*
5 *further, That such amount is designated by the Congress*
6 *as being for an emergency requirement pursuant to section*
7 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
8 *Deficit Control Act of 1985.*

9 *CAPITAL IMPROVEMENT AND MAINTENANCE*

10 *For an additional amount for “Capital Improvement*
11 *and Maintenance” for necessary expenses related to the con-*
12 *sequences of Hurricanes Florence and Michael, and the cal-*
13 *endar year 2018 wildfires, \$36,040,000, to remain available*
14 *until expended: Provided, That such amount is designated*
15 *by the Congress as being for an emergency requirement pur-*
16 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
17 *Emergency Deficit Control Act of 1985.*

18 *WILDLAND FIRE MANAGEMENT*

19 *(INCLUDING TRANSFER OF FUNDS)*

20 *For an additional amount for “Wildland Fire Man-*
21 *agement”, \$720,271,000, to remain available through Sep-*
22 *tember 30, 2022, for urgent wildland fire suppression oper-*
23 *ations: Provided, That such funds shall be solely available*
24 *to be transferred to and merged with other appropriations*
25 *accounts from which funds were previously transferred for*

1 *wildland fire suppression in fiscal year 2018 to fully repay*
2 *those amounts: Provided further, That such amount is des-*
3 *ignated by the Congress as an emergency requirement pur-*
4 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
5 *Emergency Deficit Control Act of 1985.*

6 *DEPARTMENT OF HEALTH AND HUMAN*

7 *SERVICES*

8 *NATIONAL INSTITUTES OF HEALTH*

9 *NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH*

10 *SCIENCES*

11 *For an additional amount for “National Institute of*
12 *Environmental Health Sciences” for necessary expenses in*
13 *carrying out activities set forth in section 311(a) of the*
14 *Comprehensive Environmental Response, Compensation,*
15 *and Liability Act of 1980 (42 U.S.C. 9660(a)) and section*
16 *126(g) of the Superfund Amendments and Reauthorization*
17 *Act of 1986 related to the consequences of major disasters*
18 *declared pursuant to the Robert T. Stafford Disaster Relief*
19 *and Emergency Assistance Act (42 U.S.C. 5121 et seq.) in*
20 *2018, \$1,000,000, to remain available until expended: Pro-*
21 *vided, That such amount is designated by the Congress as*
22 *being for an emergency requirement pursuant to section*
23 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
24 *Deficit Control Act of 1985.*

1 *GENERAL PROVISION—THIS TITLE*

2 *SEC. 701. Not later than 45 days after the date of en-*
3 *actment of this Act, the agencies receiving funds appro-*
4 *priated by this title shall provide a detailed operating plan*
5 *of anticipated uses of funds made available in this title by*
6 *State and Territory, and by program, project, and activity,*
7 *to the Committees on Appropriations: Provided, That no*
8 *such funds shall be obligated before the operating plans are*
9 *provided to the Committees: Provided further, That such*
10 *plans shall be updated, including obligations to date, and*
11 *submitted to the Committees on Appropriations every 60*
12 *days until all such funds are expended.*

13 *TITLE VIII*14 *DEPARTMENT OF LABOR*15 *EMPLOYMENT AND TRAINING ADMINISTRATION*16 *TRAINING AND EMPLOYMENT SERVICES*17 *(INCLUDING TRANSFER OF FUNDS)*

18 *For an additional amount for “Training and Employ-*
19 *ment Services”, \$50,000,000, for the dislocated workers as-*
20 *sistance national reserve for necessary expenses directly re-*
21 *lated to the consequences of Hurricanes Florence and Mi-*
22 *chael, Typhoon Mangkhut, Super Typhoon Yutu, wildfires*
23 *and earthquakes occurring in calendar year 2018, and tor-*
24 *nadoes and floods occurring in calendar year 2019 (referred*
25 *to under this heading as “covered disaster or emergency”),*

1 *to remain available through September 30, 2020: Provided,*
2 *That the Secretary of Labor may transfer up to \$1,000,000*
3 *of such funds to any other Department of Labor account*
4 *for reconstruction and recovery needs, including worker*
5 *protection activities: Provided further, That these sums may*
6 *be used to replace grant funds previously obligated to the*
7 *impacted areas: Provided further, That of the amount pro-*
8 *vided, up to \$500,000, to remain available until expended,*
9 *shall be transferred to “Office of Inspector General” for*
10 *oversight of activities responding to such covered disaster*
11 *or emergency: Provided further, That such amount is des-*
12 *ignated by the Congress as being for an emergency require-*
13 *ment pursuant to section 251(b)(2)(A)(i) of the Balanced*
14 *Budget and Emergency Deficit Control Act of 1985.*

15 *DEPARTMENT OF HEALTH AND HUMAN*
16 *SERVICES*

17 *ADMINISTRATION FOR CHILDREN AND FAMILIES*

18 *PAYMENTS TO STATES FOR THE CHILD CARE AND*

19 *DEVELOPMENT BLOCK GRANT*

20 *For an additional amount for “Payments to States for*
21 *the Child Care and Development Block Grant”,*
22 *\$30,000,000, to remain available through September 30,*
23 *2021, for necessary expenses directly related to the con-*
24 *sequences of Hurricanes Florence and Michael, Typhoon*
25 *Mangkhut, Super Typhoon Yutu, and wildfires and earth-*

