

119TH CONGRESS  
2D SESSION

**H.R.** \_\_\_\_\_

Making further consolidated appropriations for the fiscal year ending  
September 30, 2026, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

JANUARY \_\_\_\_, 2026

Mr. COLE introduced the following bill; which was referred to the Committee  
on Appropriations

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**A BILL**

Making further consolidated appropriations for the fiscal year  
ending September 30, 2026, and for other purposes.

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

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Consolidated Appro-

5       priations Act, 2026”.

6       **SEC. 2. TABLE OF CONTENTS.**

- Sec. 1. Short title.
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DIVISION A—DEPARTMENT OF DEFENSE APPROPRIATIONS ACT,  
2026

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DIVISION E—AUTHORIZING EXTENDERS AND TECHNICAL CORRECTIONS

DIVISION F—HEALTH CARE EXTENDERS

**1 SEC. 3. REFERENCES.**

2       Except as expressly provided otherwise, any reference  
3 to “this Act” contained in any division of this Act shall  
4 be treated as referring only to the provisions of that divi-  
5 sion.

1 **SEC. 4. EXPLANATORY STATEMENT.**

2       The explanatory statement regarding this Act, print-  
3 ed in the House section of the Congressional Record on  
4 or about January 21, 2026, and submitted by the chair  
5 of the Committee on Appropriations of the House, shall  
6 have the same effect with respect to the allocation of funds  
7 and implementation of divisions A through D of this Act  
8 as if it were a joint explanatory statement of a committee  
9 of conference.

10 **SEC. 5. STATEMENT OF APPROPRIATIONS.**

11       The following sums in this Act are appropriated, out  
12 of any money in the Treasury not otherwise appropriated,  
13 for the fiscal year ending September 30, 2026.

1 **DIVISION A—DEPARTMENT OF DEFENSE**  
2 **APPROPRIATIONS ACT, 2026**

3 TITLE I

4 MILITARY PERSONNEL

5 MILITARY PERSONNEL, ARMY

6 For pay, allowances, individual clothing, subsistence,  
7 interest on deposits, gratuities, permanent change of sta-  
8 tion travel (including all expenses thereof for organiza-  
9 tional movements), and expenses of temporary duty travel  
10 between permanent duty stations, for members of the  
11 Army on active duty (except members of reserve compo-  
12 nents provided for elsewhere), cadets, and aviation cadets;  
13 for members of the Reserve Officers' Training Corps; and  
14 for payments pursuant to section 156 of Public Law 97–  
15 377, as amended (42 U.S.C. 402 note), and to the Depart-  
16 ment of Defense Military Retirement Fund,  
17 \$54,538,366,000.

18 MILITARY PERSONNEL, NAVY

19 For pay, allowances, individual clothing, subsistence,  
20 interest on deposits, gratuities, permanent change of sta-  
21 tion travel (including all expenses thereof for organiza-  
22 tional movements), and expenses of temporary duty travel  
23 between permanent duty stations, for members of the  
24 Navy on active duty (except members of the Reserve pro-  
25 vided for elsewhere), midshipmen, and aviation cadets; for

1 members of the Reserve Officers' Training Corps; and for  
2 payments pursuant to section 156 of Public Law 97-377,  
3 as amended (42 U.S.C. 402 note), and to the Department  
4 of Defense Military Retirement Fund, \$40,544,559,000.

5           MILITARY PERSONNEL, MARINE CORPS

6           For pay, allowances, individual clothing, subsistence,  
7 interest on deposits, gratuities, permanent change of sta-  
8 tion travel (including all expenses thereof for organiza-  
9 tional movements), and expenses of temporary duty travel  
10 between permanent duty stations, for members of the Ma-  
11 rine Corps on active duty (except members of the Reserve  
12 provided for elsewhere); and for payments pursuant to sec-  
13 tion 156 of Public Law 97-377, as amended (42 U.S.C.  
14 402 note), and to the Department of Defense Military Re-  
15 tirement Fund, \$16,990,389,000.

16           MILITARY PERSONNEL, AIR FORCE

17           For pay, allowances, individual clothing, subsistence,  
18 interest on deposits, gratuities, permanent change of sta-  
19 tion travel (including all expenses thereof for organiza-  
20 tional movements), and expenses of temporary duty travel  
21 between permanent duty stations, for members of the Air  
22 Force on active duty (except members of reserve compo-  
23 nents provided for elsewhere), cadets, and aviation cadets;  
24 for members of the Reserve Officers' Training Corps; and  
25 for payments pursuant to section 156 of Public Law 97-

1 377, as amended (42 U.S.C. 402 note), and to the Depart-  
2 ment of Defense Military Retirement Fund,  
3 \$38,768,392,000.

4           MILITARY PERSONNEL, SPACE FORCE

5       For pay, allowances, individual clothing, subsistence,  
6 interest on deposits, gratuities, permanent change of sta-  
7 tion travel (including all expenses thereof for organiza-  
8 tional movements), and expenses of temporary duty travel  
9 between permanent duty stations, for members of the  
10 Space Force on duty as described in section 20108 of title  
11 10, United States Code and cadets; for members of the  
12 Reserve Officers' Training Corps; for expenses authorized  
13 by section 16131 of title 10, United States Code; and for  
14 payments pursuant to section 156 of Public Law 97-377,  
15 as amended (42 U.S.C. 402 note), and to the Department  
16 of Defense Military Retirement Fund, \$1,494,342,000.

17           RESERVE PERSONNEL, ARMY

18       For pay, allowances, clothing, subsistence, gratuities,  
19 travel, and related expenses for personnel of the Army Re-  
20 serve on active duty under sections 10211, 10302, and  
21 7038 of title 10, United States Code, or while serving on  
22 active duty under section 12301(d) of title 10, United  
23 States Code, in connection with performing duty specified  
24 in section 12310(a) of title 10, United States Code, or  
25 while undergoing reserve training, or while performing

1 drills or equivalent duty or other duty, and expenses au-  
2 thorized by section 16131 of title 10, United States Code;  
3 and for payments to the Department of Defense Military  
4 Retirement Fund, \$5,733,696,000.

5 RESERVE PERSONNEL, NAVY

6 For pay, allowances, clothing, subsistence, gratuities,  
7 travel, and related expenses for personnel of the Navy Re-  
8 serve on active duty under section 10211 of title 10,  
9 United States Code, or while serving on active duty under  
10 section 12301(d) of title 10, United States Code, in con-  
11 nection with performing duty specified in section 12310(a)  
12 of title 10, United States Code, or while undergoing re-  
13 serve training, or while performing drills or equivalent  
14 duty, and expenses authorized by section 16131 of title  
15 10, United States Code; and for payments to the Depart-  
16 ment of Defense Military Retirement Fund,  
17 \$2,712,359,000.

18 RESERVE PERSONNEL, MARINE CORPS

19 For pay, allowances, clothing, subsistence, gratuities,  
20 travel, and related expenses for personnel of the Marine  
21 Corps Reserve on active duty under section 10211 of title  
22 10, United States Code, or while serving on active duty  
23 under section 12301(d) of title 10, United States Code,  
24 in connection with performing duty specified in section  
25 12310(a) of title 10, United States Code, or while under-

1 going reserve training, or while performing drills or equiv-  
2 alent duty, and for members of the Marine Corps platoon  
3 leaders class, and expenses authorized by section 16131  
4 of title 10, United States Code; and for payments to the  
5 Department of Defense Military Retirement Fund,  
6 \$1,002,925,000.

7                   RESERVE PERSONNEL, AIR FORCE

8           For pay, allowances, clothing, subsistence, gratuities,  
9 travel, and related expenses for personnel of the Air Force  
10 Reserve on active duty under sections 10211, 10305, and  
11 9038 of title 10, United States Code, or while serving on  
12 active duty under section 12301(d) of title 10, United  
13 States Code, in connection with performing duty specified  
14 in section 12310(a) of title 10, United States Code, or  
15 while undergoing reserve training, or while performing  
16 drills or equivalent duty or other duty, and expenses au-  
17 thorized by section 16131 of title 10, United States Code;  
18 and for payments to the Department of Defense Military  
19 Retirement Fund, \$2,701,115,000.

20                   NATIONAL GUARD PERSONNEL, ARMY

21           For pay, allowances, clothing, subsistence, gratuities,  
22 travel, and related expenses for personnel of the Army Na-  
23 tional Guard while on duty under sections 10211, 10302,  
24 or 12402 of title 10 or section 708 of title 32, United  
25 States Code, or while serving on duty under section

1 12301(d) of title 10 or section 502(f) of title 32, United  
2 States Code, in connection with performing duty specified  
3 in section 12310(a) of title 10, United States Code, or  
4 while undergoing training, or while performing drills or  
5 equivalent duty or other duty, and expenses authorized by  
6 section 16131 of title 10, United States Code; and for pay-  
7 ments to the Department of Defense Military Retirement  
8 Fund, \$10,476,992,000.

9 NATIONAL GUARD PERSONNEL, AIR FORCE

10 For pay, allowances, clothing, subsistence, gratuities,  
11 travel, and related expenses for personnel of the Air Na-  
12 tional Guard on duty under sections 10211, 10305, or  
13 12402 of title 10 or section 708 of title 32, United States  
14 Code, or while serving on duty under section 12301(d) of  
15 title 10 or section 502(f) of title 32, United States Code,  
16 in connection with performing duty specified in section  
17 12310(a) of title 10, United States Code, or while under-  
18 going training, or while performing drills or equivalent  
19 duty or other duty, and expenses authorized by section  
20 16131 of title 10, United States Code; and for payments  
21 to the Department of Defense Military Retirement Fund,  
22 \$5,467,187,000.

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

4 For expenses, not otherwise provided for, necessary  
5 for the operation and maintenance of the Army, as author-  
6 ized by law, \$58,249,178,000: *Provided*, That not to ex-  
7 ceed \$12,478,000 may be used for emergencies and ex-  
8 traordinary expenses, to be expended upon the approval  
9 or authority of the Secretary of the Army, and payments  
10 may be made upon the Secretary's certificate of necessity  
11 for confidential military purposes.

12 OPERATION AND MAINTENANCE, NAVY

13 For expenses, not otherwise provided for, necessary  
14 for the operation and maintenance of the Navy and the  
15 Marine Corps, as authorized by law, \$74,723,177,000:  
16 *Provided*, That not to exceed \$15,055,000 may be used  
17 for emergencies and extraordinary expenses, to be ex-  
18 pended upon the approval or authority of the Secretary  
19 of the Navy, and payments may be made upon the Sec-  
20 retary's certificate of necessity for confidential military  
21 purposes.

22 OPERATION AND MAINTENANCE, MARINE CORPS

23 For expenses, not otherwise provided for, necessary  
24 for the operation and maintenance of the Marine Corps,  
25 as authorized by law, \$10,983,917,000.

## 1 OPERATION AND MAINTENANCE, AIR FORCE

2 For expenses, not otherwise provided for, necessary  
3 for the operation and maintenance of the Air Force, as  
4 authorized by law, \$61,542,591,000: *Provided*, That not  
5 to exceed \$8,238,000 may be used for emergencies and  
6 extraordinary expenses, to be expended upon the approval  
7 or authority of the Secretary of the Air Force, and pay-  
8 ments may be made upon the Secretary's certificate of ne-  
9 cessity for confidential military purposes.

## 10 OPERATION AND MAINTENANCE, SPACE FORCE

11 For expenses, not otherwise provided for, necessary  
12 for the operation and maintenance of the Space Force, as  
13 authorized by law, \$5,687,748,000.

## 14 OPERATION AND MAINTENANCE, DEFENSE-WIDE

15 (INCLUDING TRANSFER OF FUNDS)

16 For expenses, not otherwise provided for, necessary  
17 for the operation and maintenance of activities and agen-  
18 cies of the Department of Defense (other than the military  
19 departments), as authorized by law, \$56,089,818,000:  
20 *Provided*, That not more than \$2,981,000 may be used  
21 for the Combatant Commander Initiative Fund authorized  
22 under section 166a of title 10, United States Code: *Pro-*  
23 *vided further*, That not to exceed \$36,000,000 may be  
24 used for emergencies and extraordinary expenses, to be ex-  
25 pended upon the approval or authority of the Secretary

1 of Defense, and payments may be made upon the Sec-  
2 retary's certificate of necessity for confidential military  
3 purposes: *Provided further*, That of the funds provided  
4 under this heading, not less than \$60,000,000 shall be  
5 made available for the APEX Accelerators, of which not  
6 less than \$5,000,000 shall be available for centers with  
7 eligible entities defined in 10 U.S.C. 4951(1)(D): *Provided*  
8 *further*, That none of the funds appropriated or otherwise  
9 made available by this Act may be used to plan or imple-  
10 ment the consolidation or elimination of a budget or ap-  
11 propriations liaison office of the Office of the Secretary  
12 of Defense, the office of the Secretary of a military depart-  
13 ment, or the service headquarters of one of the Armed  
14 Forces into a legislative affairs or legislative liaison office:  
15 *Provided further*, That of the funds provided under this  
16 heading, not less than \$86,500,000 shall be made avail-  
17 able to the Defense Information Systems Agency for De-  
18 fense Agencies and Field Activities network optimization  
19 and transition costs: *Provided further*, That of the funds  
20 provided under this heading, \$3,121,000, to remain avail-  
21 able until September 30, 2027, shall be available only for  
22 expenses relating to certain classified activities: *Provided*  
23 *further*, That of the funds provided under this heading,  
24 \$27,693,000, to remain available until expended, shall be  
25 available only for expenses relating to certain classified ac-

1 tivities, and may be transferred as necessary by the Sec-  
2 retary of Defense to operation and maintenance appro-  
3 priations or research, development, test and evaluation ap-  
4 propriations, to be merged with and to be available for  
5 the same time period as the appropriations to which trans-  
6 ferred: *Provided further*, That any ceiling on the invest-  
7 ment item unit cost of items that may be purchased with  
8 operation and maintenance funds shall not apply to the  
9 funds described in the preceding proviso: *Provided further*,  
10 That of the funds provided under this heading,  
11 \$3,673,457,000, of which \$1,499,808,000, to remain  
12 available until September 30, 2027, shall be available to  
13 provide support and assistance to foreign security forces  
14 or other groups or individuals to conduct, support or facili-  
15 tate counterterrorism, crisis response, or other Depart-  
16 ment of Defense security cooperation programs: *Provided*  
17 *further*, That the Secretary of Defense shall provide quar-  
18 terly reports to the Committees on Appropriations of the  
19 House of Representatives and the Senate on the use and  
20 status of funds made available in this paragraph: *Provided*  
21 *further*, That the transfer authority provided under this  
22 heading is in addition to any other transfer authority pro-  
23 vided elsewhere in this Act.

## 1 COUNTER-ISIS TRAIN AND EQUIP FUND

2 For the “Counter-Islamic State of Iraq and Syria  
3 Train and Equip Fund”, \$342,516,000, to remain avail-  
4 able until September 30, 2027: *Provided*, That such funds  
5 shall be available to the Secretary of Defense in coordina-  
6 tion with the Secretary of State, to provide assistance, in-  
7 cluding training; equipment; logistics support, supplies,  
8 and services; stipends; infrastructure repair and renova-  
9 tion; construction for facility fortification and humane  
10 treatment; and sustainment, to foreign security forces, ir-  
11 regular forces, groups, or individuals participating, or pre-  
12 paring to participate in activities to counter the Islamic  
13 State of Iraq and Syria, and their affiliated or associated  
14 groups: *Provided further*, That amounts made available  
15 under this heading shall be available to provide assistance  
16 only for activities in a country designated by the Secretary  
17 of Defense, in coordination with the Secretary of State,  
18 as having a security mission to counter the Islamic State  
19 of Iraq and Syria, and following written notification to the  
20 congressional defense committees of such designation:  
21 *Provided further*, That the Secretary of Defense shall en-  
22 sure that prior to providing assistance to elements of any  
23 forces or individuals, such elements or individuals are ap-  
24 propriately vetted, including at a minimum, assessing such  
25 elements for associations with terrorist groups or groups

1 associated with the Government of Iran; and receiving  
2 commitments from such elements to promote respect for  
3 human rights and the rule of law: *Provided further*, That  
4 the Secretary of Defense shall, not fewer than 15 days  
5 prior to obligating from this appropriation account, notify  
6 the congressional defense committees in writing of the de-  
7 tails of any such obligation: *Provided further*, That the  
8 Secretary of Defense may accept and retain contributions,  
9 including assistance in-kind, from foreign governments,  
10 including the Government of Iraq and other entities, to  
11 carry out assistance authorized under this heading: *Pro-*  
12 *vided further*, That contributions of funds for the purposes  
13 provided herein from any foreign government or other en-  
14 tity may be credited to this Fund, to remain available until  
15 expended, and used for such purposes: *Provided further*,  
16 That the Secretary of Defense shall prioritize such con-  
17 tributions when providing any assistance for construction  
18 for facility fortification: *Provided further*, That the Sec-  
19 retary of Defense may waive a provision of law relating  
20 to the acquisition of items and support services or sections  
21 40 and 40A of the Arms Export Control Act (22 U.S.C.  
22 2780 and 2785) if the Secretary determines that such pro-  
23 vision of law would prohibit, restrict, delay or otherwise  
24 limit the provision of such assistance and a notice of and  
25 justification for such waiver is submitted to the congress-

1 sional defense committees, the Committees on Appropria-  
2 tions and Foreign Relations of the Senate and the Com-  
3 mittees on Appropriations and Foreign Affairs of the  
4 House of Representatives: *Provided further*, That the  
5 United States may accept equipment procured using funds  
6 provided under this heading, or under the heading, “Iraq  
7 Train and Equip Fund” in prior Acts, that was trans-  
8 ferred to security forces, irregular forces, or groups par-  
9 ticipating, or preparing to participate in activities to  
10 counter the Islamic State of Iraq and Syria and returned  
11 by such forces or groups to the United States, and such  
12 equipment may be treated as stocks of the Department  
13 of Defense upon written notification to the congressional  
14 defense committees: *Provided further*, That equipment  
15 procured using funds provided under this heading, or  
16 under the heading, “Iraq Train and Equip Fund” in prior  
17 Acts, and not yet transferred to security forces, irregular  
18 forces, or groups participating, or preparing to participate  
19 in activities to counter the Islamic State of Iraq and Syria  
20 may be treated as stocks of the Department of Defense  
21 when determined by the Secretary to no longer be required  
22 for transfer to such forces or groups and upon written  
23 notification to the congressional defense committees: *Pro-*  
24 *vided further*, That none of the funds made available under  
25 this heading may be used to procure or transfer man-port-

1 able air defense systems: *Provided further*, That the Sec-  
2 retary of Defense shall provide quarterly reports to the  
3 congressional defense committees on the use of funds pro-  
4 vided under this heading, including, but not limited to,  
5 the number of individuals trained, the nature and scope  
6 of support and sustainment provided to each group or in-  
7 dividual, the area of operations for each group, and the  
8 contributions of other countries, groups, or individuals.