1 *quakes occurring in calendar year 2018 and tornadoes and*
2 *floods occurring in calendar year 2019 in those areas for*
3 *which a major disaster or emergency has been declared*
4 *under section 401 or 501 of the Robert T. Stafford Disaster*
5 *Relief and Emergency Assistance Act (42 U.S.C. 5170 and*
6 *5191): Provided, That the Secretary shall allocate such*
7 *funds based on assessed need notwithstanding sections 658J*
8 *and 658O of the Child Care and Development Block Grant*
9 *Act of 1990: Provided further, That such funds may be used*
10 *for costs of renovating, repairing, or rebuilding child care*
11 *facilities without regard to section 658F(b) or 658G of such*
12 *Act and with amounts allocated for such purposes excluded*
13 *from the calculation of percentages under subsection*
14 *658E(c)(3) of such Act: Provided further, That notwith-*
15 *standing section 658J(c) of such Act, funds allotted to a*
16 *State and used for renovating, repairing, or rebuilding*
17 *child care facilities may be obligated by the State in that*
18 *fiscal year or the succeeding three fiscal years: Provided fur-*
19 *ther, That Federal interest provisions will not apply to the*
20 *renovation or rebuilding of privately-owned family child*
21 *care homes, and the Secretary shall develop parameters on*
22 *the use of funds for family child care homes: Provided fur-*
23 *ther, That the Secretary shall not retain Federal interest*
24 *after a period of 10 years in any facility renovated, re-*
25 *paired, or rebuilt with funds appropriated under this para-*

1 *graph: Provided further, That funds appropriated in this*
2 *paragraph shall not be available for costs that are reim-*
3 *bursed by the Federal Emergency Management Agency,*
4 *under a contract for insurance, or by self-insurance: Pro-*
5 *vided further, That obligations incurred for the purposes*
6 *provided herein prior to the date of enactment of this Act*
7 *may be charged to funds appropriated under this heading:*
8 *Provided further, That such amount is designated by the*
9 *Congress as being for an emergency requirement pursuant*
10 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
11 *Emergency Deficit Control Act of 1985.*

12 *CHILDREN AND FAMILIES SERVICES PROGRAMS*

13 *For an additional amount for “Children and Families*
14 *Services Programs”, \$90,000,000, to remain available*
15 *through September 30, 2021, for necessary expenses directly*
16 *related to the consequences of Hurricanes Florence and Mi-*
17 *chael, Typhoon Mangkhut, Super Typhoon Yutu, and*
18 *wildfires and earthquakes occurring in calendar year 2018*
19 *and tornadoes and floods occurring in calendar year 2019*
20 *in those areas for which a major disaster or emergency has*
21 *been declared under section 401 or 501 of the Robert T.*
22 *Stafford Disaster Relief and Emergency Assistance Act (42*
23 *U.S.C. 5170 and 5191): Provided, That \$55,000,000 shall*
24 *be for Head Start programs, including making payments*
25 *under the Head Start Act: Provided further, That none of*

1 *funds provided in the previous proviso shall be included in*
2 *the calculation of the “base grant” in subsequent fiscal*
3 *years, as such term is defined in sections 640(a)(7)(A),*
4 *641A(h)(1)(B), or 645(d)(3) of the Head Start Act: Pro-*
5 *vided further, That funds provided in the second previous*
6 *proviso are not subject to the allocation requirements of sec-*
7 *tion 640(a) of the Head Start Act: Provided further, That*
8 *\$5,000,000 shall be for payments to States, territories, and*
9 *tribes for activities authorized under subpart 1 of part B*
10 *of title IV of the Social Security Act, with such funds allo-*
11 *cated based on assessed need notwithstanding section 423*
12 *of such Act and paid without regard to percentage limita-*
13 *tions in subsections (a) or (e) in section 424 of such Act:*
14 *Provided further, That \$25,000,000 shall be for payments*
15 *to States, territories, and tribes authorized under the Com-*
16 *munity Services Block Grant Act, with such funds allocated*
17 *based on assessed need notwithstanding sections 674(b),*
18 *675A, and 675B of such Act: Provided further, That not-*
19 *withstanding section 676(b)(8) of the Community Services*
20 *Block Grant Act, each State, territory, or tribe may allocate*
21 *funds to eligible entities based on assessed need: Provided*
22 *further, That funds appropriated in this paragraph shall*
23 *not be available for costs that are reimbursed by the Federal*
24 *Emergency Management Agency, under a contract for in-*
25 *surance, or by self-insurance: Provided further, That up to*

1 \$5,000,000, to remain available until expended, shall be
2 available for Federal administrative expenses: Provided fur-
3 ther, That obligations incurred for the purposes provided
4 herein prior to the date of enactment of this Act may be
5 charged to funds appropriated under this heading: Provided
6 further, That such amount is designated by the Congress
7 as being for an emergency requirement pursuant to section
8 251(b)(2)(A)(i) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 OFFICE OF THE SECRETARY

11 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY FUND

12 (INCLUDING TRANSFERS OF FUNDS)

13 For an additional amount for the “Public Health and
14 Social Services Emergency Fund”, \$201,000,000, to remain
15 available through September 30, 2020, for necessary ex-
16 penses directly related to the consequences of Hurricanes
17 Florence and Michael, Typhoon Mangkhut, Super Typhoon
18 Yutu, and wildfires and earthquakes occurring in calendar
19 year 2018 and tornadoes and floods occurring in calendar
20 year 2019 in those areas for which a major disaster or
21 emergency has been declared under section 401 or 501 of
22 the Robert T. Stafford Disaster Relief and Emergency As-
23 sistance Act (42 U.S.C. 5170 and 5191) (referred to under
24 this heading as “covered disaster or emergency”), including
25 activities authorized under section 319(a) of the Public

1 *Health Service Act (referred to in this Act as the “PHS*
2 *Act”): Provided, That of the amount provided, \$80,000,000*
3 *shall be transferred to “Health Resources and Services Ad-*
4 *ministration—Primary Health Care” for expenses directly*
5 *related to a covered disaster or emergency for disaster re-*
6 *sponse and recovery, for the Health Centers Program under*
7 *section 330 of the PHS Act, including alteration, renova-*
8 *tion, construction, equipment, and other capital improve-*
9 *ment costs as necessary to meet the needs of areas affected*
10 *by a covered disaster or emergency: Provided further, That*
11 *the time limitation in section 330(e)(3) of the PHS Act*
12 *shall not apply to funds made available under the preceding*
13 *proviso: Provided further, That of the amount provided, not*
14 *less than \$20,000,000 shall be transferred to “Centers for*
15 *Disease Control and Prevention—CDC-Wide Activities and*
16 *Program Support” for response, recovery, mitigation, and*
17 *other expenses directly related to a covered disaster or emer-*
18 *gency: Provided further, That of the amount provided, not*
19 *less than \$100,000,000 shall be transferred to “Substance*
20 *Abuse and Mental Health Services Administration—Health*
21 *Surveillance and Program Support” for grants, contracts,*
22 *and cooperative agreements for behavioral health treatment,*
23 *treatment of substance use disorders, crisis counseling, and*
24 *other related helplines, and for other similar programs to*
25 *provide support to individuals impacted by a covered dis-*

1 aster or emergency: Provided further, That of the amount
2 provided, up to \$1,000,000, to remain available until ex-
3 pended, shall be transferred to “Office of the Secretary—
4 Office of Inspector General” for oversight of activities re-
5 sponding to such covered disasters or emergencies: Provided
6 further, That such amount is designated by the Congress
7 as being for an emergency requirement pursuant to section
8 251(b)(2)(A)(i) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 *DEPARTMENT OF EDUCATION*

11 *HURRICANE EDUCATION RECOVERY*

12 *(INCLUDING TRANSFER OF FUNDS)*

13 *For an additional amount for “Hurricane Education*
14 *Recovery” for necessary expenses related to the consequences*
15 *of Hurricanes Florence and Michael, Typhoon Mangkhut,*
16 *Super Typhoon Yutu, and wildfires, earthquakes, and vol-*
17 *canic eruptions occurring in calendar year 2018 and torna-*
18 *does and floods occurring in calendar year 2019 in those*
19 *areas for which a major disaster or emergency has been de-*
20 *clared under section 401 or 501 of the Robert T. Stafford*
21 *Disaster Relief and Emergency Assistance Act (42 U.S.C.*
22 *5170 and 5191) (referred to under this heading as “covered*
23 *disaster or emergency”), \$165,000,000, to remain available*
24 *through September 30, 2020, for assisting in meeting the*
25 *educational needs of individuals affected by a covered dis-*

1 *aster or emergency: Provided, That such assistance may be*
2 *provided through any of the programs authorized under this*
3 *heading in title VIII of subdivision 1 of division B of Public*
4 *Law 115–123 (as amended by Public Law 115–141), as de-*
5 *termined by the Secretary of Education, and subject to the*
6 *terms and conditions that applied to those programs, except*
7 *that references to dates and school years in Public Law*
8 *115–123 shall be deemed to be the corresponding dates and*
9 *school years for the covered disaster or emergency: Provided*
10 *further, That the Secretary of Education may determine the*
11 *amounts to be used for each such program and shall notify*
12 *the Committees on Appropriations of the House of Rep-*
13 *resentatives and the Senate of these amounts not later than*
14 *7 days prior to obligation: Provided further, That*
15 *\$2,000,000 of the funds made available under this heading,*
16 *to remain available until expended, shall be transferred to*
17 *the Office of the Inspector General of the Department of*
18 *Education for oversight of activities supported with funds*
19 *appropriated under this heading, and up to \$1,000,000 of*
20 *the funds made available under this heading shall be for*
21 *program administration: Provided further, That such*
22 *amount is designated by the Congress as being for an emer-*
23 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
24 *the Balanced Budget and Emergency Deficit Control Act*
25 *of 1985.*

1 *GENERAL PROVISIONS—THIS TITLE*

2 *SEC. 801. Not later than 30 days after enactment of*
3 *this Act, the Secretaries of Labor, Health and Human Serv-*
4 *ices, and Education shall provide a detailed spend plan of*
5 *anticipated uses of funds made available in this title, in-*
6 *cluding estimated personnel and administrative costs, to the*
7 *Committees on Appropriations: Provided, That such plans*
8 *shall be updated and submitted to the Committees on Ap-*
9 *propriations every 60 days until all funds are expended or*
10 *expire.*

11 *SEC. 802. (a) Section 1108(g)(5) of the Social Security*
12 *Act (42 U.S.C. 1308(g)(5)) is amended—*

13 *(1) in subparagraph (A), by striking “and (E)”*
14 *and inserting “(E), and (F)”;*

15 *(2) in subparagraph (C), in the matter preceding*
16 *clause (i), by striking “and (E)” and inserting “and*
17 *(F)”;*

18 *(3) by redesignating subparagraph (E) as sub-*
19 *paragraph (F);*

20 *(4) by inserting after subparagraph (D), the fol-*
21 *lowing:*

22 *“(E) Subject to subparagraph (F), for the*
23 *period beginning January 1, 2019, and ending*
24 *September 30, 2019, the amount of the increase*
25 *otherwise provided under subparagraph (A) for*

1 *the Northern Mariana Islands shall be further*
2 *increased by \$36,000,000.”; and*

3 *(5) in subparagraph (F) (as redesignated by*
4 *paragraph (3) of this section)—*

5 *(A) by striking “title XIX, during” and in-*
6 *serting “title XIX—*

7 *“(i) during”;*

8 *(B) by striking “and (D)” and inserting “,*
9 *(D), and (E)”;*

10 *(C) by striking “and the Virgin Islands”*
11 *each place it appears and inserting “, the Virgin*
12 *Islands, and the Northern Mariana Islands”;*

13 *(D) by striking the period at the end and*
14 *inserting “; and”;* and

15 *(E) by adding at the end the following:*

16 *“(ii) for the period beginning January*
17 *1, 2019, and ending September 30, 2019,*
18 *with respect to payments to Guam and*
19 *American Samoa from the additional funds*
20 *provided under subparagraph (A), the Sec-*
21 *retary shall increase the Federal medical as-*
22 *sistance percentage or other rate that would*
23 *otherwise apply to such payments to 100*
24 *percent.”; and*