9 OPERATION AND MAINTENANCE, ARMY RESERVE

10 For expenses, not otherwise provided for, necessary  
11 for the operation and maintenance, including training, or-  
12 ganization, and administration, of the Army Reserve; re-  
13 pair of facilities and equipment; hire of passenger motor  
14 vehicles; travel and transportation; care of the dead; re-  
15 cruiting; procurement of services, supplies, and equip-  
16 ment; and communications, \$3,258,861,000.

17 OPERATION AND MAINTENANCE, NAVY RESERVE

18 For expenses, not otherwise provided for, necessary  
19 for the operation and maintenance, including training, or-  
20 ganization, and administration, of the Navy Reserve; re-  
21 pair of facilities and equipment; hire of passenger motor  
22 vehicles; travel and transportation; care of the dead; re-  
23 cruiting; procurement of services, supplies, and equip-  
24 ment; and communications, \$1,421,774,000.

## 1 OPERATION AND MAINTENANCE, MARINE CORPS

## 2 RESERVE

3 For expenses, not otherwise provided for, necessary  
4 for the operation and maintenance, including training, or-  
5 ganization, and administration, of the Marine Corps Re-  
6 serve; repair of facilities and equipment; hire of passenger  
7 motor vehicles; travel and transportation; care of the dead;  
8 recruiting; procurement of services, supplies, and equip-  
9 ment; and communications, \$319,941,000.

## 10 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

11 For expenses, not otherwise provided for, necessary  
12 for the operation and maintenance, including training, or-  
13 ganization, and administration, of the Air Force Reserve;  
14 repair of facilities and equipment; hire of passenger motor  
15 vehicles; travel and transportation; care of the dead; re-  
16 cruiting; procurement of services, supplies, and equip-  
17 ment; and communications, \$4,246,342,000.

## 18 OPERATION AND MAINTENANCE, ARMY NATIONAL

## 19 GUARD

20 For expenses of training, organizing, and admin-  
21 istering the Army National Guard, including medical and  
22 hospital treatment and related expenses in non-Federal  
23 hospitals; maintenance, operation, and repairs to struc-  
24 tures and facilities; hire of passenger motor vehicles; per-  
25 sonnel services in the National Guard Bureau; travel ex-

1 penses (other than mileage), as authorized by law for  
2 Army personnel on active duty, for Army National Guard  
3 division, regimental, and battalion commanders while in-  
4 specting units in compliance with National Guard Bureau  
5 regulations when specifically authorized by the Chief, Na-  
6 tional Guard Bureau; supplying and equipping the Army  
7 National Guard as authorized by law; and expenses of re-  
8 pair, modification, maintenance, and issue of supplies and  
9 equipment (including aircraft), \$8,578,238,000.

10 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

11 For expenses of training, organizing, and admin-  
12 istering the Air National Guard, including medical and  
13 hospital treatment and related expenses in non-Federal  
14 hospitals; maintenance, operation, and repairs to struc-  
15 tures and facilities; transportation of things, hire of pas-  
16 senger motor vehicles; supplying and equipping the Air  
17 National Guard, as authorized by law; expenses for repair,  
18 modification, maintenance, and issue of supplies and  
19 equipment, including those furnished from stocks under  
20 the control of agencies of the Department of Defense;  
21 travel expenses (other than mileage) on the same basis as  
22 authorized by law for Air National Guard personnel on  
23 active Federal duty, for Air National Guard commanders  
24 while inspecting units in compliance with National Guard

1 Bureau regulations when specifically authorized by the  
2 Chief, National Guard Bureau, \$7,267,399,000.

3 UNITED STATES COURT OF APPEALS FOR THE ARMED  
4 FORCES

5 For salaries and expenses necessary for the United  
6 States Court of Appeals for the Armed Forces,  
7 \$21,243,000, of which not to exceed \$10,000 may be used  
8 for official representation purposes.

9 ENVIRONMENTAL RESTORATION, ARMY  
10 (INCLUDING TRANSFER OF FUNDS)

11 For the Department of the Army, \$190,870,000, to  
12 remain available until transferred: *Provided*, That the Sec-  
13 retary of the Army shall, upon determining that such  
14 funds are required for environmental restoration, reduc-  
15 tion and recycling of hazardous waste, removal of unsafe  
16 buildings and debris of the Department of the Army, or  
17 for similar purposes, transfer the funds made available by  
18 this appropriation to other appropriations made available  
19 to the Department of the Army, to be merged with and  
20 to be available for the same purposes and for the same  
21 time period as the appropriations to which transferred:  
22 *Provided further*, That upon a determination that all or  
23 part of the funds transferred from this appropriation are  
24 not necessary for the purposes provided herein, such  
25 amounts may be transferred back to this appropriation:

1 *Provided further*, That the transfer authority provided  
2 under this heading is in addition to any other transfer au-  
3 thority provided elsewhere in this Act.

4 ENVIRONMENTAL RESTORATION, NAVY  
5 (INCLUDING TRANSFER OF FUNDS)

6 For the Department of the Navy, \$368,949,000, to  
7 remain available until transferred: *Provided*, That the Sec-  
8 retary of the Navy shall, upon determining that such  
9 funds are required for environmental restoration, reduc-  
10 tion and recycling of hazardous waste, removal of unsafe  
11 buildings and debris of the Department of the Navy, or  
12 for similar purposes, transfer the funds made available by  
13 this appropriation to other appropriations made available  
14 to the Department of the Navy, to be merged with and  
15 to be available for the same purposes and for the same  
16 time period as the appropriations to which transferred:  
17 *Provided further*, That upon a determination that all or  
18 part of the funds transferred from this appropriation are  
19 not necessary for the purposes provided herein, such  
20 amounts may be transferred back to this appropriation:  
21 *Provided further*, That the transfer authority provided  
22 under this heading is in addition to any other transfer au-  
23 thority provided elsewhere in this Act.

## 1 ENVIRONMENTAL RESTORATION, AIR FORCE

2 (INCLUDING TRANSFER OF FUNDS)

3 For the Department of the Air Force, \$396,149,000,  
4 to remain available until transferred: *Provided*, That the  
5 Secretary of the Air Force shall, upon determining that  
6 such funds are required for environmental restoration, re-  
7 duction and recycling of hazardous waste, removal of un-  
8 safe buildings and debris of the Department of the Air  
9 Force, or for similar purposes, transfer the funds made  
10 available by this appropriation to other appropriations  
11 made available to the Department of the Air Force, to be  
12 merged with and to be available for the same purposes  
13 and for the same time period as the appropriations to  
14 which transferred: *Provided further*, That upon a deter-  
15 mination that all or part of the funds transferred from  
16 this appropriation are not necessary for the purposes pro-  
17 vided herein, such amounts may be transferred back to  
18 this appropriation: *Provided further*, That the transfer au-  
19 thority provided under this heading is in addition to any  
20 other transfer authority provided elsewhere in this Act.

## 21 ENVIRONMENTAL RESTORATION, DEFENSE-WIDE

22 (INCLUDING TRANSFER OF FUNDS)

23 For the Department of Defense, \$8,885,000, to re-  
24 main available until transferred: *Provided*, That the Sec-  
25 retary of Defense shall, upon determining that such funds

1 are required for environmental restoration, reduction and  
2 recycling of hazardous waste, removal of unsafe buildings  
3 and debris of the Department of Defense, or for similar  
4 purposes, transfer the funds made available by this appro-  
5 priation to other appropriations made available to the De-  
6 partment of Defense, to be merged with and to be avail-  
7 able for the same purposes and for the same time period  
8 as the appropriations to which transferred: *Provided fur-*  
9 *ther*, That upon a determination that all or part of the  
10 funds transferred from this appropriation are not nec-  
11 essary for the purposes provided herein, such amounts  
12 may be transferred back to this appropriation: *Provided*  
13 *further*, That the transfer authority provided under this  
14 heading is in addition to any other transfer authority pro-  
15 vided elsewhere in this Act.

16 ENVIRONMENTAL RESTORATION, FORMERLY USED  
17 DEFENSE SITES  
18 (INCLUDING TRANSFER OF FUNDS)

19 For the Department of the Army, \$235,156,000, to  
20 remain available until transferred: *Provided*, That the Sec-  
21 retary of the Army shall, upon determining that such  
22 funds are required for environmental restoration, reduc-  
23 tion and recycling of hazardous waste, removal of unsafe  
24 buildings and debris at sites formerly used by the Depart-  
25 ment of Defense, transfer the funds made available by this

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

12 OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID

13 For expenses relating to the Overseas Humanitarian,  
14 Disaster, and Civic Aid programs of the Department of  
15 Defense (consisting of the programs provided under sec-  
16 tions 401, 402, 404, 407, 2557, and 2561 of title 10,  
17 United States Code), \$100,793,000, to remain available  
18 until September 30, 2027.

19 COOPERATIVE THREAT REDUCTION ACCOUNT

20 For assistance, including assistance provided by con-  
21 tract or by grants, under programs and activities of the  
22 Department of Defense Cooperative Threat Reduction  
23 Program authorized under the Department of Defense Co-  
24 operative Threat Reduction Act, \$282,830,000, to remain  
25 available until September 30, 2028.

1 DEPARTMENT OF DEFENSE ACQUISITION WORKFORCE  
2 DEVELOPMENT ACCOUNT

3 For the Department of Defense Acquisition Work-  
4 force Development Account, \$50,846,000: *Provided*, That  
5 no other amounts may be otherwise credited or transferred  
6 to the Account, or deposited into the Account, in fiscal  
7 year 2026 pursuant to section 1705(d) of title 10, United  
8 States Code.

1 TITLE III  
2 PROCUREMENT  
3 AIRCRAFT PROCUREMENT, ARMY

4 For construction, procurement, production, modifica-  
5 tion, and modernization of aircraft, equipment, including  
6 ordnance, ground handling equipment, spare parts, and  
7 accessories therefor; specialized equipment and training  
8 devices; expansion of public and private plants, including  
9 the land necessary therefor, for the foregoing purposes,  
10 and such lands and interests therein, may be acquired,  
11 and construction prosecuted thereon prior to approval of  
12 title; and procurement and installation of equipment, ap-  
13 pliances, and machine tools in public and private plants;  
14 reserve plant and Government and contractor-owned  
15 equipment layaway; and other expenses necessary for the  
16 foregoing purposes, \$3,625,324,000, to remain available  
17 for obligation until September 30, 2028.

18 MISSILE PROCUREMENT, ARMY

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



## 1                   PROCUREMENT OF AMMUNITION, ARMY

2           For construction, procurement, production, and  
3 modification of ammunition, and accessories therefor; spe-  
4 cialized equipment and training devices; expansion of pub-  
5 lic and private plants, including ammunition facilities, au-  
6 thorized by section 2854 of title 10, United States Code,  
7 and the land necessary therefor, for the foregoing pur-  
8 poses, and such lands and interests therein, may be ac-  
9 quired, and construction prosecuted thereon prior to ap-  
10 proval of title; and procurement and installation of equip-  
11 ment, appliances, and machine tools in public and private  
12 plants; reserve plant and Government and contractor-  
13 owned equipment layaway; and other expenses necessary  
14 for the foregoing purposes, \$4,576,705,000, to remain  
15 available for obligation until September 30, 2028.

## 16                   OTHER PROCUREMENT, ARMY

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

1 therein, may be acquired, and construction prosecuted  
2 thereon prior to approval of title; and procurement and  
3 installation of equipment, appliances, and machine tools  
4 in public and private plants; reserve plant and Govern-  
5 ment and contractor-owned equipment layaway; and other  
6 expenses necessary for the foregoing purposes,  
7 \$9,412,655,000, to remain available for obligation until  
8 September 30, 2028.

9 AIRCRAFT PROCUREMENT, NAVY

10 For construction, procurement, production, modifica-  
11 tion, and modernization of aircraft, equipment, including  
12 ordnance, spare parts, and accessories therefor; specialized  
13 equipment; expansion of public and private plants, includ-  
14 ing the land necessary therefor, and such lands and inter-  
15 ests therein, may be acquired, and construction prosecuted  
16 thereon prior to approval of title; and procurement and  
17 installation of equipment, appliances, and machine tools  
18 in public and private plants; reserve plant and Govern-  
19 ment and contractor-owned equipment layaway,  
20 \$17,239,853,000, to remain available for obligation until  
21 September 30, 2028.

22 WEAPONS PROCUREMENT, NAVY

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



## 1 SHIPBUILDING AND CONVERSION, NAVY

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

14 Columbia Class Submarine, \$3,928,828,000;

15 Columbia Class Submarine (AP),  
16 \$5,350,766,000;

17 Carrier Replacement Program (CVN-80),  
18 \$1,046,700,000;

19 Carrier Replacement Program (AP),  
20 \$612,038,000;

21 Carrier Replacement Program (CVN-81),  
22 \$1,622,935,000;

23 Virginia Class Submarine, \$2,740,305,000;

24 Virginia Class Submarine (AP),  
25 \$3,126,816,000;

1 CVN Refueling Overhauls, \$1,579,011,000;  
2 DDG-1000 Program, \$52,358,000;  
3 DDG-51 Destroyer, \$10,773,000;  
4 DDG-51 Destroyer (AP), \$1,750,000,000;  
5 FFG-Frigate, \$100,000,000;  
6 FF(X)-Frigate, \$242,000,000;  
7 Medium Landing Ship, \$800,000,000;  
8 TAO Fleet Oiler, \$8,346,000;  
9 TAGOS Surtass Ships, \$612,205,000;  
10 Towing, Salvage, and Rescue Ship,  
11 \$141,500,000;  
12 Ship to Shore Connector, \$320,000,000;  
13 Service Craft, \$174,602,000;  
14 Auxiliary Personnel Lighter, \$79,000,000;  
15 Auxiliary Vessels, \$290,000,000;  
16 For outfitting, post delivery, conversions, and  
17 first destination transportation, \$886,846,000; and  
18 Completion of Prior Year Shipbuilding Pro-  
19 grams, \$1,676,587,000.  
20 In all: \$27,151,616,000, to remain available for obli-  
21 gation until September 30, 2030: *Provided*, That addi-  
22 tional obligations may be incurred after September 30,  
23 2030, for engineering services, tests, evaluations, and  
24 other such budgeted work that must be performed in the  
25 final stage of ship construction: *Provided further*, That

1 none of the funds provided under this heading for the con-  
2 struction or conversion of any naval vessel to be con-  
3 structed in shipyards in the United States shall be ex-  
4 pended in foreign facilities for the construction of major  
5 components of such vessel: *Provided further*, That none of  
6 the funds provided under this heading shall be used for  
7 the construction of any naval vessel in foreign shipyards:  
8 *Provided further*, That funds appropriated or otherwise  
9 made available by this Act for Columbia Class Submarine  
10 (AP) may be available for the purposes authorized by sub-  
11 sections (f), (g), (h) or (i) of section 2218a of title 10,  
12 United States Code, only in accordance with the provisions  
13 of the applicable subsection.

14                                   OTHER PROCUREMENT, NAVY

15       For procurement, production, and modernization of  
16 support equipment and materials not otherwise provided  
17 for, Navy ordnance (except ordnance for new aircraft, new  
18 ships, and ships authorized for conversion); the purchase  
19 of passenger motor vehicles for replacement only; expan-  
20 sion of public and private plants, including the land nec-  
21 essary therefor, and such lands and interests therein, may  
22 be acquired, and construction prosecuted thereon prior to  
23 approval of title; and procurement and installation of  
24 equipment, appliances, and machine tools in public and  
25 private plants; reserve plant and Government and con-

1 tractor-owned equipment layaway, \$14,693,978,000, to  
2 remain available for obligation until September 30, 2028:  
3 *Provided*, That such funds are also available for the main-  
4 tenance, repair, and modernization of ships under a pilot  
5 program established for such purposes.

6                   PROCUREMENT, MARINE CORPS

7           For expenses necessary for the procurement, manu-  
8 facture, and modification of missiles, armament, military  
9 equipment, spare parts, and accessories therefor; plant  
10 equipment, appliances, and machine tools, and installation  
11 thereof in public and private plants; reserve plant and  
12 Government and contractor-owned equipment layaway; ve-  
13 hicles for the Marine Corps, including the purchase of pas-  
14 senger motor vehicles for replacement only; and expansion  
15 of public and private plants, including land necessary  
16 therefor, and such lands and interests therein, may be ac-  
17 quired, and construction prosecuted thereon prior to ap-  
18 proval of title, \$3,682,643,000, to remain available for ob-  
19 ligation until September 30, 2028.

20                   AIRCRAFT PROCUREMENT, AIR FORCE

21           For construction, procurement, and modification of  
22 aircraft and equipment, including armor and armament,  
23 specialized ground handling equipment, and training de-  
24 vices, spare parts, and accessories therefor; specialized  
25 equipment; expansion of public and private plants, Gov-

1 ernment-owned equipment and installation thereof in such  
2 plants, erection of structures, and acquisition of land, for  
3 the foregoing purposes, and such lands and interests  
4 therein, may be acquired, and construction prosecuted  
5 thereon prior to approval of title; reserve plant and Gov-  
6 ernment and contractor-owned equipment layaway; and  
7 other expenses necessary for the foregoing purposes in-  
8 cluding rents and transportation of things,  
9 \$19,964,954,000, to remain available for obligation until  
10 September 30, 2028.

11 MISSILE PROCUREMENT, AIR FORCE

12 For construction, procurement, and modification of  
13 missiles, rockets, and related equipment, including spare  
14 parts and accessories therefor; ground handling equip-  
15 ment, and training devices; expansion of public and pri-  
16 vate plants, Government-owned equipment and installa-  
17 tion thereof in such plants, erection of structures, and ac-  
18 quisition of land, for the foregoing purposes, and such  
19 lands and interests therein, may be acquired, and con-  
20 struction prosecuted thereon prior to approval of title; re-  
21 serve plant and Government and contractor-owned equip-  
22 ment layaway; and other expenses necessary for the fore-  
23 going purposes including rents and transportation of  
24 things, \$3,963,961,000, to remain available for obligation  
25 until September 30, 2028.

## 1           PROCUREMENT OF AMMUNITION, AIR FORCE

2           For construction, procurement, production, and  
3 modification of ammunition, and accessories therefor; spe-  
4 cialized equipment and training devices; expansion of pub-  
5 lic and private plants, including ammunition facilities, au-  
6 thorized by section 2854 of title 10, United States Code,  
7 and the land necessary therefor, for the foregoing pur-  
8 poses, and such lands and interests therein, may be ac-  
9 quired, and construction prosecuted thereon prior to ap-  
10 proval of title; and procurement and installation of equip-  
11 ment, appliances, and machine tools in public and private  
12 plants; reserve plant and Government and contractor-  
13 owned equipment layaway; and other expenses necessary  
14 for the foregoing purposes, \$773,327,000, to remain avail-  
15 able for obligation until September 30, 2028.

## 16           OTHER PROCUREMENT, AIR FORCE

17           For procurement and modification of equipment (in-  
18 cluding ground guidance and electronic control equipment,  
19 and ground electronic and communication equipment),  
20 and supplies, materials, and spare parts therefor, not oth-  
21 erwise provided for; the purchase of passenger motor vehi-  
22 cles for replacement only; lease of passenger motor vehi-  
23 cles; and expansion of public and private plants, Govern-  
24 ment-owned equipment and installation thereof in such  
25 plants, erection of structures, and acquisition of land, for

1 the foregoing purposes, and such lands and interests  
2 therein, may be acquired, and construction prosecuted  
3 thereon, prior to approval of title; reserve plant and Gov-  
4 ernment and contractor-owned equipment layaway,  
5 \$32,605,147,000, to remain available for obligation until  
6 September 30, 2028.