25 *(6) by adding at the end the following:*

1 *ment Accountability Office shall submit to the Committees*
2 *on Appropriations of the House of Representatives and the*
3 *Senate a spend plan specifying funding estimates for audits*
4 *and investigations of any such declared disasters occurring*
5 *in 2018 and identifying funding estimates or carryover bal-*
6 *ances, if any, that may be available for audits and inves-*
7 *tigations of any other such declared disasters: Provided fur-*
8 *ther, That such amount is designated by the Congress as*
9 *being for an emergency requirement pursuant to section*
10 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
11 *Deficit Control Act of 1985.*

12 *TITLE X*

13 *DEPARTMENT OF DEFENSE*

14 *MILITARY CONSTRUCTION, NAVY AND MARINE CORPS*

15 *For an additional amount for “Military Construction,*
16 *Navy and Marine Corps”, \$600,000,000, to remain avail-*
17 *able until September 30, 2023, for planning and design,*
18 *and construction expenses related to the consequences of*
19 *Hurricanes Florence and Michael on Navy and Marine*
20 *Corps installations: Provided, That none of the funds shall*
21 *be available for obligation until the Committees on Appro-*
22 *priations of the House of Representatives and the Senate*
23 *receive a master plan for the installations: Provided further,*
24 *That, not later than 60 days after enactment of this Act,*
25 *the Secretary of the Navy, or his designee, shall submit to*

1 *the Committees on Appropriations of the House of Rep-*
2 *resentatives and the Senate a detailed expenditure plan for*
3 *funds provided under this heading: Provided further, That*
4 *such funds may be obligated or expended for planning and*
5 *design and military construction projects not otherwise au-*
6 *thorized by law: Provided further, That such amount is des-*
7 *ignated by the Congress as being for an emergency require-*
8 *ment pursuant to section 251(b)(2)(A)(i) of the Balanced*
9 *Budget and Emergency Deficit Control Act of 1985.*

10 *MILITARY CONSTRUCTION, AIR FORCE*

11 *For an additional amount for “Military Construction,*
12 *Air Force”, \$1,000,000,000, to remain available until Sep-*
13 *tember 30, 2023, for planning and design, and construction*
14 *expenses related to the consequences of Hurricane Michael*
15 *and floods occurring in calendar year 2019: Provided, That*
16 *none of the funds shall be available for obligation until the*
17 *Committees on Appropriations of the House of Representa-*
18 *tives and the Senate receive a basing plan and future mis-*
19 *sion requirements for installations significantly damaged*
20 *by Hurricane Michael: Provided further, That, not later*
21 *than 60 days after enactment of this Act, the Secretary of*
22 *the Air Force, or his designee, shall submit to the Commit-*
23 *tees on Appropriations of the House of Representatives and*
24 *the Senate a detailed expenditure plan for funds provided*
25 *under this heading: Provided further, That such funds may*

1 *be obligated or expended for planning and design and mili-*
2 *tary construction projects not otherwise authorized by law:*
3 *Provided further, That such amount is designated by the*
4 *Congress as being for an emergency requirement pursuant*
5 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
6 *Emergency Deficit Control Act of 1985.*

7 *MILITARY CONSTRUCTION, ARMY NATIONAL GUARD*

8 *For an additional amount for “Military Construction,*
9 *Army National Guard”, \$42,400,000, to remain available*
10 *until September 30, 2023, for necessary expenses related to*
11 *the consequences of Hurricanes Florence and Michael: Pro-*
12 *vided, That none of the funds shall be available for obliga-*
13 *tion until the Committees on Appropriations of the House*
14 *of Representatives and the Senate receive form 1391 for*
15 *each specific request: Provided further, That, not later than*
16 *60 days after enactment of this Act, the Director of the*
17 *Army National Guard, or his designee, shall submit to the*
18 *Committees on Appropriations of the House of Representa-*
19 *tives and the Senate a detailed expenditure plan for funds*
20 *provided under this heading: Provided further, That such*
21 *funds may be obligated or expended for planning and de-*
22 *sign and military construction projects not otherwise au-*
23 *thorized by law: Provided further, That such amount is des-*
24 *ignated by the Congress as being for an emergency require-*

1 *ment pursuant to section 251(b)(2)(A)(i) of the Balanced*
2 *Budget and Emergency Deficit Control Act of 1985.*

3 *DEPARTMENT OF VETERANS AFFAIRS*

4 *VETERANS HEALTH ADMINISTRATION*

5 *MEDICAL FACILITIES*

6 *(INCLUDING TRANSFER OF FUNDS)*

7 *For an additional amount for “Medical Facilities”,*
8 *\$3,000,000, to remain available until September 30, 2023,*
9 *for necessary expenses related to the consequences of Hurri-*
10 *canes Florence and Michael and Typhoons Mangkhut and*
11 *Yutu: Provided, That the Secretary of Veterans Affairs,*
12 *upon determination that such action is necessary to address*
13 *needs as a result of the consequences of Hurricanes Florence*
14 *and Michael and Typhoons Mangkhut and Yutu, may*
15 *transfer such funds to any discretionary account of the De-*
16 *partment of Veterans Affairs: Provided further, That before*
17 *a transfer may take place, the Secretary of Veterans Affairs*
18 *shall submit notice thereof to the Committees on Appropria-*
19 *tions of the House of Representatives and the Senate: Pro-*
20 *vided further, That none of these funds shall be available*
21 *for obligation until the Secretary of Veterans Affairs sub-*
22 *mits to the Committees on Appropriations of the House of*
23 *Representatives and the Senate a detailed expenditure plan*
24 *for funds provided under this heading: Provided further,*
25 *That such amount is designated by the Congress as being*

1 *for an emergency requirement pursuant to section*
 2 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
 3 *Deficit Control Act of 1985.*

4 *GENERAL PROVISION—THIS TITLE*

5 *SEC. 1001. Notwithstanding any other provision of*
 6 *law, funds made available under each heading within the*
 7 *“Department of Defense” in this title shall only be used for*
 8 *the purposes specifically described under that heading.*