7                   PROCUREMENT, SPACE FORCE

8       For construction, procurement, and modification of  
9 spacecraft, rockets, and related equipment, including  
10 spare parts and accessories therefor; ground handling  
11 equipment, and training devices; expansion of public and  
12 private plants, Government-owned equipment and installa-  
13 tion thereof in such plants, erection of structures, and ac-  
14 quisition of land, for the foregoing purposes, and such  
15 lands and interests therein, may be acquired, and con-  
16 struction prosecuted thereon prior to approval of title; re-  
17 serve plant and Government and contractor-owned equip-  
18 ment layaway; and other expenses necessary for the fore-  
19 going purposes including rents and transportation of  
20 things, \$4,036,035,000, to remain available for obligation  
21 until September 30, 2028.

22                   PROCUREMENT, DEFENSE-WIDE

23       For expenses of activities and agencies of the Depart-  
24 ment of Defense (other than the military departments)  
25 necessary for procurement, production, and modification

1 of equipment, supplies, materials, and spare parts there-  
2 for, not otherwise provided for; the purchase of passenger  
3 motor vehicles for replacement only; expansion of public  
4 and private plants, equipment, and installation thereof in  
5 such plants, erection of structures, and acquisition of land  
6 for the foregoing purposes, and such lands and interests  
7 therein, may be acquired, and construction prosecuted  
8 thereon prior to approval of title; reserve plant and Gov-  
9 ernment and contractor-owned equipment layaway,  
10 \$7,142,723,000, to remain available for obligation until  
11 September 30, 2028.

12 DEFENSE PRODUCTION ACT PURCHASES

13 For activities by the Department of Defense pursuant  
14 to sections 108, 301, 302, and 303 of the Defense Produc-  
15 tion Act of 1950 (50 U.S.C. 4518, 4531, 4532, and 4533),  
16 \$321,923,000, to remain available for obligation until ex-  
17 pended, which shall be obligated and expended by the Sec-  
18 retary of Defense as if delegated the necessary authorities  
19 conferred by the Defense Production Act of 1950.

20 NATIONAL GUARD AND RESERVE EQUIPMENT ACCOUNT

21 For procurement of rotary-wing aircraft; combat, tac-  
22 tical and support vehicles; other weapons; and other pro-  
23 curement items for the reserve components of the Armed  
24 Forces, \$800,000,000, to remain available for obligation  
25 until September 30, 2028: *Provided*, That the Chiefs of

1 National Guard and Reserve components shall, not later  
2 than 30 days after enactment of this Act, individually sub-  
3 mit to the congressional defense committees the mod-  
4 ernization priority assessment for their respective Na-  
5 tional Guard or Reserve component: *Provided further,*  
6 That none of the funds made available by this paragraph  
7 may be used to procure manned fixed wing aircraft, or  
8 procure or modify missiles, munitions, or ammunition.

1 TITLE IV  
2 RESEARCH, DEVELOPMENT, TEST AND  
3 EVALUATION

4 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
5 ARMY

6 For expenses necessary for basic and applied sci-  
7 entific research, development, test and evaluation, includ-  
8 ing maintenance, rehabilitation, lease, and operation of fa-  
9 cilities and equipment, \$16,705,760,000, to remain avail-  
10 able for obligation until September 30, 2027.

11 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
12 NAVY

13 For expenses necessary for basic and applied sci-  
14 entific research, development, test and evaluation, includ-  
15 ing maintenance, rehabilitation, lease, and operation of fa-  
16 cilities and equipment, \$28,099,776,000, to remain avail-  
17 able for obligation until September 30, 2027: *Provided*,  
18 That funds appropriated in this paragraph which are  
19 available for the V-22 may be used to meet unique oper-  
20 ational requirements of the Special Operations Forces.

21 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
22 AIR FORCE

23 For expenses necessary for basic and applied sci-  
24 entific research, development, test and evaluation, includ-  
25 ing maintenance, rehabilitation, lease, and operation of fa-

1 cilities and equipment, \$50,614,595,000, to remain avail-  
2 able for obligation until September 30, 2027.

3 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
4 SPACE FORCE

5 For expenses necessary for basic and applied sci-  
6 entific research, development, test and evaluation, includ-  
7 ing maintenance, rehabilitation, lease, and operation of fa-  
8 cilities and equipment, \$14,917,160,000, to remain avail-  
9 able until September 30, 2027.

10 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
11 DEFENSE-WIDE

12 For expenses of activities and agencies of the Depart-  
13 ment of Defense (other than the military departments),  
14 necessary for basic and applied scientific research, devel-  
15 opment, test and evaluation; advanced research projects  
16 as may be designated and determined by the Secretary  
17 of Defense, pursuant to law; maintenance, rehabilitation,  
18 lease, and operation of facilities and equipment,  
19 \$35,248,875,000, to remain available for obligation until  
20 September 30, 2027.

21 OPERATIONAL TEST AND EVALUATION, DEFENSE

22 For expenses, not otherwise provided for, necessary  
23 for the independent activities of the Director, Operational  
24 Test and Evaluation, in the direction and supervision of  
25 operational test and evaluation, including initial oper-

1 ational test and evaluation which is conducted prior to,  
2 and in support of, production decisions; joint operational  
3 testing and evaluation; and administrative expenses in  
4 connection therewith, \$336,143,000, to remain available  
5 for obligation until September 30, 2027.

1 TITLE V

2 REVOLVING AND MANAGEMENT FUNDS

3 DEFENSE WORKING CAPITAL FUNDS

4 For the Defense Working Capital Funds,  
5 \$2,126,540,000.

6 NATIONAL DEFENSE STOCKPILE TRANSACTION FUND

7 For the National Defense Stockpile Transaction  
8 Fund, \$5,700,000, for activities pursuant to the Strategic  
9 and Critical Materials Stock Piling Act (50 U.S.C. 98 et  
10 seq.).

1 TITLE VI  
2 OTHER DEPARTMENT OF DEFENSE PROGRAMS  
3 DEFENSE HEALTH PROGRAM

4 For expenses, not otherwise provided for, for medical  
5 and health care programs of the Department of Defense  
6 as authorized by law, \$41,770,246,000; of which  
7 \$38,942,713,000 shall be for operation and maintenance,  
8 of which not to exceed one percent shall remain available  
9 for obligation until September 30, 2027, and of which up  
10 to \$21,023,765,000 may be available for contracts entered  
11 into under the TRICARE program; of which  
12 \$354,821,000, to remain available for obligation until Sep-  
13 tember 30, 2028, shall be for procurement; and of which  
14 \$2,472,712,000, to remain available for obligation until  
15 September 30, 2027, shall be for research, development,  
16 test and evaluation: *Provided*, That of the funds provided  
17 under this heading for research, development, test and  
18 evaluation, not less than \$1,270,000,000 shall be made  
19 available to the Defense Health Agency to carry out the  
20 congressionally directed medical research programs: *Pro-*  
21 *vided further*, That, notwithstanding any other provision  
22 of law, of the amount made available under this heading  
23 for research, development, test and evaluation, not less  
24 than \$15,000,000 shall be available for HIV prevention  
25 educational activities undertaken in connection with

1 United States military training, exercises, and humani-  
2 tarian assistance activities conducted primarily in African  
3 nations: *Provided further*, That the Secretary of Defense  
4 shall submit to the congressional defense committees quar-  
5 terly reports on the current status of the electronic health  
6 record program: *Provided further*, That the Comptroller  
7 General of the United States shall perform quarterly per-  
8 formance reviews of the electronic health record program.

9 CHEMICAL AGENTS AND MUNITIONS DESTRUCTION,

10 DEFENSE

11 For expenses, not otherwise provided for, necessary  
12 for the destruction of the United States stockpile of lethal  
13 chemical agents and munitions in accordance with the pro-  
14 visions of section 1412 of the Department of Defense Au-  
15 thorization Act, 1986 (50 U.S.C. 1521), \$213,282,000, of  
16 which \$3,243,000 shall be for operation and maintenance,  
17 of which not less than \$3,243,000 shall be for the Chem-  
18 ical Stockpile Emergency Preparedness Program, con-  
19 sisting of \$2,340,000 for activities on military installa-  
20 tions and \$903,000, to remain available until September  
21 30, 2027, to assist State and local governments; and  
22 \$210,039,000, to remain available until September 30,  
23 2027, shall be for research, development, test and evalua-  
24 tion, of which \$210,039,000 shall only be for the Assem-  
25 bled Chemical Weapons Alternatives program.

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

4 For drug interdiction and counter-drug activities of  
5 the Department of Defense, for transfer to appropriations  
6 available to the Department of Defense for military per-  
7 sonnel of the reserve components serving under the provi-  
8 sions of title 10 and title 32, United States Code; for oper-  
9 ation and maintenance; for procurement; and for research,  
10 development, test and evaluation, \$1,148,675,000, of  
11 which \$678,737,000 shall be for counter-narcotics sup-  
12 port; \$134,938,000 shall be for the drug demand reduc-  
13 tion program; \$305,000,000 shall be for the National  
14 Guard counter-drug program; and \$30,000,000 shall be  
15 for the National Guard counter-drug schools program:  
16 *Provided*, That the funds appropriated under this heading  
17 shall be available for obligation for the same time period  
18 and for the same purpose as the appropriation to which  
19 transferred: *Provided further*, That upon a determination  
20 that all or part of the funds transferred from this appro-  
21 priation are not necessary for the purposes provided here-  
22 in, such amounts may be transferred back to this appro-  
23 priation: *Provided further*, That the transfer authority pro-  
24 vided under this heading is in addition to any other trans-  
25 fer authority contained elsewhere in this Act.

## 1                   OFFICE OF THE INSPECTOR GENERAL

2           For expenses and activities of the Office of the In-  
3 spector General in carrying out the provisions of the In-  
4 spector General Act of 1978, as amended, \$517,599,000,  
5 of which \$511,895,000 shall be for operation and mainte-  
6 nance, of which not to exceed \$700,000 is available for  
7 emergencies and extraordinary expenses to be expended  
8 upon the approval or authority of the Inspector General,  
9 and payments may be made upon the Inspector General's  
10 certificate of necessity for confidential military purposes;  
11 of which \$1,079,000, to remain available for obligation  
12 until September 30, 2028, shall be for procurement; and  
13 of which \$4,625,000, to remain available until September  
14 30, 2027, shall be for research, development, test and eval-  
15 uation.

1 TITLE VII  
2 RELATED AGENCIES  
3 CENTRAL INTELLIGENCE AGENCY RETIREMENT AND  
4 DISABILITY SYSTEM FUND

5 For payment to the Central Intelligence Agency Re-  
6 tirement and Disability System Fund, to maintain the  
7 proper funding level for continuing the operation of the  
8 Central Intelligence Agency Retirement and Disability  
9 System, \$514,000,000.

10 INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

11 For necessary expenses of the Intelligence Commu-  
12 nity Management Account, \$629,128,000.

1 TITLE VIII  
2 GENERAL PROVISIONS

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

6 SEC. 8002. During the current fiscal year, provisions  
7 of law prohibiting the payment of compensation to, or em-  
8 ployment of, any person not a citizen of the United States  
9 shall not apply to personnel of the Department of Defense:  
10 *Provided*, That salary increases granted to direct and indi-  
11 rect hire foreign national employees of the Department of  
12 Defense funded by this Act shall not be at a rate in excess  
13 of the percentage increase authorized by law for civilian  
14 employees of the Department of Defense whose pay is  
15 computed under the provisions of section 5332 of title 5,  
16 United States Code, or at a rate in excess of the percent-  
17 age increase provided by the appropriate host nation to  
18 its own employees, whichever is higher: *Provided further*,  
19 That this section shall not apply to Department of De-  
20 fense foreign service national employees serving at United  
21 States diplomatic missions whose pay is set by the Depart-  
22 ment of State under the Foreign Service Act of 1980: *Pro-*  
23 *vided further*, That the limitations of this provision shall  
24 not apply to foreign national employees of the Department  
25 of Defense in the Republic of Turkey.



1 appropriated and in no case where the item for which  
2 funds are requested has been denied by the Congress: *Pro-*  
3 *vided further*, That the Secretary of Defense shall notify  
4 the Congress promptly of all transfers made pursuant to  
5 this authority or any other authority in this Act: *Provided*  
6 *further*, That no part of the funds in this Act shall be  
7 available to prepare or present a request to the Commit-  
8 tees on Appropriations of the House of Representatives  
9 and the Senate for reprogramming of funds, unless for  
10 higher priority items, based on unforeseen military re-  
11 quirements, than those for which originally appropriated  
12 and in no case where the item for which reprogramming  
13 is requested has been denied by the Congress: *Provided*  
14 *further*, That a request for multiple reprogrammings of  
15 funds using authority provided in this section shall be  
16 made prior to June 30, 2026: *Provided further*, That  
17 transfers among military personnel appropriations shall  
18 not be taken into account for purposes of the limitation  
19 on the amount of funds that may be transferred under  
20 this section.

21 SEC. 8006. (a) With regard to the list of specific pro-  
22 grams, projects, and activities (and the dollar amounts  
23 and adjustments to budget activities corresponding to  
24 such programs, projects, and activities) contained in the  
25 tables titled Explanation of Project Level Adjustments in

1 the explanatory statement regarding this Act and the ta-  
2 bles contained in the classified annex accompanying this  
3 Act, the obligation and expenditure of amounts appro-  
4 priated or otherwise made available by this Act for those  
5 programs, projects, and activities are hereby required by  
6 law to be carried out in the manner provided by such ta-  
7 bles to the same extent as if the tables were included in  
8 the text of this Act.

9 (b) Amounts specified in the referenced tables de-  
10 scribed in subsection (a) shall not be treated as subdivi-  
11 sions of appropriations for purposes of section 8005 of this  
12 Act: *Provided*, That section 8005 of this Act shall apply  
13 when transfers of the amounts described in subsection (a)  
14 occur between appropriation accounts, subject to the limi-  
15 tation in subsection (c): *Provided further*, That the trans-  
16 fer amount limitation provided in section 8005 of this Act  
17 shall not apply to transfers of amounts described in sub-  
18 section (a) if such transfers are necessary for the proper  
19 execution of such funds.

20 (c) During the current fiscal year, amounts specified  
21 in the referenced tables in titles III and IV of this Act  
22 described in subsection (a) may not be transferred pursu-  
23 ant to section 8005 of this Act other than for proper exe-  
24 cution of such amounts, as provided in subsection (b).

1           SEC. 8007. (a) Not later than 60 days after the date  
2 of the enactment of this Act, the Department of Defense  
3 shall submit a report to the congressional defense commit-  
4 tees to establish the baseline for application of reprogram-  
5 ming and transfer authorities for fiscal year 2026: *Pro-*  
6 *vided*, That the report shall include—

7           (1) a table for each appropriation with a sepa-  
8 rate column to display the President’s budget re-  
9 quest, adjustments made by Congress, adjustments  
10 due to enacted rescissions, if appropriate, and the  
11 fiscal year enacted level;

12           (2) a delineation in the table for each appro-  
13 priation both by budget activity and program,  
14 project, and activity as detailed in the Budget Ap-  
15 pendix; and

16           (3) an identification of items of special congres-  
17 sional interest.

18           (b) Notwithstanding section 8005 of this Act, none  
19 of the funds provided in this Act shall be available for  
20 reprogramming or transfer until the report identified in  
21 subsection (a) is submitted to the congressional defense  
22 committees, unless the Secretary of Defense certifies in  
23 writing to the congressional defense committees that such  
24 reprogramming or transfer is necessary as an emergency  
25 requirement: *Provided*, That this subsection shall not

1 apply to transfers from the following appropriations ac-  
2 counts:

3 (1) “Environmental Restoration, Army”;

4 (2) “Environmental Restoration, Navy”;

5 (3) “Environmental Restoration, Air Force”;

6 (4) “Environmental Restoration, Defense-  
7 Wide”;

8 (5) “Environmental Restoration, Formerly  
9 Used Defense Sites”; and

10 (6) “Drug Interdiction and Counter-drug Ac-  
11 tivities, Defense”.

12 (TRANSFER OF FUNDS)

13 SEC. 8008. During the current fiscal year, cash bal-  
14 ances in working capital funds of the Department of De-  
15 fense established pursuant to section 2208 of title 10,  
16 United States Code, may be maintained in only such  
17 amounts as are necessary at any time for cash disburse-  
18 ments to be made from such funds: *Provided*, That trans-  
19 fers may be made between such funds: *Provided further*,  
20 That transfers may be made between working capital  
21 funds and the “Foreign Currency Fluctuations, Defense”  
22 appropriation and the “Operation and Maintenance” ap-  
23 propriation accounts in such amounts as may be deter-  
24 mined by the Secretary of Defense, with the approval of  
25 the Director of the Office of Management and Budget, ex-

1 cept that such transfers may not be made unless the Sec-  
2 retary of Defense has notified the Congress of the pro-  
3 posed transfer: *Provided further*, That except in amounts  
4 equal to the amounts appropriated to working capital  
5 funds in this Act, no obligations may be made against a  
6 working capital fund to procure or increase the value of  
7 war reserve material inventory, unless the Secretary of  
8 Defense has notified the Congress prior to any such obli-  
9 gation.

10 SEC. 8009. Funds appropriated by this Act may not  
11 be used to initiate, or materially modify the scope of, a  
12 special access program without prior notification 30 cal-  
13 endar days in advance to the congressional defense com-  
14 mittees.

15 SEC. 8010. (a) None of the funds made available to  
16 the Department of Defense for this fiscal year or any prior  
17 fiscal year shall be available to initiate: (1) a multiyear  
18 contract that employs economic order quantity procure-  
19 ment in excess of \$20,000,000 in any one year of the con-  
20 tract or that includes an unfunded contingent liability in  
21 excess of \$20,000,000; or (2) a contract for advance pro-  
22 curement leading to a multiyear contract that employs  
23 economic order quantity procurement in excess of  
24 \$20,000,000 in any one year, unless the congressional de-  
25 fense committees have been notified at least 30 days in

1 advance of the proposed contract award: *Provided*, That  
2 no part of any appropriation made available to the Depart-  
3 ment of Defense for this fiscal year or any prior fiscal  
4 year shall be available to initiate a multiyear contract for  
5 which the economic order quantity advance procurement  
6 is not funded at least to the limits of the Government's  
7 liability: *Provided further*, That no part of any appropria-  
8 tion made available to the Department of Defense for this  
9 fiscal year or any prior fiscal year shall be available to  
10 initiate multiyear procurement contracts for any systems  
11 or component thereof if the value of the multiyear contract  
12 would exceed \$500,000,000 unless specifically provided in  
13 this Act: *Provided further*, That no multiyear procurement  
14 contract can be terminated without 30-day prior notifica-  
15 tion to the congressional defense committees: *Provided*  
16 *further*, That the execution of multiyear authority shall re-  
17 quire the use of a present value analysis to determine low-  
18 est cost compared to an annual procurement.