9 *TITLE XI*

10 *DEPARTMENT OF TRANSPORTATION*

11 *FEDERAL TRANSIT ADMINISTRATION*

12 *PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM*

13 *For an additional amount for the “Public Transpor-*
 14 *tation Emergency Relief Program” as authorized under sec-*
 15 *tion 5324 of title 49, United States Code, \$10,542,000 to*
 16 *remain available until expended, for transit systems af-*
 17 *ected by major declared disasters occurring in calendar*
 18 *year 2018: Provided, That not more than three-quarters of*
 19 *1 percent of the funds for public transportation emergency*
 20 *relief shall be available for administrative expenses and on-*
 21 *going program management oversight as authorized under*
 22 *sections 5334 and 5338(f)(2) of such title and shall be in*
 23 *addition to any other appropriations for such purpose: Pro-*
 24 *vided further, That such amount is designated by the Con-*
 25 *gress as being for an emergency requirement pursuant to*

1 *section 251(b)(2)(A)(i) of the Balanced Budget and Emer-*
2 *gency Deficit Control Act of 1985.*

3 *FEDERAL AVIATION ADMINISTRATION*

4 *OPERATIONS*

5 *(AIRPORT AND AIRWAY TRUST FUND)*

6 *Of the amounts made available for “Federal Aviation*
7 *Administration—Operations” in division B of the Bipar-*
8 *tisan Budget Act of 2018 (Public Law 115–123), up to*
9 *\$18,000,000 shall also be available for necessary expenses*
10 *related to the consequences of major declared disasters oc-*
11 *curing in calendar year 2018: Provided, That amounts*
12 *repurposed under this heading that were previously des-*
13 *ignated by the Congress as an emergency requirement pur-*
14 *suant to the Balanced Budget and Emergency Deficit Con-*
15 *trol Act of 1985 are designated by the Congress as an emer-*
16 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
17 *the Balanced Budget and Emergency Deficit Control Act*
18 *of 1985.*

19 *FEDERAL HIGHWAY ADMINISTRATION*

20 *EMERGENCY RELIEF PROGRAM*

21 *For an additional amount for the Emergency Relief*
22 *Program as authorized under section 125 of title 23, United*
23 *States Code, \$1,650,000,000, to remain available until ex-*
24 *pended: Provided, That such amount is designated by the*
25 *Congress as being for an emergency requirement pursuant*

1 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
2 *Emergency Deficit Control Act of 1985.*

3 *DEPARTMENT OF HOUSING AND URBAN*

4 *DEVELOPMENT*

5 *COMMUNITY PLANNING AND DEVELOPMENT*

6 *COMMUNITY DEVELOPMENT FUND*

7 *(INCLUDING TRANSFERS OF FUNDS)*

8 *For an additional amount for “Community Develop-*
9 *ment Fund”, \$2,431,000,000, to remain available until ex-*
10 *pendent, for necessary expenses for activities authorized*
11 *under title I of the Housing and Community Development*
12 *Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster re-*
13 *lief, long-term recovery, restoration of infrastructure and*
14 *housing, economic revitalization, and mitigation in the*
15 *most impacted and distressed areas resulting from a major*
16 *disaster that occurred in 2018 or 2019 (except as otherwise*
17 *provided under this heading) pursuant to the Robert T.*
18 *Stafford Disaster Relief and Emergency Assistance Act (42*
19 *U.S.C. 5121 et seq.): Provided, That funds shall be awarded*
20 *directly to the State, unit of general local government, or*
21 *Indian tribe (as such term is defined in section 102 of the*
22 *Housing and Community Development Act of 1974) at the*
23 *discretion of the Secretary: Provided further, That of the*
24 *amounts made available under this heading \$431,000,000*
25 *shall be allocated to meet unmet infrastructure needs for*

1 grantees that received allocations for disasters that occurred
2 in 2017 under this heading of division B of Public Law
3 115–56 and title XI of subdivision 1 of division B of Public
4 Law 115–123, of which \$331,442,114 shall be allocated to
5 those grantees affected by Hurricane Maria: Provided fur-
6 ther, That of the amounts provided in the previous proviso,
7 the Secretary’s determination of unmet needs for infrastruc-
8 ture shall not take into account mitigation-specific alloca-
9 tions: Provided further, That any amounts allocated pursu-
10 ant to the previous two provisos to any such grantee shall
11 not be available for draw down and expenditure by a grant-
12 ee that has entered into alternative procedures under section
13 428 of the Stafford Act as of the date of enactment of this
14 Act until such grantee has reached a final agreement on
15 all fixed cost estimates within the timeline provided by the
16 Federal Emergency Management Agency: Provided further,
17 That prior to making any grant of funds provided in the
18 previous three provisos, the Secretary must receive from the
19 grantee information that allows the Secretary to certify that
20 such grantee has in place proficient financial controls and
21 procurement processes and has established adequate proce-
22 dures to prevent any duplication of benefits as defined by
23 section 312 of the Robert T. Stafford Disaster Relief and
24 Emergency Assistance Act (42 U.S.C. 5155), to ensure time-
25 ly expenditure of funds, to maintain comprehensive websites

1 *regarding all disaster recovery activities assisted with these*
2 *funds, and to detect and prevent waste, fraud, and abuse*
3 *of funds: Provided further, That of the amounts made avail-*
4 *able under this heading in Public Law 115–123 and trans-*
5 *ferred to the Office of Inspector General, no less than*
6 *\$6,000,000 shall be for necessary costs of overseeing and au-*
7 *diting funds made available to grantees affected by Hurri-*
8 *cane Maria, including a review of grant expenditure rates:*
9 *Provided further, That any funds made available under this*
10 *heading and under the same heading in Public Law 115–*
11 *254 that remain available, after the funds under such head-*
12 *ings have been allocated for necessary expenses for activities*
13 *authorized under such headings, shall be allocated to grant-*
14 *ees, for mitigation activities in the most impacted and dis-*
15 *tressed areas resulting from a major disaster that occurred*
16 *in 2018: Provided further, That such allocations shall be*
17 *made in the same proportion that the amount of funds each*
18 *grantee received under this Act and the same heading in*
19 *division I of Public Law 115–254 bears to the amount of*
20 *all funds provided to all grantees that received allocations*
21 *for disasters that occurred in 2018: Provided further, That*
22 *of the amounts made available under the text preceding the*
23 *first proviso under this heading and under the same head-*
24 *ing in Public Law 115–254, the Secretary shall allocate to*
25 *all such grantees an aggregate amount not less than 33 per-*

1 *cent of the sum of such amounts of funds within 120 days*
2 *after the enactment of this Act based on the best available*
3 *data, and shall allocate no less than 100 percent of such*
4 *funds by no later than 180 days after the enactment of this*
5 *Act: Provided further, That the Secretary shall not prohibit*
6 *the use of funds made available under this heading and the*
7 *same heading in Public Law 115–254 for non-Federal share*
8 *as authorized by section 105(a)(9) of the Housing and Com-*
9 *munity Development Act of 1974 (42 U.S.C. 5305(a)(9)):*
10 *Provided further, That of the amounts made available*
11 *under this heading, grantees may establish grant programs*
12 *to assist small businesses for working capital purposes to*
13 *aid in recovery: Provided further, That as a condition of*
14 *making any grant, the Secretary shall certify in advance*
15 *that such grantee has in place proficient financial controls*
16 *and procurement processes and has established adequate*
17 *procedures to prevent any duplication of benefits as defined*
18 *by section 312 of the Robert T. Stafford Disaster Relief and*
19 *Emergency Assistance Act (42 U.S.C. 5155), to ensure time-*
20 *ly expenditure of funds, to maintain comprehensive websites*
21 *regarding all disaster recovery activities assisted with these*
22 *funds, and to detect and prevent waste, fraud, and abuse*
23 *of funds: Provided further, That with respect to any such*
24 *duplication of benefits, the Secretary shall act in accordance*
25 *with section 1210 of Public Law 115–254 (132 Stat. 3442)*

1 *and section 312 of the Robert T. Stafford Disaster Relief*
2 *and Emergency Assistance Act (42 U.S.C. 5155): Provided*
3 *further, That the Secretary shall require grantees to main-*
4 *tain on a public website information containing common*
5 *reporting criteria established by the Department that per-*
6 *mits individuals and entities awaiting assistance and the*
7 *general public to see how all grant funds are used, including*
8 *copies of all relevant procurement documents, grantee ad-*
9 *ministrative contracts and details of ongoing procurement*
10 *processes, as determined by the Secretary: Provided further,*
11 *That prior to the obligation of funds a grantee shall submit*
12 *a plan to the Secretary for approval detailing the proposed*
13 *use of all funds, including criteria for eligibility and how*
14 *the use of these funds will address long-term recovery and*
15 *restoration of infrastructure and housing, economic revital-*
16 *ization, and mitigation in the most impacted and distressed*
17 *areas: Provided further, That such funds may not be used*
18 *for activities reimbursed by, or for which funds have been*
19 *made available by, the Federal Emergency Management*
20 *Agency or the Army Corps of Engineers, in excess of the*
21 *authorized amount of the project or its components: Pro-*
22 *vided further, That funds allocated under this heading shall*
23 *not be considered relevant to the non-disaster formula allo-*
24 *cations made pursuant to section 106 of the Housing and*
25 *Community Development Act of 1974 (42 U.S.C. 5306):*

1 *Provided further, That a State, unit of general local govern-*
2 *ment, or Indian tribe may use up to 5 percent of its alloca-*
3 *tion for administrative costs: Provided further, That the*
4 *first proviso under this heading in the Supplemental Ap-*
5 *propriations for Disaster Relief Requirements Act, 2018*
6 *(division I of Public Law 115–254) is amended by striking*
7 *“State or unit of general local government” and inserting*
8 *“State, unit of general local government, or Indian tribe*
9 *(as such term is defined in section 102 of the Housing and*
10 *Community Development Act of 1974 (42 U.S.C. 5302))”:*
11 *Provided further, That the sixth proviso under this heading*
12 *in the Supplemental Appropriations for Disaster Relief Re-*
13 *quirements Act, 2018 (division I of Public Law 115–254)*
14 *is amended by striking “State or subdivision thereof” and*
15 *inserting “State, unit of general local government, or In-*
16 *dian tribe (as such term is defined in section 102 of the*
17 *Housing and Community Development Act of 1974 (42*
18 *U.S.C. 5302))”:* *Provided further, That in administering*
19 *the funds under this heading, the Secretary of Housing and*
20 *Urban Development may waive, or specify alternative re-*
21 *quirements for, any provision of any statute or regulation*
22 *that the Secretary administers in connection with the obli-*
23 *gation by the Secretary or the use by the recipient of these*
24 *funds (except for requirements related to fair housing, non-*
25 *discrimination, labor standards, and the environment), if*

1 *the Secretary finds that good cause exists for the waiver*
2 *or alternative requirement and such waiver or alternative*
3 *requirement would not be inconsistent with the overall pur-*
4 *pose of title I of the Housing and Community Development*
5 *Act of 1974: Provided further, That, notwithstanding the*
6 *preceding proviso, recipients of funds provided under this*
7 *heading that use such funds to supplement Federal assist-*
8 *ance provided under section 402, 403, 404, 406, 407,*
9 *408(c)(4), or 502 of the Robert T. Stafford Disaster Relief*
10 *and Emergency Assistance Act (42 U.S.C. 5121 et seq.) may*
11 *adopt, without review or public comment, any environ-*
12 *mental review, approval, or permit performed by a Federal*
13 *agency, and such adoption shall satisfy the responsibilities*
14 *of the recipient with respect to such environmental review,*
15 *approval or permit: Provided further, That, notwith-*
16 *standing section 104(g)(2) of the Housing and Community*
17 *Development Act of 1974 (42 U.S.C. 5304(g)(2)), the Sec-*
18 *retary may, upon receipt of a request for release of funds*
19 *and certification, immediately approve the release of funds*
20 *for an activity or project assisted under this heading if the*
21 *recipient has adopted an environmental review, approval*
22 *or permit under the preceding proviso or the activity or*
23 *project is categorically excluded from review under the Na-*
24 *tional Environmental Policy Act of 1969 (42 U.S.C. 4321*
25 *et seq.): Provided further, That the Secretary shall publish*