19 (b) None of the funds made available to the Depart-  
20 ment of Defense for this fiscal year or any prior fiscal  
21 year may be used for a multiyear contract executed after  
22 the date of the enactment of this Act unless in the case  
23 of any such contract—

24 (1) the Secretary of Defense has submitted to  
25 Congress a budget request for full funding of units

1 to be procured through the contract and, in the case  
2 of a contract for procurement of aircraft, that in-  
3 cludes, for any aircraft unit to be procured through  
4 the contract for which procurement funds are re-  
5 quested in that budget request for production be-  
6 yond advance procurement activities in the fiscal  
7 year covered by the budget, full funding of procure-  
8 ment of such unit in that fiscal year;

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

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

17 (4) the contract does not provide for a price ad-  
18 justment based on a failure.

19 (c) Concurrent with the annual budget submission of  
20 the President for fiscal year 2027 pursuant to section  
21 1105(a) of title 31, United States Code, that is in compli-  
22 ance with subsection (b)(1), and notwithstanding sub-  
23 section (b)(4)(B) of section 804 of the National Defense  
24 Authorization Act for Fiscal Year 2026 (Public Law 119-  
25 60), funds appropriated to the Department of Defense in

1 title III of this Act or in any other provision of law may  
2 be used for multiyear procurement contracts, for a period  
3 of not more than five years, as follows: Standard Missile-  
4 6; Long Range Anti-Ship Missile; Joint Air-to-Surface  
5 Standoff Missile Extended Range; Advanced Medium-  
6 Range Air-to-Air Missile; and Standard Missile-3 Block  
7 1B; and for a period of not more than seven years, as  
8 follows: PATRIOT Advanced Capability-3 Missile Seg-  
9 ment Enhancement; Terminal High Altitude Area De-  
10 fense; and Tomahawk Cruise Missile Systems: *Provided*,  
11 That until such submission is provided to the congres-  
12 sional defense committees, to include P-1 and R-1 budget  
13 justification documents, which shall identify the allocation  
14 of funds by program, project, and activity, none of the  
15 funds made available to the Department of Defense for  
16 this fiscal year or any prior fiscal year may be obligated  
17 or expended to enter into any multiyear procurement con-  
18 tracts: *Provided further*, That before entering into a  
19 multiyear procurement contract for Tomahawk Cruise  
20 Missile Systems, Joint Air-to-Surface Standoff Missile Ex-  
21 tended Range, or Standard Missile-6, the Secretary of De-  
22 fense shall certify in writing to the congressional defense  
23 committees that such action is in the national security in-  
24 terests of the United States.

1        SEC. 8011. Within the funds appropriated for the op-  
2 eration and maintenance of the Armed Forces, funds are  
3 hereby appropriated pursuant to section 401 of title 10,  
4 United States Code, for humanitarian and civic assistance  
5 costs under chapter 20 of title 10, United States Code:  
6 *Provided*, That such funds may also be obligated for hu-  
7 manitarian and civic assistance costs incidental to author-  
8 ized operations and pursuant to authority granted in sec-  
9 tion 401 of title 10, United States Code, and these obliga-  
10 tions shall be reported as required by section 401(d) of  
11 title 10, United States Code: *Provided further*, That funds  
12 available for operation and maintenance shall be available  
13 for providing humanitarian and similar assistance by  
14 using Civic Action Teams in the Trust Territories of the  
15 Pacific Islands and freely associated states of Micronesia,  
16 pursuant to the Compact of Free Association as author-  
17 ized by Public Law 99–239: *Provided further*, That upon  
18 a determination by the Secretary of Defense that such ac-  
19 tion is beneficial for graduate medical education programs  
20 conducted at Defense Health Agency medical facilities lo-  
21 cated in Hawaii, the Secretary of Defense may authorize  
22 the provision of medical services at such facilities and  
23 transportation to such facilities, on a nonreimbursable  
24 basis, for civilian patients from American Samoa, the  
25 Commonwealth of the Northern Mariana Islands, the Mar-

1 shall Islands, the Federated States of Micronesia, Palau,  
2 and Guam.

3       SEC. 8012. None of the funds appropriated by this  
4 or any other Act, including prior year Acts, may be used  
5 to obligate and expend funds in the Defense Moderniza-  
6 tion Account made available in accordance with subsection  
7 (c) of section 3136 of title 10, United States Code, except  
8 for the purposes described in paragraphs (d)(1) through  
9 (d)(4): *Provided*, That any program increases, as detailed  
10 in the tables titled Explanation of Project Level Adjust-  
11 ments in the explanatory statement regarding this Act,  
12 may not be transferred to the Defense Modernization Ac-  
13 count pursuant to subsection (c) of section 3136 of title  
14 10, United States Code.

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

19       SEC. 8014. None of the funds available in this Act  
20 to the Department of Defense, other than appropriations  
21 made for necessary or routine refurbishments, upgrades,  
22 or maintenance activities, shall be used to reduce or to  
23 prepare to reduce the number of deployed and non-de-  
24 ployed strategic delivery vehicles and launchers below the  
25 levels set forth in the report submitted to Congress in ac-

1 cordance with section 1042 of the National Defense Au-  
2 thorization Act for Fiscal Year 2012.

3 (TRANSFER OF FUNDS)

4 SEC. 8015. (a) Funds appropriated in title III of this  
5 Act for the Department of Defense Pilot Mentor-Protégé  
6 Program may be transferred to any other appropriation  
7 contained in this Act solely for the purpose of imple-  
8 menting a Mentor-Protégé Program developmental assist-  
9 ance agreement pursuant to section 4902 of title 10,  
10 United States Code, under the authority of this provision  
11 or any other transfer authority contained in this Act.

12 (b) The Secretary of Defense shall include with the  
13 budget justification documents in support of the budget  
14 for fiscal year 2027 (as submitted to Congress pursuant  
15 to section 1105 of title 31, United States Code) a descrip-  
16 tion of each transfer under this section that occurred dur-  
17 ing the last fiscal year before the fiscal year in which such  
18 budget is submitted.

19 SEC. 8016. None of the funds in this Act may be  
20 available for the purchase by the Department of Defense  
21 (and its departments and agencies) of welded shipboard  
22 anchor and mooring chain unless the anchor and mooring  
23 chain are manufactured in the United States from compo-  
24 nents which are substantially manufactured in the United  
25 States: *Provided*, That for the purpose of this section, the

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

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

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

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

24 SEC. 8019. No more than \$500,000 of the funds ap-  
25 propriated or made available in this Act shall be used dur-

1 ing a single fiscal year for any single relocation of an orga-  
2 nization, unit, activity or function of the Department of  
3 Defense into or within the National Capital Region: *Pro-*  
4 *vided*, That the Secretary of Defense may waive this re-  
5 striction on a case-by-case basis by certifying in writing  
6 to the congressional defense committees that such a relo-  
7 cation is required in the best interest of the Government.

8       SEC. 8020. Of the funds made available in this Act  
9 under the heading “Procurement, Defense-Wide”,  
10 \$24,613,000 shall be available only for incentive payments  
11 authorized by section 504 of the Indian Financing Act of  
12 1974 (25 U.S.C. 1544): *Provided*, That a prime contractor  
13 or a subcontractor at any tier that makes a subcontract  
14 award to any subcontractor or supplier as defined in sec-  
15 tion 1544 of title 25, United States Code, or a small busi-  
16 ness owned and controlled by an individual or individuals  
17 defined under section 4221(9) of title 25, United States  
18 Code, shall be considered a contractor for the purposes  
19 of being allowed additional compensation under section  
20 504 of the Indian Financing Act of 1974 (25 U.S.C.  
21 1544) whenever the prime contract or subcontract amount  
22 is over \$500,000 and involves the expenditure of funds  
23 appropriated by an Act making appropriations for the De-  
24 partment of Defense with respect to any fiscal year: *Pro-*  
25 *vided further*, That notwithstanding section 1906 of title

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

10 SEC. 8021. (a) Notwithstanding any other provision  
11 of law, the Secretary of the Air Force may convey at no  
12 cost to the Air Force, without consideration, to Indian  
13 tribes located in the States of Nevada, Idaho, North Da-  
14 kota, South Dakota, Montana, Oregon, Minnesota, and  
15 Washington relocatable military housing units located at  
16 Grand Forks Air Force Base, Malmstrom Air Force Base,  
17 Mountain Home Air Force Base, Ellsworth Air Force  
18 Base, and Minot Air Force Base that are excess to the  
19 needs of the Air Force.

20 (b) The Secretary of the Air Force shall convey, at  
21 no cost to the Air Force, military housing units under sub-  
22 section (a) in accordance with the request for such units  
23 that are submitted to the Secretary by the Operation  
24 Walking Shield Program on behalf of Indian tribes located  
25 in the States of Nevada, Idaho, North Dakota, South Da-

1 kota, Montana, Oregon, Minnesota, and Washington. Any  
2 such conveyance shall be subject to the condition that the  
3 housing units shall be removed within a reasonable period  
4 of time, as determined by the Secretary.

5 (c) The Operation Walking Shield Program shall re-  
6 solve any conflicts among requests of Indian tribes for  
7 housing units under subsection (a) before submitting re-  
8 quests to the Secretary of the Air Force under subsection  
9 (b).

10 (d) In this section, the term “Indian tribe” means  
11 any recognized Indian tribe included on the current list  
12 published by the Secretary of the Interior under section  
13 104 of the Federally Recognized Indian Tribe Act of 1994  
14 (Public Law 103–454; 108 Stat. 4792; 25 U.S.C. 5131).

15 SEC. 8022. Of the funds appropriated to the Depart-  
16 ment of Defense under the heading “Operation and Main-  
17 tenance, Defense-Wide”, not less than \$12,000,000 may  
18 be made available only for the mitigation of environmental  
19 impacts, including training and technical assistance to  
20 tribes, related administrative support, the gathering of in-  
21 formation, documenting of environmental damage, and de-  
22 veloping a system for prioritization of mitigation and cost  
23 to complete estimates for mitigation, on Indian lands re-  
24 sulting from Department of Defense activities.

1           SEC. 8023. Funds appropriated by this Act for the  
2 Defense Media Activity shall not be used for any national  
3 or international political or psychological activities.

4           SEC. 8024. Of the amounts appropriated for “Work-  
5 ing Capital Fund, Army”, \$100,000,000 shall be available  
6 to maintain competitive rates at the arsenals.

7           SEC. 8025. (a) Of the funds made available in this  
8 Act, not less than \$79,000,000 shall be available for the  
9 Civil Air Patrol Corporation, of which—

10                   (1) \$57,900,000 shall be available from “Oper-  
11 ation and Maintenance, Air Force” to support Civil  
12 Air Patrol Corporation operation and maintenance,  
13 readiness, counter-drug activities, and drug demand  
14 reduction activities involving youth programs;

15                   (2) \$17,800,000 shall be available from “Air-  
16 craft Procurement, Air Force”; and

17                   (3) \$3,300,000 shall be available from “Other  
18 Procurement, Air Force” for vehicle procurement.

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

23           SEC. 8026. (a) None of the funds appropriated in this  
24 Act are available to establish a new Department of De-  
25 fense (department) federally funded research and develop-

1 ment center (FFRDC), either as a new entity, or as a  
2 separate entity administrated by an organization man-  
3 aging another FFRDC, or as a nonprofit membership cor-  
4 poration consisting of a consortium of other FFRDCs and  
5 other nonprofit entities.

6 (b) Except when acting in a technical advisory capac-  
7 ity, no member of a Board of Directors, Trustees, Over-  
8 seers, Advisory Group, Special Issues Panel, Visiting Com-  
9 mittee, or any similar entity of a defense FFRDC, or any  
10 entity that contracts with the Federal government to man-  
11 age or operate one or more FFRDCs, or any paid consult-  
12 ant to a defense FFRDC shall receive funds appropriated  
13 by this Act as compensation for services as a member of  
14 such entity: *Provided*, That a member of any such entity  
15 shall be allowed travel expenses and per diem as author-  
16 ized under the Federal Joint Travel Regulations, when en-  
17 gaged in the performance of membership duties: *Provided*  
18 *further*, That except when acting in a technical advisory  
19 capacity, no paid consultant shall receive funds appro-  
20 priated by this Act as compensation by more than one  
21 FFRDC in a calendar year.

22 (c) Notwithstanding any other provision of law, none  
23 of the funds available to the department from any source  
24 during the current fiscal year may be used by a defense  
25 FFRDC, through a fee or other payment mechanism, for

1 construction of new buildings not located on a military in-  
2 stallation, for payment of cost sharing for projects funded  
3 by Government grants, for absorption of contract over-  
4 runs, or for certain charitable contributions, not to include  
5 employee participation in community service and/or devel-  
6 opment.

7 (d) Notwithstanding any other provision of law, of  
8 the funds appropriated in this Act, not more than  
9 \$2,886,300,000 may be funded for professional technical  
10 staff-related costs of the defense FFRDCs: *Provided*, That  
11 within such funds, not more than \$461,300,000 shall be  
12 available for the defense studies and analysis FFRDCs:  
13 *Provided further*, That this subsection shall not apply to  
14 staff years funded in the National Intelligence Program  
15 and the Military Intelligence Program: *Provided further*,  
16 That the Secretary of Defense shall, with the submission  
17 of the department's fiscal year 2027 budget request, sub-  
18 mit a report presenting the specific amounts of staff years  
19 of technical effort to be allocated for each defense FFRDC  
20 by program during that fiscal year and the associated  
21 budget estimates, by appropriation account and program.

22 SEC. 8027. For the purposes of this Act, the term  
23 "congressional defense committees" means the Armed  
24 Services Committee of the House of Representatives, the  
25 Armed Services Committee of the Senate, the Sub-

1 committee on Defense of the Committee on Appropriations  
2 of the House of Representatives, and the Subcommittee  
3 on Defense of the Committee on Appropriations of the  
4 Senate.

5 SEC. 8028. For the purposes of this Act, the term  
6 “congressional intelligence committees” means the Perma-  
7 nent Select Committee on Intelligence of the House of  
8 Representatives, the Select Committee on Intelligence of  
9 the Senate, the Subcommittee on Defense of the Com-  
10 mittee on Appropriations of the House of Representatives,  
11 and the Subcommittee on Defense of the Committee on  
12 Appropriations of the Senate.

13 SEC. 8029. During the current fiscal year, the De-  
14 partment of Defense may acquire the modification, depot  
15 maintenance and repair of aircraft, vehicles and vessels  
16 as well as the production of components and other De-  
17 fense-related articles, through competition between De-  
18 partment of Defense depot maintenance activities and pri-  
19 vate firms: *Provided*, That the Senior Acquisition Execu-  
20 tive of the military department or Defense Agency con-  
21 cerned, with power of delegation, shall certify that success-  
22 ful bids include comparable estimates of all direct and in-  
23 direct costs for both public and private bids: *Provided fur-*  
24 *ther*, That Office of Management and Budget Circular A-

1 76 shall not apply to competitions conducted under this  
2 section.

3 SEC. 8030. (a) None of the funds appropriated in this  
4 Act may be expended by an entity of the Department of  
5 Defense unless the entity, in expending the funds, com-  
6 plies with the Buy American Act. For purposes of this  
7 subsection, the term “Buy American Act” means chapter  
8 83 of title 41, United States Code.

9 (b) If the Secretary of Defense determines that a per-  
10 son has been convicted of intentionally affixing a label  
11 bearing a “Made in America” inscription to any product  
12 sold in or shipped to the United States that is not made  
13 in America, the Secretary shall determine, in accordance  
14 with section 4658 of title 10, United States Code, whether  
15 the person should be debarred from contracting with the  
16 Department of Defense.

17 (c) In the case of any equipment or products pur-  
18 chased with appropriations provided under this Act, it is  
19 the sense of the Congress that any entity of the Depart-  
20 ment of Defense, in expending the appropriation, purchase  
21 only American-made equipment and products, provided  
22 that American-made equipment and products are cost-  
23 competitive, quality competitive, and available in a timely  
24 fashion.

1           SEC. 8031. None of the funds appropriated or made  
2 available in this Act shall be used to procure carbon, alloy,  
3 or armor steel plate for use in any Government-owned fa-  
4 cility or property under the control of the Department of  
5 Defense which were not melted and rolled in the United  
6 States or Canada: *Provided*, That these procurement re-  
7 strictions shall apply to any and all Federal Supply Class  
8 9515, American Society of Testing and Materials (ASTM)  
9 or American Iron and Steel Institute (AISI) specifications  
10 of carbon, alloy or armor steel plate: *Provided further*,  
11 That the Secretary of the military department responsible  
12 for the procurement may waive this restriction on a case-  
13 by-case basis by certifying in writing to the Committees  
14 on Appropriations of the House of Representatives and the  
15 Senate that adequate domestic supplies are not available  
16 to meet Department of Defense requirements on a timely  
17 basis and that such an acquisition must be made in order  
18 to acquire capability for national security purposes: *Pro-*  
19 *vided further*, That these restrictions shall not apply to  
20 contracts which are in being as of the date of the enact-  
21 ment of this Act.

22           SEC. 8032. (a)(1) If the Secretary of Defense, after  
23 consultation with the United States Trade Representative,  
24 determines that a foreign country which is party to an  
25 agreement described in paragraph (2) has violated the

1 terms of the agreement by discriminating against certain  
2 types of products produced in the United States that are  
3 covered by the agreement, the Secretary of Defense shall  
4 rescind the Secretary's blanket waiver of the Buy Amer-  
5 ican Act with respect to such types of products produced  
6 in that foreign country.

7 (2) An agreement referred to in paragraph (1) is any  
8 reciprocal defense procurement memorandum of under-  
9 standing, between the United States and a foreign country  
10 pursuant to which the Secretary of Defense has prospec-  
11 tively waived the Buy American Act for certain products  
12 in that country.

13 (b) The Secretary of Defense shall submit to the Con-  
14 gress a report on the amount of Department of Defense  
15 purchases from foreign entities in fiscal year 2026. Such  
16 report shall separately indicate the dollar value of items  
17 for which the Buy American Act was waived pursuant to  
18 any agreement described in subsection (a)(2), the Trade  
19 Agreements Act of 1979 (19 U.S.C. 2501 et seq.), or any  
20 international agreement to which the United States is a  
21 party.

22 (c) For purposes of this section, the term "Buy  
23 American Act" means chapter 83 of title 41, United  
24 States Code.

1       SEC. 8033. None of the funds appropriated by this  
2 Act may be used for the procurement of ball and roller  
3 bearings other than those produced by a domestic source  
4 and of domestic origin: *Provided*, That the Secretary of  
5 the military department responsible for such procurement  
6 may waive this restriction on a case-by-case basis by certi-  
7 fying in writing to the Committees on Appropriations of  
8 the House of Representatives and the Senate, that ade-  
9 quate domestic supplies are not available to meet Depart-  
10 ment of Defense requirements on a timely basis and that  
11 such an acquisition must be made in order to acquire ca-  
12 pability for national security purposes: *Provided further*,  
13 That this restriction shall not apply to the purchase of  
14 “commercial products”, as defined by section 103 of title  
15 41, United States Code, except that the restriction shall  
16 apply to ball or roller bearings purchased as end items.