1 *via notice in the Federal Register any waiver, or alternative*
2 *requirement, to any statute or regulation that the Secretary*
3 *administers pursuant to title I of the Housing and Commu-*
4 *nity Development Act of 1974 no later than 5 days before*
5 *the effective date of such waiver or alternative requirement:*
6 *Provided further, That of the amounts made available*
7 *under this heading, up to \$5,000,000 shall be made avail-*
8 *able for capacity building and technical assistance, includ-*
9 *ing assistance on contracting and procurement processes,*
10 *to support States, units of general local government, or In-*
11 *dian tribes (and their subrecipients) that receive allocations*
12 *pursuant to this heading, received disaster recovery alloca-*
13 *tions under the same heading in Public Law 115–254, or*
14 *may receive similar allocations for disaster recovery in fu-*
15 *ture appropriations Acts: Provided further, That of the*
16 *amounts made available under this heading and under the*
17 *same heading in Public Law 115–254, up to \$2,500,000*
18 *shall be transferred, in aggregate, to “Department of Hous-*
19 *ing and Urban Development—Program Office Salaries and*
20 *Expenses—Community Planning and Development” for*
21 *necessary costs, including information technology costs, of*
22 *administering and overseeing the obligation and expendi-*
23 *ture of amounts under this heading: Provided further, That*
24 *the amount specified in the preceding proviso shall be com-*
25 *bined with funds appropriated under the same heading and*

1 *for the same purpose in Public Law 115–254 and the aggre-*
2 *gate of such amounts shall be available for any of the same*
3 *such purposes specified under this heading or the same*
4 *heading in Public Law 115–254 without limitation: Pro-*
5 *vided further, That such amount is designated by the Con-*
6 *gress as being for an emergency requirement pursuant to*
7 *section 251(b)(2)(A)(i) of the Balanced Budget and Emer-*
8 *gency Deficit Control Act of 1985: Provided further, That*
9 *amounts repurposed under this heading that were pre-*
10 *viously designated by the Congress as an emergency require-*
11 *ment pursuant to the Balanced Budget and Emergency Def-*
12 *icit Control Act are designated by the Congress as an emer-*
13 *gency requirement pursuant to section 251(b)(2)(A)(i) of*
14 *the Balanced Budget and Emergency Deficit Control Act*
15 *of 1985.*

16 **GENERAL PROVISION—THIS TITLE**

17 *SEC. 1101. (a) Amounts previously made available for*
18 *activities authorized under title I of the Housing and Com-*
19 *munity Development Act of 1974 (42 U.S.C. 5301 et seq.)*
20 *related to disaster relief, long-term recovery, restoration of*
21 *infrastructure and housing, economic revitalization, and*
22 *mitigation in the most impacted and distressed areas re-*
23 *sulting from a major disaster, including funds provided*
24 *under section 145 of division C of Public Law 114–223,*
25 *section 192 of division C of Public Law 114–223 (as added*

1 *by section 101(3) of division A of Public Law 114–254),*
2 *section 421 of division K of Public Law 115–31, and any*
3 *mitigation funding provided under the heading “Depart-*
4 *ment of Housing and Urban Development—Community*
5 *Planning and Development—Community Development*
6 *Fund” of Public Law 115–123, that were allocated in re-*
7 *sponse to Hurricane Matthew, may be used interchangeably*
8 *and without limitation for the same activities in the most*
9 *impacted and distressed areas related to Hurricane Flor-*
10 *ence. In addition, any funds provided under the heading*
11 *“Department of Housing and Urban Development—Com-*
12 *munity Planning and Development—Community Develop-*
13 *ment Fund” in this Act or in division I of Public Law*
14 *115–254 that are allocated in response to Hurricane Flor-*
15 *ence may be used interchangeably and without limitation*
16 *for the same activities in the most impacted and distressed*
17 *areas related to Hurricane Matthew. Until HUD publishes*
18 *the Federal Register Notice implementing this provision,*
19 *grantees may submit for HUD approval revised plans for*
20 *the use of funds related to Hurricane Matthew that expand*
21 *the eligible beneficiaries of existing programs contained in*
22 *such previously approved plans to include those impacted*
23 *by Hurricane Florence. Approval of any such revised plans*
24 *shall include the execution of revised grant terms and condi-*
25 *tions as necessary. Once the implementing Notice is pub-*

1 lished, any additional action plan revisions shall follow the
2 requirements contained therein.

3 (b) Amounts made available for administrative costs
4 for activities authorized under title I of the Housing and
5 Community Development Act of 1974 (42 U.S.C. 5301 et
6 seq.) related to disaster relief, long-term recovery, restora-
7 tion of infrastructure and housing, economic revitalization,
8 and mitigation in the most impacted and distressed areas
9 under this Act or any future Act, and amounts previously
10 provided under section 420 of division L of Public Law
11 114–113, section 145 of division C of Public Law 114–223,
12 section 192 of division C of Public Law 114–223 (as added
13 by section 101(3) of division A of Public Law 114–254),
14 section 421 of division K of Public Law 115–31, and under
15 the heading “Department of Housing and Urban Develop-
16 ment—Community Planning and Development—Communi-
17 ty Development Fund” of division B of Public Law 115–
18 56, Public Law 115–123, and Public Law 115–254, shall
19 be available for eligible administrative costs of the grantee
20 related to any disaster relief funding identified in this sub-
21 section without regard to the particular disaster appropria-
22 tion from which such funds originated.