17       SEC. 8034. Of the amounts appropriated in this Act  
18 under the heading “Operation and Maintenance, Defense-  
19 Wide”, for the Defense Security Cooperation Agency,  
20 \$50,000,000, to remain available until September 30,  
21 2027, shall be available to the Secretary of Defense, in  
22 coordination with the Secretary of State, to provide assist-  
23 ance to the Lebanese Armed Forces, including training,  
24 equipment, logistics support, supplies and services, sti-  
25 pends, infrastructure repair and renovation, and

1 sustainment: *Provided*, That the Secretary of Defense  
2 shall ensure that the Lebanese Armed Forces are vetted  
3 prior to providing assistance, including at a minimum, as-  
4 sessing for associations with terrorist groups and receiving  
5 a commitment to promote respect for human rights and  
6 the rule of law: *Provided further*, That the Secretary of  
7 Defense shall, not fewer than 15 days prior to obligating  
8 the funds provided in this section, notify the congressional  
9 defense committees in writing of the details of any such  
10 obligation: *Provided further*, That the Secretary of Defense  
11 may waive a provision of law relating to the acquisition  
12 of items and support services or sections 40 and 40A of  
13 the Arms Export Control Act (22 U.S.C. 2780 and 2785)  
14 if the Secretary determines that such provision of law  
15 would prohibit, restrict, delay or otherwise limit the provi-  
16 sion of such assistance and a notice of and justification  
17 for such waiver is submitted to the congressional defense  
18 committees, the Committees on Appropriations and For-  
19 eign Relations of the Senate and the Committees on Ap-  
20 propriations and Foreign Affairs of the House of Rep-  
21 resentatives: *Provided further*, That the Secretary of De-  
22 fense shall provide quarterly reports to the congressional  
23 defense committees on the use of funds provided in this  
24 section, including, but not limited to, the number of indi-  
25 viduals trained within the Lebanese Armed Forces, the na-

1 ture and scope of support and sustainment provided to  
2 the Lebanese Armed Forces, the area of operations for  
3 the Lebanese Armed Forces, and the contributions of  
4 other countries, groups, or individuals.

5 SEC. 8035. None of the funds in this Act may be  
6 used to purchase any supercomputer which is not manu-  
7 factured in the United States, unless the Secretary of De-  
8 fense certifies to the congressional defense committees  
9 that such an acquisition must be made in order to acquire  
10 capability for national security purposes that is not avail-  
11 able from United States manufacturers.

12 SEC. 8036. (a) The Secretary of Defense may, on a  
13 case-by-case basis, waive with respect to a foreign country  
14 each limitation on the procurement of defense items from  
15 foreign sources provided in law if the Secretary determines  
16 that the application of the limitation with respect to that  
17 country would invalidate cooperative programs entered  
18 into between the Department of Defense and the foreign  
19 country, or would invalidate reciprocal trade agreements  
20 for the procurement of defense items entered into under  
21 section 4851 of title 10, United States Code, and the  
22 country does not discriminate against the same or similar  
23 defense items produced in the United States for that coun-  
24 try.

25 (b) Subsection (a) applies with respect to—

1           (1) contracts and subcontracts entered into on  
2           or after the date of the enactment of this Act; and

3           (2) options for the procurement of items that  
4           are exercised after such date under contracts that  
5           are entered into before such date if the option prices  
6           are adjusted for any reason other than the applica-  
7           tion of a waiver granted under subsection (a).

8           (c) Subsection (a) does not apply to a limitation re-  
9           garding construction of public vessels, ball and roller bear-  
10          ings, food, and clothing or textile materials as defined by  
11          section XI (chapters 50–65) of the Harmonized Tariff  
12          Schedule of the United States and products classified  
13          under headings 4010, 4202, 4203, 6401 through 6406,  
14          6505, 7019, 7218 through 7229, 7304.41 through  
15          7304.49, 7306.40, 7502 through 7508, 8105, 8108, 8109,  
16          8211, 8215, and 9404.

17          SEC. 8037. None of the funds made available in this  
18          Act, or any subsequent Act making appropriations for the  
19          Department of Defense, may be used for the purchase or  
20          manufacture of a flag of the United States unless such  
21          flags are treated as covered items under section 4862(b)  
22          of title 10, United States Code.

23          SEC. 8038. During the current fiscal year, amounts  
24          contained in the Department of Defense Overseas Military  
25          Facility Investment Recovery Account shall be available

1 until expended for the payments specified by section  
2 2687a(b)(2) of title 10, United States Code.

3       SEC. 8039. During the current fiscal year, appropria-  
4 tions which are available to the Department of Defense  
5 for operation and maintenance may be used to purchase  
6 items having an investment item unit cost of not more  
7 than \$350,000: *Provided*, That upon determination by the  
8 Secretary of Defense that such action is necessary to meet  
9 the operational requirements of a Commander of a Com-  
10 batant Command engaged in a named contingency oper-  
11 ation overseas, such funds may be used to purchase items  
12 having an investment item unit cost of not more than  
13 \$500,000.

14       SEC. 8040. Up to \$16,809,000 of the funds appro-  
15 priated under the heading “Operation and Maintenance,  
16 Navy” may be made available for the Asia Pacific Re-  
17 gional Initiative Program for the purpose of enabling the  
18 United States Indo-Pacific Command to execute Theater  
19 Security Cooperation activities such as humanitarian as-  
20 sistance, and payment of incremental and personnel costs  
21 of training and exercising with foreign security forces:  
22 *Provided*, That funds made available for this purpose may  
23 be used, notwithstanding any other funding authorities for  
24 humanitarian assistance, security assistance or combined  
25 exercise expenses: *Provided further*, That funds may not

1 be obligated to provide assistance to any foreign country  
2 that is otherwise prohibited from receiving such type of  
3 assistance under any other provision of law.

4       SEC. 8041. The Secretary of Defense shall issue reg-  
5 ulations to prohibit the sale of any tobacco or tobacco-  
6 related products in military resale outlets in the United  
7 States, its territories and possessions at a price below the  
8 most competitive price in the local community: *Provided*,  
9 That such regulations shall direct that the prices of to-  
10 bacco or tobacco-related products in overseas military re-  
11 tail outlets shall be within the range of prices established  
12 for military retail system stores located in the United  
13 States.

14       SEC. 8042. (a) During the current fiscal year, none  
15 of the appropriations or funds available to the Department  
16 of Defense Working Capital Funds shall be used for the  
17 purchase of an investment item for the purpose of acquir-  
18 ing a new inventory item for sale or anticipated sale dur-  
19 ing the current fiscal year or a subsequent fiscal year to  
20 customers of the Department of Defense Working Capital  
21 Funds if such an item would not have been chargeable  
22 to the Department of Defense Business Operations Fund  
23 during fiscal year 1994 and if the purchase of such an  
24 investment item would be chargeable during the current

1 fiscal year to appropriations made to the Department of  
2 Defense for procurement.

3 (b) The fiscal year 2027 budget request for the De-  
4 partment of Defense as well as all justification material  
5 and other documentation supporting the fiscal year 2027  
6 Department of Defense budget shall be prepared and sub-  
7 mitted to the Congress on the basis that any equipment  
8 which was classified as an end item and funded in a pro-  
9 curement appropriation contained in this Act shall be  
10 budgeted for in a proposed fiscal year 2027 procurement  
11 appropriation and not in the supply management business  
12 area or any other area or category of the Department of  
13 Defense Working Capital Funds.

14 SEC. 8043. None of the funds appropriated by this  
15 Act for programs of the Central Intelligence Agency shall  
16 remain available for obligation beyond the current fiscal  
17 year, except for funds appropriated for the Reserve for  
18 Contingencies, which shall remain available until Sep-  
19 tember 30, 2027: *Provided*, That funds appropriated,  
20 transferred, or otherwise credited to the Central Intel-  
21 ligence Agency Central Services Working Capital Fund  
22 during this or any prior fiscal year shall remain available  
23 until expended: *Provided further*, That any funds appro-  
24 priated or transferred to the Central Intelligence Agency  
25 for advanced research and development acquisition, for

1 agent operations, and for covert action programs author-  
2 ized by the President under section 503 of the National  
3 Security Act of 1947 (50 U.S.C. 3093) shall remain avail-  
4 able until September 30, 2027: *Provided further*, That any  
5 funds appropriated or transferred to the Central Intel-  
6 ligence Agency for the construction, improvement, or al-  
7 teration of facilities, including leased facilities, to be used  
8 primarily by personnel of the intelligence community, shall  
9 remain available until September 30, 2028.

10 SEC. 8044. (a) Except as provided in subsections (b)  
11 and (c), none of the funds made available by this Act may  
12 be used—

13 (1) to establish a field operating agency; or

14 (2) to pay the basic pay of a member of the  
15 Armed Forces or civilian employee of the Depart-  
16 ment of Defense who is transferred or reassigned  
17 from a headquarters activity if the member or em-  
18 ployee's place of duty remains at the location of that  
19 headquarters.

20 (b) The Secretary of Defense or Secretary of a mili-  
21 tary department may waive the limitations in subsection  
22 (a), on a case-by-case basis, if the Secretary determines,  
23 and certifies to the Committees on Appropriations of the  
24 House of Representatives and the Senate that the grant-

1 ing of the waiver will reduce the personnel requirements  
2 or the financial requirements of the department.

3 (c) This section does not apply to—

4 (1) field operating agencies funded within the  
5 National Intelligence Program;

6 (2) an Army field operating agency established  
7 to eliminate, mitigate, or counter the effects of im-  
8 proved explosive devices, and, as determined by the  
9 Secretary of the Army, other similar threats;

10 (3) an Army field operating agency established  
11 to improve the effectiveness and efficiencies of bio-  
12 metric activities and to integrate common biometric  
13 technologies throughout the Department of Defense;  
14 or

15 (4) an Air Force field operating agency estab-  
16 lished to administer the Air Force Mortuary Affairs  
17 Program and Mortuary Operations for the Depart-  
18 ment of Defense and authorized Federal entities.

19 SEC. 8045. (a) None of the funds appropriated by  
20 this Act shall be available to convert to contractor per-  
21 formance an activity or function of the Department of De-  
22 fense that, on or after the date of the enactment of this  
23 Act, is performed by Department of Defense civilian em-  
24 ployees unless—

1           (1) the conversion is based on the result of a  
2 public-private competition that includes a most effi-  
3 cient and cost effective organization plan developed  
4 by such activity or function;

5           (2) the Competitive Sourcing Official deter-  
6 mines that, over all performance periods stated in  
7 the solicitation of offers for performance of the ac-  
8 tivity or function, the cost of performance of the ac-  
9 tivity or function by a contractor would be less costly  
10 to the Department of Defense by an amount that  
11 equals or exceeds the lesser of—

12                   (A) 10 percent of the most efficient organi-  
13 zation's personnel-related costs for performance  
14 of that activity or function by Federal employ-  
15 ees; or

16                   (B) \$10,000,000; and

17           (3) the contractor does not receive an advan-  
18 tage for a proposal that would reduce costs for the  
19 Department of Defense by—

20                   (A) not making an employer-sponsored  
21 health insurance plan available to the workers  
22 who are to be employed in the performance of  
23 that activity or function under the contract; or

24                   (B) offering to such workers an employer-  
25 sponsored health benefits plan that requires the

1 employer to contribute less towards the pre-  
2 mium or subscription share than the amount  
3 that is paid by the Department of Defense for  
4 health benefits for civilian employees under  
5 chapter 89 of title 5, United States Code.

6 (b)(1) The Department of Defense, without regard  
7 to subsection (a) of this section or subsection (a), (b), or  
8 (c) of section 2461 of title 10, United States Code, and  
9 notwithstanding any administrative regulation, require-  
10 ment, or policy to the contrary shall have full authority  
11 to enter into a contract for the performance of any com-  
12 mercial or industrial type function of the Department of  
13 Defense that—

14 (A) is included on the procurement list estab-  
15 lished pursuant to section 2 of the Javits-Wagner-  
16 O'Day Act (section 8503 of title 41, United States  
17 Code);

18 (B) is planned to be converted to performance  
19 by a qualified nonprofit agency for the blind or by  
20 a qualified nonprofit agency for other severely handi-  
21 capped individuals in accordance with that Act; or

22 (C) is planned to be converted to performance  
23 by a qualified firm under at least 51 percent owner-  
24 ship by an Indian tribe, as defined in section 4(e)  
25 of the Indian Self-Determination and Education As-

1 assistance Act (25 U.S.C. 450b(e)), or a Native Ha-  
2 waiian Organization, as defined in section 8(a)(15)  
3 of the Small Business Act (15 U.S.C. 637(a)(15)).

4 (2) This section shall not apply to depot contracts  
5 or contracts for depot maintenance as provided in sections  
6 2469 and 2474 of title 10, United States Code.

7 (c) The conversion of any activity or function of the  
8 Department of Defense under the authority provided by  
9 this section shall be credited toward any competitive or  
10 outsourcing goal, target, or measurement that may be es-  
11 tablished by statute, regulation, or policy and is deemed  
12 to be awarded under the authority of, and in compliance  
13 with, subsection (h) of section 2304 of title 10, United  
14 States Code, for the competition or outsourcing of com-  
15 mercial activities.

16 (RESCISSIONS)

17 SEC. 8046. Of the funds appropriated in Department  
18 of Defense Appropriations Acts, the following funds are  
19 hereby rescinded from the following accounts and pro-  
20 grams in the specified amounts: *Provided*, That no  
21 amounts may be rescinded from amounts that were des-  
22 ignated by the Congress as an emergency requirement  
23 pursuant to a concurrent resolution on the budget or the  
24 Balanced Budget and Emergency Deficit Control Act of  
25 1985:

- 1           “Shipbuilding and Conversion, Navy: FFG–  
2           Frigate”, 2020/2031, \$240,245,000;
- 3           “Shipbuilding and Conversion, Navy: FFG–  
4           Frigate”, 2022/2026, \$418,624,000;
- 5           “Shipbuilding and Conversion, Navy: FFG–  
6           Frigate”, 2023/2027, \$483,391,000;
- 7           “Cooperative Threat Reduction Account”,  
8           2024/2026, \$33,936,000;
- 9           “Other Procurement, Army”, 2024/2026,  
10          \$15,000,000;
- 11          “Weapons Procurement, Navy”, 2024/2026,  
12          \$2,943,000;
- 13          “Shipbuilding and Conversion, Navy: FFG–  
14          Frigate”, 2024/2028, \$1,271,572,000;
- 15          “Aircraft Procurement, Air Force”, 2024/2026,  
16          \$25,397,000;
- 17          “Missile Procurement, Air Force”, 2024/2026,  
18          \$41,189,000;
- 19          “Procurement, Space Force”, 2024/2026,  
20          \$107,100,000;
- 21          “Defense Health Program”, 2024/2026,  
22          \$10,473,000;
- 23          “Counter-Islamic State of Iraq and Syria Train  
24          and Equip Fund”, 2025/2026, \$50,000,000;

1           “Procurement of Weapons and Tracked Combat  
2           Vehicles, Army”, 2025/2027, \$452,647,000;  
3           “Other Procurement, Army”, 2025/2027,  
4           \$119,887,000;  
5           “Aircraft Procurement, Navy”, 2025/2027,  
6           \$155,711,000;  
7           “Weapons Procurement, Navy”, 2025/2027,  
8           \$200,272,000;  
9           “Shipbuilding and Conversion, Navy: FFG–  
10          Frigate”, 2025/2029, \$151,230,000;  
11          “Aircraft Procurement, Air Force”, 2025/2027,  
12          \$193,555,000;  
13          “Missile Procurement, Air Force”, 2025/2027,  
14          \$209,045,000;  
15          “Other Procurement, Air Force”, 2025/2027,  
16          \$186,638,000;  
17          “Procurement, Space Force”, 2025/2027,  
18          \$339,196,000;  
19          “Procurement, Defense-Wide”, 2025/2027,  
20          \$11,807,000;  
21          “Research, Development, Test and Evaluation,  
22          Army”, 2025/2026, \$178,735,000;  
23          “Research, Development, Test and Evaluation,  
24          Navy”, 2025/2026, \$82,461,000;

1           “Research, Development, Test and Evaluation,  
2           Air Force”, 2025/2026, \$329,435,000;

3           “Research, Development, Test and Evaluation,  
4           Space Force”, 2025/2026, \$370,149,000; and

5           “Defense Modernization Account , Defense-  
6           Wide”, 2025/2028, \$28,249,000.

7           SEC. 8047. None of the funds available in this Act  
8           may be used to reduce the authorized positions for mili-  
9           tary technicians (dual status) of the Army National  
10          Guard, Air National Guard, Army Reserve and Air Force  
11          Reserve for the purpose of applying any administratively  
12          imposed civilian personnel ceiling, freeze, or reduction on  
13          military technicians (dual status), unless such reductions  
14          are a direct result of a reduction in military force struc-  
15          ture.

16          SEC. 8048. None of the funds appropriated or other-  
17          wise made available in this Act may be obligated or ex-  
18          pended for assistance to the Democratic People’s Republic  
19          of Korea unless specifically appropriated for that purpose:  
20          *Provided*, That this restriction shall not apply to any ac-  
21          tivities incidental to the Defense POW/MIA Accounting  
22          Agency mission to recover and identify the remains of  
23          United States Armed Forces personnel from the Demo-  
24          cratic People’s Republic of Korea.

1       SEC. 8049. (a) None of the funds available to the  
2 Department of Defense for any fiscal year for drug inter-  
3 diction or counter-drug activities may be transferred to  
4 any other department or agency of the United States ex-  
5 cept as specifically provided in an appropriations law.

6       (b) None of the funds available to the Central Intel-  
7 ligence Agency for any fiscal year for drug interdiction or  
8 counter-drug activities may be transferred to any other de-  
9 partment or agency of the United States except as specifi-  
10 cally provided in an appropriations law.

11       SEC. 8050. In addition to the amounts appropriated  
12 or otherwise made available elsewhere in this Act,  
13 \$49,000,000 is hereby appropriated to the Department of  
14 Defense: *Provided*, That upon the determination of the  
15 Secretary of Defense that it shall serve the national inter-  
16 est, the Secretary shall make grants in the amounts speci-  
17 fied as follows: \$24,000,000 to the United Service Organi-  
18 zations and \$25,000,000 to the Red Cross.

19       SEC. 8051. Notwithstanding any other provision in  
20 this Act, the Small Business Innovation Research program  
21 and the Small Business Technology Transfer program set-  
22 asides shall be taken proportionally from all programs,  
23 projects, or activities to the extent they contribute to the  
24 extramural budget. The Secretary of each military depart-  
25 ment, the Director of each Defense Agency, and the head

1 of each other relevant component of the Department of  
2 Defense shall submit to the congressional defense commit-  
3 tees, concurrent with submission of the budget justifica-  
4 tion documents to Congress pursuant to section 1105 of  
5 title 31, United States Code, a report with a detailed ac-  
6 counting of the Small Business Innovation Research pro-  
7 gram and the Small Business Technology Transfer pro-  
8 gram set-asides taken from programs, projects, or activi-  
9 ties within such department, agency, or component during  
10 the most recently completed fiscal year.

11 SEC. 8052. None of the funds available to the De-  
12 partment of Defense under this Act shall be obligated or  
13 expended to pay a contractor under a contract with the  
14 Department of Defense for costs of any amount paid by  
15 the contractor to an employee when—

16 (1) such costs are for a bonus or otherwise in  
17 excess of the normal salary paid by the contractor  
18 to the employee; and

19 (2) such bonus is part of restructuring costs as-  
20 sociated with a business combination.

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 8053. During the current fiscal year, no more  
23 than \$30,000,000 of appropriations made in this Act  
24 under the heading “Operation and Maintenance, Defense-  
25 Wide” may be transferred to appropriations available for

1 the pay of military personnel, to be merged with, and to  
2 be available for the same time period as the appropriations  
3 to which transferred, to be used in support of such per-  
4 sonnel in connection with support and services for eligible  
5 organizations and activities outside the Department of De-  
6 fense pursuant to section 2012 of title 10, United States  
7 Code.

8       SEC. 8054. (a) Notwithstanding any other provision  
9 of law, the Chief of the National Guard Bureau may per-  
10 mit the use of equipment of the National Guard Distance  
11 Learning Project by any person or entity on a space-avail-  
12 able, reimbursable basis. The Chief of the National Guard  
13 Bureau shall establish the amount of reimbursement for  
14 such use on a case-by-case basis.

15       (b) Amounts collected under subsection (a) shall be  
16 credited to funds available for the National Guard Dis-  
17 tance Learning Project and be available to defray the costs  
18 associated with the use of equipment of the project under  
19 that subsection. Such funds shall be available for such  
20 purposes without fiscal year limitation.

21       SEC. 8055. (a) None of the funds appropriated or  
22 otherwise made available by this or prior Acts may be obli-  
23 gated or expended to retire, prepare to retire, or place in  
24 storage or on backup aircraft inventory status any C-40  
25 aircraft.

1           (b) The limitation under subsection (a) shall not  
2 apply to an individual C-40 aircraft that the Secretary  
3 of the Air Force determines, on a case-by-case basis, to  
4 be no longer mission capable due to a Class A mishap.

5           (c) If the Secretary determines under subsection (b)  
6 that an aircraft is no longer mission capable, the Secretary  
7 shall submit to the congressional defense committees a  
8 certification in writing that the status of such aircraft is  
9 due to a Class A mishap and not due to lack of mainte-  
10 nance, repairs, or other reasons.

11          (d) Not later than 90 days after the date of the enact-  
12 ment of this Act, the Secretary of Defense shall submit  
13 to the congressional defense committees a report on the  
14 necessary steps taken by the Department of Defense to  
15 meet the travel requirements for official or representa-  
16 tional duties of members of Congress and the Cabinet in  
17 fiscal years 2026 and 2027.

18          SEC. 8056. (a) None of the funds appropriated in  
19 title IV of this Act may be used to procure end-items for  
20 delivery to military forces for operational training, oper-  
21 ational use, or inventory requirements: *Provided*, That this  
22 restriction does not apply to end-items used in develop-  
23 ment, prototyping in accordance with an approved test  
24 strategy, and test activities preceding and leading to ac-  
25 ceptance for operational use.

1 (b) If the number of end-items budgeted with funds  
2 appropriated in title IV of this Act exceeds the number  
3 required in an approved test strategy, the Under Secretary  
4 of Defense (Research and Engineering) and the Under  
5 Secretary of Defense (Acquisition and Sustainment), in  
6 coordination with the responsible Service Acquisition Ex-  
7 ecutive, shall certify in writing to the congressional de-  
8 fense committees that there is a bonafide need for the ad-  
9 ditional end-items at the time of submittal to Congress  
10 of the budget of the President for fiscal year 2027 pursu-  
11 ant to section 1105 of title 31, United States Code: *Pro-*  
12 *vided*, That this restriction does not apply to programs  
13 funded within the National Intelligence Program.

14 (c) The Secretary of Defense shall, at the time of the  
15 submittal to Congress of the budget of the President for  
16 fiscal year 2027 pursuant to section 1105 of title 31,  
17 United States Code, submit to the congressional defense  
18 committees a report detailing the use of funds requested  
19 in research, development, test and evaluation accounts for  
20 end-items used in development, prototyping and test ac-  
21 tivities preceding and leading to acceptance for operational  
22 use: *Provided*, That the report shall set forth, for each  
23 end item covered by the preceding proviso, a detailed list  
24 of the statutory authorities under which amounts in the  
25 accounts described in that proviso were used for such item:

1 *Provided further*, That the Secretary of Defense shall, at  
2 the time of the submittal to Congress of the budget of  
3 the President for fiscal year 2027 pursuant to section  
4 1105 of title 31, United States Code, submit to the con-  
5 gressional defense committees a certification that funds  
6 requested for fiscal year 2027 in research, development,  
7 test and evaluation accounts are in compliance with this  
8 section: *Provided further*, That the Secretary of Defense  
9 may waive this restriction on a case-by-case basis by certi-  
10 fying in writing to the Subcommittees on Defense of the  
11 Committees on Appropriations of the House of Represent-  
12 atives and the Senate that it is in the national security  
13 interest to do so.

14       SEC. 8057. None of the funds appropriated or other-  
15 wise made available by this or other Department of De-  
16 fense Appropriations Acts may be obligated or expended  
17 for the purpose of performing repairs or maintenance to  
18 military family housing units of the Department of De-  
19 fense, including areas in such military family housing  
20 units that may be used for the purpose of conducting offi-  
21 cial Department of Defense business.

22       SEC. 8058. Notwithstanding any other provision of  
23 law, funds appropriated in this Act under the heading  
24 “Research, Development, Test and Evaluation, Defense-  
25 Wide” for any new start Defense Innovation Acceleration

1 (PE 0603838D8Z) or Rapid Prototyping Program (PE  
2 0604331D8Z) demonstration project with a value of more  
3 than \$5,000,000 may only be obligated 15 days after a  
4 report, including a description of the project, the planned  
5 acquisition and transition strategy and its estimated an-  
6 nual and total cost, has been provided in writing to the  
7 congressional defense committees: *Provided*, That the Sec-  
8 retary of Defense may waive this restriction on a case-  
9 by-case basis by certifying to the congressional defense  
10 committees that it is in the national interest to do so.

11 SEC. 8059. The Secretary of Defense shall continue  
12 to provide a classified quarterly report to the Committees  
13 on Appropriations of the House of Representatives and the  
14 Senate, Subcommittees on Defense on certain matters as  
15 directed in the classified annex accompanying this Act.

16 SEC. 8060. Notwithstanding section 12310(b) of title  
17 10, United States Code, a servicemember who is a member  
18 of the National Guard serving on full-time National Guard  
19 duty under section 502(f) of title 32, United States Code,  
20 may perform duties in support of the ground-based ele-  
21 ments of the National Ballistic Missile Defense System.

22 SEC. 8061. None of the funds provided in this Act  
23 may be used to transfer to any nongovernmental entity  
24 ammunition held by the Department of Defense that has  
25 a center-fire cartridge and a United States military no-

1 menclature designation of “armor penetrator”, “armor  
2 piercing (AP)”, “armor piercing incendiary (API)”,  
3 “armor-piercing incendiary tracer (API-T)”, “general  
4 purpose (GP)”, “special purpose (SP)” except 9mm, or  
5 “enhanced performance round (EPR)”, except to an entity  
6 performing demilitarization services for the Department of  
7 Defense under a contract that requires the entity to dem-  
8 onstrate to the satisfaction of the Department of Defense  
9 that the above listed projectiles are either: (1) rendered  
10 incapable of reuse by the demilitarization process; or (2)  
11 used to manufacture ammunition pursuant to a contract  
12 with the Department of Defense or the manufacture of  
13 ammunition for export pursuant to a License for Perma-  
14 nent Export of Unclassified Military Articles issued by the  
15 Department of State.

16       SEC. 8062. Notwithstanding any other provision of  
17 law, the Chief of the National Guard Bureau, or their des-  
18 ignee, may waive payment of all or part of the consider-  
19 ation that otherwise would be required under section 2667  
20 of title 10, United States Code, in the case of a lease of  
21 personal property for a period not in excess of 1 year to  
22 any organization specified in section 508(d) of title 32,  
23 United States Code, or any other youth, social, or fra-  
24 ternal nonprofit organization as may be approved by the

1 Chief of the National Guard Bureau, or their designee,  
2 on a case-by-case basis.

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 8063. Of the amounts appropriated in this Act  
5 under the heading “Operation and Maintenance, Army”,  
6 \$218,015,597 shall remain available until expended: *Pro-*  
7 *vided*, That, notwithstanding any other provision of law,  
8 the Secretary of Defense is authorized to transfer such  
9 funds to other activities of the Federal Government: *Pro-*  
10 *vided further*, That the Secretary of Defense is authorized  
11 to enter into and carry out contracts for the acquisition  
12 of real property, construction, personal services, and oper-  
13 ations related to projects carrying out the purposes of this  
14 section: *Provided further*, That contracts entered into  
15 under the authority of this section may provide for such  
16 indemnification as the Secretary determines to be nec-  
17 essary: *Provided further*, That projects authorized by this  
18 section shall comply with applicable Federal, State, and  
19 local law to the maximum extent consistent with the na-  
20 tional security, as determined by the Secretary of Defense.

21 SEC. 8064. (a) None of the funds appropriated in this  
22 or any other Act, including prior year Acts, may be used  
23 to implement a change to—

24 (1) the appropriations account structure for the  
25 National Intelligence Program budget, including

1 through the creation of a new appropriation or new  
2 appropriation account;

3 (2) how the National Intelligence Program  
4 budget request is presented in the unclassified P-1,  
5 R-1, and O-1 documents supporting the Depart-  
6 ment of Defense budget request;

7 (3) the process by which the National Intel-  
8 ligence Program appropriations are apportioned to  
9 the executing agencies; or

10 (4) the process by which the National Intel-  
11 ligence Program appropriations are allotted, obli-  
12 gated and disbursed.

13 (b) Nothing in subsection (a) shall be construed to  
14 prohibit the merger of programs or changes to the Na-  
15 tional Intelligence Program budget at or below the Ex-  
16 penditure Center level, provided such change is otherwise  
17 in accordance with subsection (a).

18 (c) The Director of National Intelligence and the Sec-  
19 retary of Defense may jointly study and develop detailed  
20 proposals for alternative budget presentation and appro-  
21 priation accounts. Such study shall include a comprehen-  
22 sive counterintelligence risk assessment to ensure that  
23 none of the alternative processes will adversely affect  
24 counterintelligence.

1 (d) Upon development of the detailed proposals de-  
2 fined under subsection (c), the Director of National Intel-  
3 ligence and the Secretary of Defense shall—

4 (1) provide the proposed alternatives to all af-  
5 fected agencies;

6 (2) receive certification from all affected agen-  
7 cies attesting that the proposed alternatives will not  
8 adversely affect counterintelligence; and

9 (3) not later than 30 days after receiving all  
10 necessary certifications under paragraph (2), present  
11 the proposed alternatives and certifications to the  
12 congressional defense and intelligence committees.

13 (INCLUDING TRANSFER OF FUNDS)

14 SEC. 8065. In addition to amounts made available  
15 elsewhere in this Act, \$25,000,000 is hereby appropriated  
16 to the Department of Defense and made available for  
17 transfer to operation and maintenance accounts, procure-  
18 ment accounts, and research, development, test and eval-  
19 uation accounts only for those efforts by the Commander,  
20 United States Africa Command to expand cooperation,  
21 share operational information, advance interoperability, or  
22 improve the capabilities of our allies and partners in their  
23 area of operation: *Provided*, That none of the funds pro-  
24 vided under this section may be obligated or expended  
25 until 30 days after the Secretary of Defense provides to

1 the congressional defense committees an execution plan:  
2 *Provided further*, That not less than 15 days prior to any  
3 transfer of funds, the Secretary of Defense shall notify  
4 the congressional defense committees of the details of any  
5 such transfer: *Provided further*, That upon transfer, the  
6 funds shall be merged with and available for the same pur-  
7 poses, and for the same time period, as the appropriation  
8 to which transferred: *Provided further*, That the transfer  
9 authority provided under this section is in addition to any  
10 other transfer authority provided elsewhere in this Act.

11 (INCLUDING TRANSFER OF FUNDS)

12 SEC. 8066. During the current fiscal year, not to ex-  
13 ceed \$11,000,000 from each of the appropriations made  
14 in title II of this Act for “Operation and Maintenance,  
15 Army”, “Operation and Maintenance, Navy”, and “Oper-  
16 ation and Maintenance, Air Force” may be transferred by  
17 the military department concerned to its central fund es-  
18 tablished for Fisher Houses and Suites pursuant to sec-  
19 tion 2493(d) of title 10, United States Code.

20 (INCLUDING TRANSFER OF FUNDS)

21 SEC. 8067. In addition to amounts provided else-  
22 where in this Act, \$5,000,000 is hereby appropriated to  
23 the Department of Defense, to remain available for obliga-  
24 tion until expended: *Provided*, That notwithstanding any  
25 other provision of law, that upon the determination of the

1 Secretary of Defense that it shall serve the national inter-  
2 est, these funds shall be available only for a grant to the  
3 Fisher House Foundation, Inc., only for the construction  
4 and furnishing of additional Fisher Houses to meet the  
5 needs of military family members when confronted with  
6 the illness or hospitalization of an eligible military bene-  
7 ficiary.

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 8068. Of the amounts appropriated for “Oper-  
10 ation and Maintenance, Navy”, up to \$1,000,000 shall be  
11 available for transfer to the John C. Stennis Center for  
12 Public Service Development Trust Fund established under  
13 section 116 of the John C. Stennis Center for Public Serv-  
14 ice Training and Development Act (2 U.S.C. 1105).

15 SEC. 8069. None of the funds available to the De-  
16 partment of Defense may be obligated to modify command  
17 and control relationships to give Fleet Forces Command  
18 operational and administrative control of United States  
19 Navy forces assigned to the Pacific fleet: *Provided*, That  
20 the command and control relationships which existed on  
21 October 1, 2004, shall remain in force until a written  
22 modification has been proposed to the Committees on Ap-  
23 propriations of the House of Representatives and the Sen-  
24 ate: *Provided further*, That the proposed modification may  
25 be implemented 30 days after the notification unless an

1 objection is received from either the House or Senate Ap-  
2 propriations Committees: *Provided further*, That any pro-  
3 posed modification shall not preclude the ability of the  
4 commander of United States Indo-Pacific Command to  
5 meet operational requirements.

6       SEC. 8070. Any notice that is required to be sub-  
7 mitted to the Committees on Appropriations of the House  
8 of Representatives and the Senate under section 3601 of  
9 title 10, United States Code, as added by section 804(a)  
10 of the James M. Inhofe National Defense Authorization  
11 Act for Fiscal Year 2023 shall be submitted pursuant to  
12 that requirement concurrently to the Subcommittees on  
13 Defense of the Committees on Appropriations of the  
14 House of Representatives and the Senate.

15       SEC. 8071. Of the amounts appropriated in this Act  
16 under the headings “Procurement, Defense-Wide” and  
17 “Research, Development, Test and Evaluation, Defense-  
18 Wide”, \$500,000,000 shall be for the Israeli Cooperative  
19 Programs: *Provided*, That of this amount, \$60,000,000  
20 shall be for the Secretary of Defense to provide to the Gov-  
21 ernment of Israel for the procurement of the Iron Dome  
22 defense system to counter short-range rocket threats, sub-  
23 ject to the U.S.-Israel Iron Dome Procurement Agree-  
24 ment, as amended; \$127,000,000 shall be for the Short  
25 Range Ballistic Missile Defense (SRBMD) program, in-

1 cluding cruise missile defense research and development  
2 under the SRBMD program; \$40,000,000 shall be for co-  
3 production activities of SRBMD systems in the United  
4 States and in Israel to meet Israel's defense requirements  
5 consistent with each nation's laws, regulations, and proce-  
6 dures, subject to the U.S.-Israeli co-production agreement  
7 for SRBMD, as amended; \$100,000,000 shall be for an  
8 upper-tier component to the Israeli Missile Defense Archi-  
9 tecture, of which \$100,000,000 shall be for co-production  
10 activities of Arrow 3 Upper Tier systems in the United  
11 States and in Israel to meet Israel's defense requirements  
12 consistent with each nation's laws, regulations, and proce-  
13 dures, subject to the U.S.-Israeli co-production agreement  
14 for Arrow 3 Upper Tier, as amended; and \$173,000,000  
15 shall be for the Arrow System Improvement Program in-  
16 cluding development of a long range, ground and airborne,  
17 detection suite.

18 SEC. 8072. Of the amounts appropriated in this Act  
19 under the heading "Shipbuilding and Conversion, Navy",  
20 \$1,676,587,000 shall be available until September 30,  
21 2026, to fund prior year shipbuilding cost increases for  
22 the following programs:

23 (1) Under the heading "Shipbuilding and Con-  
24 version, Navy", 2013/2026: Carrier Replacement  
25 Program, \$150,000,000;

1           (2) Under the heading “Shipbuilding and Con-  
2           version, Navy”, 2016/2026: Virginia Class Sub-  
3           marine Program, \$121,538,000;

4           (3) Under the heading “Shipbuilding and Con-  
5           version, Navy”, 2016/2026: DDG 51 Program,  
6           \$14,892,000;

7           (4) Under the heading “Shipbuilding and Con-  
8           version, Navy”, 2017/2026: Virginia Class Sub-  
9           marine Program, \$99,116,000;

10          (5) Under the heading “Shipbuilding and Con-  
11          version, Navy”, 2017/2026: DDG 51 Program,  
12          \$62,365,000;

13          (6) Under the heading “Shipbuilding and Con-  
14          version, Navy”, 2017/2026: LHA Replacement Pro-  
15          gram, \$93,603,000;

16          (7) Under the heading “Shipbuilding and Con-  
17          version, Navy”, 2018/2026: Virginia Class Sub-  
18          marine Program, \$289,761,000;

19          (8) Under the heading “Shipbuilding and Con-  
20          version, Navy”, 2018/2026: DDG 51 Program,  
21          \$104,238,000;

22          (9) Under the heading “Shipbuilding and Con-  
23          version, Navy”, 2018/2026: LPD Flight II Program,  
24          \$93,442,000;

1           (10) Under the heading “Shipbuilding and Con-  
2           version, Navy”, 2018/2026: Oceanographic Ships  
3           Program, \$6,015,000;

4           (11) Under the heading “Shipbuilding and Con-  
5           version, Navy”, 2019/2026: Littoral Combat Ship  
6           Program, \$5,766,000;

7           (12) Under the heading “Shipbuilding and Con-  
8           version, Navy”, 2019/2026: T-AO Fleet Oiler Pro-  
9           gram, \$15,400,000;

10          (13) Under the heading “Shipbuilding and Con-  
11          version, Navy”, 2019/2026: Ship to Shore Connector  
12          Program, \$15,480,000;

13          (14) Under the heading “Shipbuilding and Con-  
14          version, Navy”, 2020/2026: CVN Refueling Over-  
15          hauls, \$483,100,000;

16          (15) Under the heading “Shipbuilding and Con-  
17          version, Navy”, 2020/2026: T-AO Fleet Oiler Pro-  
18          gram, \$48,260,000;

19          (16) Under the heading “Shipbuilding and Con-  
20          version, Navy”, 2022/2026: T-AO Fleet Oiler Pro-  
21          gram, \$19,650,000;

22          (17) Under the heading “Shipbuilding and Con-  
23          version, Navy”, 2022/2026: Expeditionary Sea Base  
24          Program, \$30,000,000;

1           (18) Under the heading “Shipbuilding and Con-  
2           version, Navy”, 2022/2026: Expeditionary Fast  
3           Transport Program, \$11,231,000;

4           (19) Under the heading “Shipbuilding and Con-  
5           version, Navy”, 2023/2026: T-AO Fleet Oiler Pro-  
6           gram, \$6,530,000; and

7           (20) Under the heading “Shipbuilding and Con-  
8           version, Navy”, 2024/2026: T-AO Fleet Oiler Pro-  
9           gram, \$6,200,000.