23 (c) The additional uses pursuant to this section for
24 amounts that were previously designated by the Congress,
25 respectively, as an emergency requirement or as being for

1 *disaster relief pursuant to the Balanced Budget and Emer-*
2 *gency Deficit Control Act are designated by the Congress*
3 *as being for an emergency requirement pursuant to section*
4 *251(b)(2)(A)(i) of the Balanced Budget and Emergency*
5 *Deficit Control Act of 1985 or as being for disaster relief*
6 *pursuant to section 251(b)(2)(D) of the Balanced Budget*
7 *and Emergency Deficit Control Act of 1985.*

8 *SEC. 1102. Of all amounts made available for mitiga-*
9 *tion activities under the heading “Department of Housing*
10 *and Urban Development—Community Development Fund”*
11 *in Public Law 115–123, the Secretary shall publish in the*
12 *Federal Register the allocations to all eligible grantees, and*
13 *the necessary administrative requirements applicable to*
14 *such allocations within 90 days after enactment of this Act:*

15 *(1) For any plans or amendments addressing the*
16 *use of any funds provided under Public Law 115–123*
17 *and received by the Secretary prior to December 22,*
18 *2018, the Secretary shall review pending amendments*
19 *within 15 days of enactment of this Act and pending*
20 *plans within 30 days of enactment of this Act;*

21 *(2) After the date of enactment of this Act, the*
22 *Secretary may not apply the statutory waiver or al-*
23 *ternative requirement authority provided by Public*
24 *Law 115–123 to extend or otherwise alter existing*

1 *statutory and regulatory provisions governing the*
2 *timeline for review of required grantee plans:*
3 *Provided, That any amounts allocated pursuant to this sec-*
4 *tion to any such grantee shall not be available for draw*
5 *down and expenditure by a grantee that has entered into*
6 *alternative procedures under section 428 of the Stafford Act*
7 *as of the date of enactment of this Act until such grantee*
8 *has reached a final agreement on all fixed cost estimates*
9 *within the timeline provided by the Federal Emergency*
10 *Management Agency: Provided further, That prior to mak-*
11 *ing any grant of funds allocated pursuant to this section,*
12 *the Secretary must receive from the grantee information*
13 *that allows the Secretary to certify that such grantee has*
14 *in place proficient financial controls and procurement*
15 *processes and has established adequate procedures to prevent*
16 *any duplication of benefits as defined by section 312 of the*
17 *Robert T. Stafford Disaster Relief and Emergency Assist-*
18 *ance Act (42 U.S.C. 5155), to ensure timely expenditure*
19 *of funds, to maintain comprehensive websites regarding all*
20 *disaster recovery activities assisted with these funds, and*
21 *to detect and prevent waste, fraud, and abuse of funds: Pro-*
22 *vided further, That amounts repurposed under this heading*
23 *that were previously designated by the Congress as an emer-*
24 *gency requirement pursuant to the Balanced Budget and*
25 *Emergency Deficit Control Act of 1985 are designated by*

1 *the Congress as an emergency requirement pursuant to sec-*
2 *tion 251(b)(2)(A)(i) of the Balanced Budget and Emergency*
3 *Deficit Control Act of 1985.*

4 *TITLE XII*

5 *GENERAL PROVISIONS—THIS ACT*

6 *SEC. 1201. Each amount appropriated or made avail-*
7 *able by this Act is in addition to amounts otherwise appro-*
8 *riated for the fiscal year involved.*

9 *SEC. 1202. No part of any appropriation contained*
10 *in this Act shall remain available for obligation beyond the*
11 *current fiscal year unless expressly so provided herein.*

12 *SEC. 1203. Unless otherwise provided for by this Act,*
13 *the additional amounts appropriated by this Act to appro-*
14 *priations accounts shall be available under the authorities*
15 *and conditions applicable to such appropriations accounts*
16 *for fiscal year 2019.*

17 *SEC. 1204. Each amount designated in this Act by the*
18 *Congress as being for an emergency requirement pursuant*
19 *to section 251(b)(2)(A)(i) of the Balanced Budget and*
20 *Emergency Deficit Control Act of 1985 shall be available*
21 *(or rescinded or transferred, if applicable) only if the Presi-*
22 *dent subsequently so designates all such amounts and trans-*
23 *mits such designations to the Congress.*

24 *SEC. 1205. For purposes of this Act, the consequences*
25 *or impacts of any hurricane shall include damages caused*

1 *by the storm at any time during the entirety of its duration*
2 *as a cyclone, as defined by the National Hurricane Center.*

3 *SEC. 1206. Any amount appropriated by this Act, des-*
4 *ignated by the Congress as an emergency requirement pur-*
5 *suant to section 251(b)(2)(A)(i) of the Balanced Budget and*
6 *Emergency Deficit Control Act of 1985 and subsequently*
7 *so designated by the President, and transferred pursuant*
8 *to transfer authorities provided by this Act shall retain such*
9 *designation.*

10 *SEC. 1207. (a) Section 1309(a) of the National Flood*
11 *Insurance Act of 1968 (42 U.S.C. 4016(a)) is amended by*
12 *striking “May 31, 2019” and inserting “September 30,*
13 *2019”.*

14 *(b) Section 1319 of the National Flood Insurance Act*
15 *of 1968 (42 U.S.C. 4026) is amended by striking “May 31,*
16 *2019” and inserting “September 30, 2019”.*

17 *(c) If this Act is enacted after May 31, 2019, the*
18 *amendments made by subsections (a) and (b) shall take ef-*
19 *fect as if enacted on May 31, 2019.*

20 *This Act may be cited as the “Additional Supple-*
21 *mental Appropriations for Disaster Relief Act, 2019”.*

Attest:

Secretary.

116TH CONGRESS
1ST SESSION

H.R. 2157

AMENDMENT