10          SEC. 8073. Funds appropriated by this Act, or made  
11          available by the transfer of funds in this Act, for intel-  
12          ligence activities and intelligence-related activities not oth-  
13          erwise authorized in the Intelligence Authorization Act for  
14          Fiscal Year 2026 are deemed to be specifically authorized  
15          by the Congress for purposes of section 504 of the Na-  
16          tional Security Act of 1947 (50 U.S.C. 3094).

17          SEC. 8074. None of the funds provided in this Act  
18          shall be available for obligation or expenditure through a  
19          reprogramming of funds that creates or initiates a new  
20          program, project, or activity unless such program, project,  
21          or activity must be undertaken immediately in the interest  
22          of national security and only after written prior notifica-  
23          tion to the congressional defense committees.

24          SEC. 8075. None of the funds in this Act may be  
25          used for research, development, test, evaluation, procure-

1 ment or deployment of nuclear armed interceptors of a  
2 missile defense system.

3 SEC. 8076. None of the funds made available by this  
4 Act may be obligated or expended for the purpose of de-  
5 commissioning more than one Littoral Combat Ship.

6 (INCLUDING TRANSFER OF FUNDS)

7 SEC. 8077. The Secretary of Defense may transfer  
8 funds from any available Department of the Navy appro-  
9 priation (except military construction) to any available  
10 Navy ship construction appropriation for the purpose of  
11 liquidating necessary changes resulting from inflation,  
12 market fluctuations, or rate adjustments for any ship con-  
13 struction program appropriated in law: *Provided*, That the  
14 Secretary may transfer not to exceed \$40,000,000 under  
15 the authority provided by this section: *Provided further*,  
16 That the Secretary may not transfer any funds until 30  
17 days after the proposed transfer has been reported to the  
18 Committees on Appropriations of the House of Represent-  
19 atives and the Senate, unless a response from the Commit-  
20 tees is received sooner: *Provided further*, That any funds  
21 transferred pursuant to this section shall retain the same  
22 period of availability as when originally appropriated: *Pro-*  
23 *vided further*, That the transfer authority provided under  
24 this section is in addition to any other transfer authority  
25 contained elsewhere in this Act: *Provided further*, That the

1 transfer authority provided by this section expires on Sep-  
2 tember 30, 2030.

3 SEC. 8078. None of the funds appropriated or made  
4 available in this Act shall be used to reduce or disestablish  
5 the operation of the 53rd Weather Reconnaissance Squad-  
6 ron of the Air Force Reserve, if such action would reduce  
7 the WC-130 Weather Reconnaissance mission below the  
8 levels funded in this Act: *Provided*, That the Air Force  
9 shall allow the 53rd Weather Reconnaissance Squadron to  
10 perform other missions in support of national defense re-  
11 quirements during the non-hurricane season.

12 SEC. 8079. None of the funds provided in this Act  
13 shall be available for integration of foreign intelligence in-  
14 formation unless the information has been lawfully col-  
15 lected and processed during the conduct of authorized for-  
16 eign intelligence activities: *Provided*, That information  
17 pertaining to United States persons shall only be handled  
18 in accordance with protections provided in the Fourth  
19 Amendment of the United States Constitution as imple-  
20 mented through Executive Order No. 12333.

21 SEC. 8080. None of the funds appropriated by this  
22 Act for programs of the Office of the Director of National  
23 Intelligence shall remain available for obligation beyond  
24 the current fiscal year, except for funds appropriated for

1 research and technology, which shall remain available until  
2 September 30, 2027.

3 SEC. 8081. For purposes of section 1553(b) of title  
4 31, United States Code, any subdivision of appropriations  
5 made in this Act under the heading “Shipbuilding and  
6 Conversion, Navy” shall be considered to be for the same  
7 purpose as any subdivision under the heading “Ship-  
8 building and Conversion, Navy” appropriations in any  
9 prior fiscal year, and the 1 percent limitation shall apply  
10 to the total amount of the appropriation.

11 SEC. 8082. (a) Not later than 60 days after the date  
12 of enactment of this Act, the Director of National Intel-  
13 ligence shall submit a report to the congressional intel-  
14 ligence committees to establish the baseline for application  
15 of reprogramming and transfer authorities for fiscal year  
16 2026: *Provided*, That the report shall include—

17 (1) a table for each appropriation with a sepa-  
18 rate column to display the President’s budget re-  
19 quest, adjustments made by Congress, adjustments  
20 due to enacted rescissions, if appropriate, and the  
21 fiscal year enacted level;

22 (2) a delineation in the table for each appro-  
23 priation by Expenditure Center and project; and

24 (3) an identification of items of special congres-  
25 sional interest.

1 (b) None of the funds provided for the National Intel-  
2 ligence Program in this Act shall be available for re-  
3 programming or transfer until the report identified in sub-  
4 section (a) is submitted to the congressional intelligence  
5 committees, unless the Director of National Intelligence  
6 certifies in writing to the congressional intelligence com-  
7 mittees that such reprogramming or transfer is necessary  
8 as an emergency requirement.

9 SEC. 8083. Any transfer of amounts appropriated to  
10 the Department of Defense Acquisition Workforce Devel-  
11 opment Account in or for fiscal year 2026 to a military  
12 department or Defense Agency pursuant to section  
13 1705(e)(1) of title 10, United States Code, shall be cov-  
14 ered by and subject to section 8005 of this Act.

15 SEC. 8084. (a) None of the funds provided for the  
16 National Intelligence Program in this or any prior appro-  
17 priations Act shall be available for obligation or expendi-  
18 ture through a reprogramming or transfer of funds in ac-  
19 cordance with section 102A(d) of the National Security  
20 Act of 1947 (50 U.S.C. 3024(d)) that—

21 (1) creates a new start effort;

22 (2) terminates a program with appropriated  
23 funding of \$10,000,000 or more;

24 (3) transfers funding into or out of the Na-  
25 tional Intelligence Program; or

1           (4) transfers funding between appropriations,  
2           unless the congressional intelligence committees are  
3           notified 30 days in advance of such reprogramming  
4           of funds; this notification period may be reduced for  
5           urgent national security requirements.

6           (b) None of the funds provided for the National Intel-  
7           ligence Program in this or any prior appropriations Act  
8           shall be available for obligation or expenditure through a  
9           reprogramming or transfer of funds in accordance with  
10          section 102A(d) of the National Security Act of 1947 (50  
11          U.S.C. 3024(d)) that results in a cumulative increase or  
12          decrease of the levels specified in the classified annex ac-  
13          companying the Act unless the congressional intelligence  
14          committees are notified 30 days in advance of such re-  
15          programming of funds; this notification period may be re-  
16          duced for urgent national security requirements.

17          SEC. 8085. (a) Any agency receiving funds made  
18          available in this Act, shall, subject to subsections (b) and  
19          (c), post on the public website of that agency any report  
20          required to be submitted by the Congress in this or any  
21          other Act, upon the determination by the head of the agen-  
22          cy that it shall serve the national interest.

23          (b) Subsection (a) shall not apply to a report if—  
24                  (1) the public posting of the report com-  
25                  promises national security; or

1           (2) the report contains proprietary information.

2           (c) The head of the agency posting such report shall  
3 do so only after such report has been made available to  
4 the requesting Committee or Committees of Congress for  
5 no less than 45 days.

6           SEC. 8086. (a) None of the funds appropriated or  
7 otherwise made available by this Act may be expended for  
8 any Federal contract for an amount in excess of  
9 \$1,000,000, unless the contractor agrees not to—

10           (1) enter into any agreement with any of its  
11 employees or independent contractors that requires,  
12 as a condition of employment, that the employee or  
13 independent contractor agree to resolve through ar-  
14 bitration any claim under title VII of the Civil  
15 Rights Act of 1964 or any tort related to or arising  
16 out of sexual assault or harassment, including as-  
17 sault and battery, intentional infliction of emotional  
18 distress, false imprisonment, or negligent hiring, su-  
19 pervision, or retention; or

20           (2) take any action to enforce any provision of  
21 an existing agreement with an employee or inde-  
22 pendent contractor that mandates that the employee  
23 or independent contractor resolve through arbitra-  
24 tion any claim under title VII of the Civil Rights Act  
25 of 1964 or any tort related to or arising out of sex-

1       ual assault or harassment, including assault and  
2       battery, intentional infliction of emotional distress,  
3       false imprisonment, or negligent hiring, supervision,  
4       or retention.

5       (b) None of the funds appropriated or otherwise  
6       made available by this Act may be expended for any Fed-  
7       eral contract unless the contractor certifies that it requires  
8       each covered subcontractor to agree not to enter into, and  
9       not to take any action to enforce any provision of, any  
10      agreement as described in paragraphs (1) and (2) of sub-  
11      section (a), with respect to any employee or independent  
12      contractor performing work related to such subcontract.  
13      For purposes of this subsection, a “covered subcon-  
14      tractor” is an entity that has a subcontract in excess of  
15      \$1,000,000 on a contract subject to subsection (a).

16      (c) The prohibitions in this section do not apply with  
17      respect to a contractor’s or subcontractor’s agreements  
18      with employees or independent contractors that may not  
19      be enforced in a court of the United States.

20      (d) The Secretary of Defense may waive the applica-  
21      tion of subsection (a) or (b) to a particular contractor or  
22      subcontractor for the purposes of a particular contract or  
23      subcontract if the Secretary or the Deputy Secretary per-  
24      sonally determines that the waiver is necessary to avoid  
25      harm to national security interests of the United States,

1 and that the term of the contract or subcontract is not  
2 longer than necessary to avoid such harm. The determina-  
3 tion shall set forth with specificity the grounds for the  
4 waiver and for the contract or subcontract term selected,  
5 and shall state any alternatives considered in lieu of a  
6 waiver and the reasons each such alternative would not  
7 avoid harm to national security interests of the United  
8 States. The Secretary of Defense shall transmit to Con-  
9 gress, and simultaneously make public, any determination  
10 under this subsection not less than 15 business days be-  
11 fore the contract or subcontract addressed in the deter-  
12 mination may be awarded.

13 (INCLUDING TRANSFER OF FUNDS)

14 SEC. 8087. From within the funds appropriated for  
15 operation and maintenance for the Defense Health Pro-  
16 gram in this Act, up to \$165,000,000, shall be available  
17 for transfer to the Joint Department of Defense—Depart-  
18 ment of Veterans Affairs Medical Facility Demonstration  
19 Fund in accordance with the provisions of section 1704  
20 of the National Defense Authorization Act for Fiscal Year  
21 2010, Public Law 111–84: *Provided*, That for purposes  
22 of section 1704(b), the facility operations funded are oper-  
23 ations of the integrated Captain James A. Lovell Federal  
24 Health Care Center, consisting of the North Chicago Vet-  
25 erans Affairs Medical Center, the Navy Ambulatory Care

1 Center, and supporting facilities designated as a combined  
2 Federal medical facility as described by section 706 of  
3 Public Law 110–417: *Provided further*, That additional  
4 funds may be transferred from funds appropriated for op-  
5 eration and maintenance for the Defense Health Program  
6 to the Joint Department of Defense—Department of Vet-  
7 erans Affairs Medical Facility Demonstration Fund upon  
8 written notification by the Secretary of Defense to the  
9 Committees on Appropriations of the House of Represent-  
10 atives and the Senate.

11 SEC. 8088. Notwithstanding price or other limita-  
12 tions applicable to the purchase of passenger carrying ve-  
13 hicles, appropriations available to the Department of De-  
14 fense may be used for the purchase of: (1) heavy and light  
15 armored vehicles for the physical security of personnel or  
16 for force protection purposes up to a limit of \$450,000  
17 per vehicle; and (2) passenger motor vehicles up to a limit  
18 of \$75,000 per vehicle for use by military and civilian em-  
19 ployees of the Department of Defense in the United States  
20 Central Command area of responsibility.

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 8089. Upon a determination by the Director of  
23 National Intelligence that such action is necessary and in  
24 the national interest, the Director may, with the approval  
25 of the Director of the Office of Management and Budget,

1 transfer not to exceed \$1,500,000,000 of the funds made  
2 available in this Act for the National Intelligence Pro-  
3 gram: *Provided*, That such authority to transfer may not  
4 be used unless for higher priority items, based on unfore-  
5 seen intelligence requirements, than those for which origi-  
6 nally appropriated and in no case where the item for which  
7 funds are requested has been denied by the Congress: *Pro-*  
8 *vided further*, That a request for multiple reprogrammings  
9 of funds using authority provided in this section shall be  
10 made prior to June 30, 2026.

11 SEC. 8090. Of the amounts appropriated in this Act  
12 for “Shipbuilding and Conversion, Navy”, \$290,000,000,  
13 to remain available for obligation until September 30,  
14 2030, may be used for the purchase of two used sealift  
15 vessels for the National Defense Reserve Fleet, established  
16 under section 11 of the Merchant Ship Sales Act of 1946  
17 (46 U.S.C. 57100): *Provided*, That such amounts are  
18 available for reimbursements to the Ready Reserve Force,  
19 Maritime Administration account of the United States De-  
20 partment of Transportation for programs, projects, activi-  
21 ties, and expenses related to the National Defense Reserve  
22 Fleet: *Provided further*, That notwithstanding section  
23 2218 of title 10, United States Code, none of these funds  
24 shall be transferred to the National Defense Sealift Fund  
25 for execution.

1       SEC. 8091. The Secretary of Defense shall post grant  
2 awards on a public website in a searchable format.

3       SEC. 8092. None of the funds made available by this  
4 Act may be used by the National Security Agency to—

5           (1) conduct an acquisition pursuant to section  
6       702 of the Foreign Intelligence Surveillance Act of  
7       1978 for the purpose of targeting a United States  
8       person; or

9           (2) acquire, monitor, or store the contents (as  
10       such term is defined in section 2510(8) of title 18,  
11       United States Code) of any electronic communica-  
12       tion of a United States person from a provider of  
13       electronic communication services to the public pur-  
14       suant to section 501 of the Foreign Intelligence Sur-  
15       veillance Act of 1978.

16       SEC. 8093. None of the funds made available in this  
17 or any other Act may be used to pay the salary of any  
18 officer or employee of any agency funded by this Act who  
19 approves or implements the transfer of administrative re-  
20 sponsibilities or budgetary resources of any program,  
21 project, or activity financed by this Act to the jurisdiction  
22 of another Federal agency not financed by this Act with-  
23 out the express authorization of Congress: *Provided*, That  
24 this limitation shall not apply to transfers of funds ex-  
25 pressly provided for in Department of Defense Appropria-

1 tions Acts, or provisions of Acts providing supplemental  
2 appropriations for the Department of Defense.

3       SEC. 8094. Of the amounts appropriated in this Act  
4 for “Operation and Maintenance, Navy”, \$785,052,000,  
5 to remain available until expended, may be used for any  
6 purposes related to the National Defense Reserve Fleet  
7 established under section 11 of the Merchant Ship Sales  
8 Act of 1946 (46 U.S.C. 57100): *Provided*, That such  
9 amounts are available for reimbursements to the Ready  
10 Reserve Force, Maritime Administration account of the  
11 United States Department of Transportation for pro-  
12 grams, projects, activities, and expenses related to the Na-  
13 tional Defense Reserve Fleet.

14       SEC. 8095. (a) None of the funds provided in this  
15 Act for the TAO Fleet Oiler program shall be used to  
16 award a new contract that provides for the acquisition of  
17 the following components unless those components are  
18 manufactured in the United States: Auxiliary equipment  
19 (including pumps) for shipboard services; propulsion  
20 equipment (including engines, reduction gears, and propel-  
21 lers); shipboard cranes; spreaders for shipboard cranes;  
22 and anchor chains, specifically for the seventh and subse-  
23 quent ships of the fleet.

24       (b) None of the funds provided in this Act for any  
25 Frigate program shall be used to award a new contract

1 that provides for the acquisition of the following compo-  
2 nents unless those components are manufactured in the  
3 United States: Air circuit breakers; gyrocompasses; elec-  
4 tronic navigation chart systems; steering controls; pumps;  
5 propulsion and machinery control systems; totally enclosed  
6 lifeboats; auxiliary equipment pumps; shipboard cranes;  
7 auxiliary chill water systems; and propulsion propellers:  
8 *Provided*, That the Secretary of the Navy shall incorporate  
9 United States manufactured propulsion engines and pro-  
10 pulsion reduction gears into any Frigate program begin-  
11 ning not later than with the eleventh ship of the program.

12 SEC. 8096. None of the funds provided in this Act  
13 for requirements development, performance specification  
14 development, concept design and development, ship con-  
15 figuration development, systems engineering, naval archi-  
16 tecture, marine engineering, operations research analysis,  
17 industry studies, preliminary design, development of the  
18 Detailed Design and Construction Request for Proposals  
19 solicitation package, or related activities for the T-  
20 ARC(X) Cable Laying and Repair Ship or the T-  
21 AGOS(X) Oceanographic Surveillance Ship may be used  
22 to award a new contract for such activities unless these  
23 contracts include specifications that all auxiliary equip-  
24 ment, including pumps and propulsion shafts, are manu-  
25 factured in the United States.

1       SEC. 8097. No amounts credited or otherwise made  
2 available in this or any other Act to the Department of  
3 Defense Acquisition Workforce Development Account may  
4 be transferred to:

5           (1) the Rapid Prototyping Fund established  
6 under section 804(d) of the National Defense Au-  
7 thorization Act for Fiscal Year 2016 (10 U.S.C.  
8 2302 note); or

9           (2) credited to a military-department specific  
10 fund established under section 804(d)(2) of the Na-  
11 tional Defense Authorization Act for Fiscal Year  
12 2016.

13       SEC. 8098. None of the funds made available by this  
14 Act may be used for Government Travel Charge Card ex-  
15 penses by military or civilian personnel of the Department  
16 of Defense for gaming, or for entertainment that includes  
17 topless or nude entertainers or participants, as prohibited  
18 by Department of Defense FMR, Volume 9, Chapter 3  
19 and Department of Defense Instruction 1015.10 (enclo-  
20 sure 3, 14a and 14b).

21       SEC. 8099. (a) None of the funds made available in  
22 this Act may be used to maintain or establish a computer  
23 network unless such network is designed to block access  
24 to pornography websites.

1 (b) Nothing in subsection (a) shall limit the use of  
2 funds necessary for any Federal, State, tribal, or local law  
3 enforcement agency or any other entity carrying out crimi-  
4 nal investigations, prosecution, or adjudication activities,  
5 or for any activity necessary for the national defense, in-  
6 cluding intelligence activities.

7 SEC. 8100. None of the funds provided for, or other-  
8 wise made available, in this or any other Act, may be obli-  
9 gated or expended by the Secretary of Defense to provide  
10 motorized vehicles, aviation platforms, munitions other  
11 than small arms and munitions appropriate for customary  
12 ceremonial honors, operational military units, or oper-  
13 ational military platforms if the Secretary determines that  
14 providing such units, platforms, or equipment would un-  
15 dermine the readiness of such units, platforms, or equip-  
16 ment.

17 SEC. 8101. (a) None of the funds made available by  
18 this or any other Act may be used to enter into a contract,  
19 memorandum of understanding, or cooperative agreement  
20 with, make a grant to, or provide a loan or loan guarantee  
21 to any corporation that has any unpaid Federal tax liabil-  
22 ity that has been assessed, for which all judicial and ad-  
23 ministrative remedies have been exhausted or have lapsed,  
24 and that is not being paid in a timely manner pursuant  
25 to an agreement with the authority responsible for col-

1 lecting such tax liability, provided that the applicable Fed-  
2 eral agency is aware of the unpaid Federal tax liability.

3 (b) Subsection (a) shall not apply if the applicable  
4 Federal agency has considered suspension or debarment  
5 of the corporation described in such subsection and has  
6 made a determination that such suspension or debarment  
7 is not necessary to protect the interests of the Federal  
8 Government.

9 SEC. 8102. (a) Amounts appropriated under title IV  
10 of this Act, as detailed in budget activity eight in the ta-  
11 bles titled Explanation of Project Level Adjustments in  
12 the explanatory statement regarding this Act, may be used  
13 for expenses for the agile research, development, test and  
14 evaluation, procurement, production, modification, and op-  
15 eration and maintenance, only for the following Software  
16 and Digital Technology Pilot programs—

17 (1) Defensive CYBER—Software Prototype  
18 Development (PE 0608041A);

19 (2) Risk Management Information (PE  
20 0608013N);

21 (3) Maritime Tactical Command and Control  
22 (PE 0608231N);

23 (4) Space Domain Awareness/Planning/Tasking  
24 SW (PE 1208248SF);

1 (5) Global Command and Control System (PE  
2 0303150K);

3 (6) Acquisition Visibility (PE 0608648D8Z);

4 (7) Enterprise Platforms and Capabilities—  
5 Software Pilot Program (PE 0608140D8Z); and

6 (8) Accelerate the Procurement and Fielding of  
7 Innovative Technologies (APFIT) (PE  
8 0000000D8Z).

9 (b) None of the funds appropriated by this or prior  
10 Department of Defense Appropriations Acts may be obli-  
11 gated or expended to initiate additional Software and Dig-  
12 ital Technology Pilot Programs in fiscal year 2026.

13 SEC. 8103. None of the funds appropriated or other-  
14 wise made available by this Act may be used to transfer  
15 the National Reconnaissance Office to the Space Force:  
16 *Provided*, That nothing in this Act shall be construed to  
17 limit or prohibit cooperation, collaboration, and coordina-  
18 tion between the National Reconnaissance Office and the  
19 Space Force or any other elements of the Department of  
20 Defense.

21 SEC. 8104. None of the funds made available in this  
22 Act may be used in contravention of the following laws  
23 enacted or regulations promulgated to implement the  
24 United Nations Convention Against Torture and Other

1 Cruel, Inhuman or Degrading Treatment or Punishment  
2 (done at New York on December 10, 1984):

3 (1) Section 2340A of title 18, United States  
4 Code.

5 (2) Section 2242 of the Foreign Affairs Reform  
6 and Restructuring Act of 1998 (division G of Public  
7 Law 105–277; 112 Stat. 2681–822; 8 U.S.C. 1231  
8 note) and regulations prescribed thereto, including  
9 regulations under part 208 of title 8, Code of Fed-  
10 eral Regulations, and part 95 of title 22, Code of  
11 Federal Regulations.

12 (3) Sections 1002 and 1003 of the Department  
13 of Defense, Emergency Supplemental Appropriations  
14 to Address Hurricanes in the Gulf of Mexico, and  
15 Pandemic Influenza Act, 2006 (Public Law 109–  
16 148).

17 SEC. 8105. None of the funds made available by this  
18 Act may be used to provide arms, training, or other assist-  
19 ance to the Azov Battalion.

20 SEC. 8106. The Secretary of Defense may, in this  
21 fiscal year and each fiscal year thereafter, accept and re-  
22 tain contributions, including money, personal property,  
23 and services, from foreign governments and other entities,  
24 to carry out assistance authorized by section 1250 of the  
25 National Defense Authorization Act for Fiscal Year 2016

1 (Public Law 114–92): *Provided*, That such contributions  
2 received shall be available to the Secretary of Defense,  
3 with the concurrence of the Secretary of State, to provide  
4 assistance authorized by such section, for replacement of  
5 any weapons or articles provided to entities described in  
6 subparagraphs (A) and (B) of subsection (a)(1) of such  
7 section from the inventory of the United States, and to  
8 recover or dispose of equipment previously provided to  
9 such entities: *Provided further*, That the Secretary of De-  
10 fense shall consult with the congressional defense commit-  
11 tees in advance of the provision of support provided to  
12 forces or groups described in subparagraph (B) of such  
13 subsection: *Provided further*, That the Secretary of De-  
14 fense shall notify the congressional defense committees in  
15 writing upon the receipt and upon the obligation of any  
16 contribution, delineating the sources and amounts of the  
17 funds received and the specific use of such contributions:  
18 *Provided further*, That any notification of obligation of  
19 funds received in this section shall specify an estimated  
20 timeline for the delivery of defense articles and defense  
21 services provided and shall identify if any equipment pro-  
22 vided requires enhanced end-use monitoring: *Provided fur-*  
23 *ther*, That contributions of money for the purposes pro-  
24 vided herein from any foreign government or other entity  
25 may be credited to the Operation and Maintenance, De-

1 fense-Wide account, to remain available for the following  
2 two fiscal years, and used for such purposes: *Provided fur-*  
3 *ther*, That the Secretary of Defense shall provide quarterly  
4 reports to the congressional defense committees on the use  
5 and status of funds received pursuant to this section.

6 SEC. 8107. During the current fiscal year, the De-  
7 partment of Defense is authorized to incur obligations of  
8 not to exceed \$350,000,000 for purposes specified in sec-  
9 tion 2350j(c) of title 10, United States Code, in anticipa-  
10 tion of receipt of contributions, only from the Government  
11 of Kuwait, under that section: *Provided*, That, such con-  
12 tributions shall, upon receipt, be credited to the appropria-  
13 tions or fund which incurred such obligations.

14 SEC. 8108. Of the amounts appropriated in this Act  
15 under the heading “Operation and Maintenance, Defense-  
16 Wide”, for the Defense Security Cooperation Agency,  
17 \$1,499,808,000, to remain available until September 30,  
18 2027, shall be available for International Security Co-  
19 operation Programs and other programs to provide sup-  
20 port and assistance to foreign security forces or other  
21 groups or individuals to conduct, support or facilitate  
22 counterterrorism, crisis response, or building partner ca-  
23 pacity programs: *Provided*, That the Secretary of Defense  
24 shall, not less than 15 days prior to obligating funds made  
25 available in this section, notify the congressional defense

1 committees in writing of the details of any planned obliga-  
2 tion: *Provided further*, That the Secretary of Defense shall  
3 provide quarterly reports to the Committees on Appropria-  
4 tions of the House of Representatives and the Senate on  
5 the use and status of funds made available in this section.

6       SEC. 8109. Of the amounts appropriated in this Act  
7 under the heading “Operation and Maintenance, Defense-  
8 Wide”, for the Defense Security Cooperation Agency,  
9 \$267,298,000, to remain available until September 30,  
10 2027, shall be available for support authorized by sub-  
11 paragraphs (A) through (E) and (G) through (I) of section  
12 1226(a)(1) of the National Defense Authorization Act for  
13 Fiscal Year 2016 (22 U.S.C. 2151 note), of which not less  
14 than \$150,000,000 shall be for Jordan: *Provided*, That  
15 the Secretary of Defense shall, not less than 15 days prior  
16 to obligating funds made available under this section, no-  
17 tify the congressional defense committees in writing of the  
18 details of any planned obligation and the nature of the  
19 expenses incurred: *Provided further*, That the Secretary of  
20 Defense shall provide quarterly reports to the Committees  
21 on Appropriations of the House of Representatives and the  
22 Senate on the use and status of funds made available in  
23 this section.

1       SEC. 8110. None of the funds made available by this  
2 Act may be used in contravention of the War Powers Res-  
3 olution (50 U.S.C. 1541 et seq.).

4       SEC. 8111. None of the funds made available by this  
5 Act for excess defense articles, assistance under section  
6 333 of title 10, United States Code, or peacekeeping oper-  
7 ations for the countries designated annually to be in viola-  
8 tion of the standards of the Child Soldiers Prevention Act  
9 of 2008 (Public Law 110–457; 22 U.S.C. 2370c–1) may  
10 be used to support any military training or operation that  
11 includes child soldiers, as defined by the Child Soldiers  
12 Prevention Act of 2008, unless such assistance is other-  
13 wise permitted under section 404 of the Child Soldiers  
14 Prevention Act of 2008.

15       SEC. 8112. None of the funds made available by this  
16 Act may be made available for any member of the Taliban.

17       SEC. 8113. Notwithstanding any other provision of  
18 law, any transfer of funds, appropriated or otherwise made  
19 available by this Act, for support to friendly foreign coun-  
20 tries in connection with the conduct of operations in which  
21 the United States is not participating, pursuant to section  
22 331(d) of title 10, United States Code, shall be made in  
23 accordance with section 8005 of this Act.

24       SEC. 8114. (a) None of the funds appropriated or  
25 otherwise made available by this or any other Act may

1 be used by the Secretary of Defense, or any other official  
2 or officer of the Department of Defense, to enter into a  
3 contract, memorandum of understanding, or cooperative  
4 agreement with, or make a grant to, or provide a loan  
5 or loan guarantee to Rosoboronexport or any subsidiary  
6 of Rosoboronexport.

7 (b) The Secretary of Defense may waive the limita-  
8 tion in subsection (a) if the Secretary, in consultation with  
9 the Secretary of State and the Director of National Intel-  
10 ligence, determines that it is in the vital national security  
11 interest of the United States to do so, and certifies in writ-  
12 ing to the congressional defense committees that—

13 (1) Rosoboronexport has ceased the transfer of  
14 lethal military equipment to, and the maintenance of  
15 existing lethal military equipment for, the Govern-  
16 ment of the Syrian Arab Republic;

17 (2) the armed forces of the Russian Federation  
18 have withdrawn from Ukraine; and

19 (3) agents of the Russian Federation have  
20 ceased taking active measures to destabilize the con-  
21 trol of the Government of Ukraine over eastern  
22 Ukraine.

23 (c) The Inspector General of the Department of De-  
24 fense shall conduct a review of any action involving  
25 Rosoboronexport with respect to a waiver issued by the

1 Secretary of Defense pursuant to subsection (b), and not  
2 later than 90 days after the date on which such a waiver  
3 is issued by the Secretary of Defense, the Inspector Gen-  
4 eral shall submit to the congressional defense committees  
5 a report containing the results of the review conducted  
6 with respect to such waiver.

7       SEC. 8115. The Secretary of Defense shall notify the  
8 congressional defense committees in writing not more than  
9 30 days after the receipt of any contribution of funds re-  
10 ceived from the government of a foreign country for any  
11 purpose relating to the stationing or operations of the  
12 United States Armed Forces: *Provided*, That such notifi-  
13 cation shall include the amount of the contribution; the  
14 purpose for which such contribution was made; and the  
15 authority under which such contribution was accepted by  
16 the Secretary of Defense: *Provided further*, That not fewer  
17 than 15 days prior to obligating such funds, the Secretary  
18 of Defense shall submit to the congressional defense com-  
19 mittees in writing a notification of the planned use of such  
20 contributions, including whether such contributions would  
21 support existing or new stationing or operations of the  
22 United States Armed Forces.

23       SEC. 8116. (a) The Chairman of the Joint Chiefs,  
24 in coordination with the Secretaries of the military depart-  
25 ments and the Chiefs of the Armed Forces, shall submit

1 to the congressional defense committees, not later than 30  
2 days after the last day of each quarter of the fiscal year,  
3 a report on the use of operation and maintenance funds  
4 for activities or exercises in excess of \$5,000,000 that have  
5 been designated by the Secretary of Defense as unplanned  
6 activities for fiscal year 2026.

7 (b) Each report required by subsection (a) shall also  
8 include—

9 (1) the title, date, and location, of each activity  
10 and exercise covered by the report;

11 (2) an identification of the military department  
12 and units that participated in each such activity or  
13 exercise (including an estimate of the number of  
14 participants);

15 (3) the total cost of the activity or exercise, by  
16 budget line item (with a breakdown by cost element  
17 such as transportation); and

18 (4) a short explanation of the objective of the  
19 activity or exercise.

20 (c) The report required by subsection (a) shall be  
21 submitted in unclassified form, but may include a classi-  
22 fied annex.

23 SEC. 8117. (a) Within 45 days of enactment of this  
24 Act, the Secretary of Defense shall allocate amounts made  
25 available from the Creating Helpful Incentives to Produce

1 Semiconductors (CHIPS) for America Defense Fund for  
2 fiscal year 2026 pursuant to the transfer authority in sec-  
3 tion 102(b)(1) of the CHIPS Act of 2022 (division A of  
4 Public Law 117–167), to the account specified, in the  
5 amounts specified, and for the projects and activities spec-  
6 ified, in the table titled “Department of Defense Alloca-  
7 tion of Funds: CHIPS and Science Act Fiscal Year 2026”  
8 in the report accompanying this Act.

9 (b) Neither the President nor his designee may allo-  
10 cate any amounts that are made available for any fiscal  
11 year under section 102(b)(2) of the CHIPS Act of 2022  
12 if there is in effect an Act making or continuing appro-  
13 priations for part of a fiscal year for the Department of  
14 Defense: *Provided*, That in any fiscal year, the matter pre-  
15 ceding this proviso shall not apply to the allocation, appor-  
16 tionment, or allotment of amounts for continuing adminis-  
17 tration of programs allocated using funds transferred from  
18 the CHIPS for America Defense Fund, which may be allo-  
19 cated pursuant to the transfer authority in section  
20 102(b)(1) of the CHIPS Act of 2022 only in amounts that  
21 are no more than the allocation for such purposes in sub-  
22 section (a) of this section.

23 (c) The Secretary of Defense may reallocate funds  
24 allocated by subsection (a) of this section, subject to the  
25 terms and conditions contained in the provisos in section

1 8005 of this Act: *Provided*, That amounts may be reallo-  
2 cated pursuant to this subsection only for those require-  
3 ments necessary to carry out section 9903(b) of the Wil-  
4 liam M. (Mac) Thornberry National Defense Authoriza-  
5 tion Act for Fiscal Year 2021 (Public Law 116–283).

6 (d) Concurrent with the annual budget submission of  
7 the President for fiscal year 2027, the Secretary of De-  
8 fense shall submit to the Committees on Appropriations  
9 of the House of Representatives and the Senate proposed  
10 allocations by account and by program, project, or activity,  
11 with detailed justifications, for amounts made available  
12 under section 102(b)(2) of the CHIPS Act of 2022 for  
13 fiscal year 2027.

14 (e) The Department of Defense shall provide the  
15 Committees on Appropriations of the House of Represent-  
16 atives and Senate quarterly reports on the status of bal-  
17 ances of projects and activities funded by the CHIPS for  
18 America Defense Fund for amounts allocated pursuant to  
19 subsection (a) of this section, including all uncommitted,  
20 committed, and unobligated funds.

21 SEC. 8118. Not later than 15 days after the date on  
22 which any foreign base that involves the stationing or op-  
23 erations of the United States Armed Forces, including a  
24 temporary base, permanent base, or base owned and oper-  
25 ated by a foreign country, is opened or closed, the Sec-

1 retary of Defense shall notify the congressional defense  
2 committees in writing of the opening or closing of such  
3 base: *Provided*, That such notification shall also include  
4 information on any personnel changes, costs, and savings  
5 associated with the opening or closing of such base.

6 SEC. 8119. None of the funds appropriated or other-  
7 wise made available by this or any other Act shall be obli-  
8 gated or expended by the United States Government for  
9 any of the following purposes:

10 (1) To establish any military installation or  
11 base for the purpose of providing for the permanent  
12 stationing of United States Armed Forces in Iraq.

13 (2) To exercise United States control over any  
14 oil resource of Iraq or Syria.

15 SEC. 8120. Up to \$500,000,000 of the funds appro-  
16 priated by this Act under the heading “Operation and  
17 Maintenance, Defense-Wide” for the Defense Security Co-  
18 operation Agency may be used to support the armed forces  
19 of Jordan.

20 SEC. 8121. The amounts appropriated in title II of  
21 this Act are hereby reduced by \$1,050,000,000 to reflect  
22 excess cash balances in Department of Defense Working  
23 Capital Funds, as follows:

24 (1) From “Operation and Maintenance, Army”,  
25 \$100,000,000;

1           (2) From “Operation and Maintenance, Navy”,  
2           \$450,000,000; and

3           (3) From “Operation and Maintenance, Air  
4           Force”, \$500,000,000.

5           SEC. 8122. Of the funds appropriated in this Act  
6 under the heading “Operation and Maintenance, Defense-  
7 Wide”, \$47,000,000 shall be for continued implementation  
8 and expansion of the Sexual Assault Special Victims’  
9 Counsel Program: *Provided*, That the funds are made  
10 available for transfer to the Department of the Army, the  
11 Department of the Navy, and the Department of the Air  
12 Force: *Provided further*, That funds transferred shall be  
13 merged with and available for the same purposes and for  
14 the same time period as the appropriations to which the  
15 funds are transferred: *Provided further*, That this transfer  
16 authority is in addition to any other transfer authority  
17 provided in this Act.

18           SEC. 8123. In carrying out the program described in  
19 the memorandum on the subject of “Policy for Assisted  
20 Reproductive Services for the Benefit of Seriously or Se-  
21 verely Ill/Injured (Category II or III) Active Duty Service  
22 Members” issued by the Assistant Secretary of Defense  
23 for Health Affairs on April 3, 2012, and the guidance  
24 issued to implement such memorandum, the Secretary of

1 Defense shall apply such policy and guidance, except  
2 that—

3 (1) the limitation on periods regarding embryo  
4 cryopreservation and storage set forth in part III(G)  
5 and in part IV(H) of such memorandum shall not  
6 apply; and

7 (2) the term “assisted reproductive technology”  
8 shall include embryo cryopreservation and storage  
9 without limitation on the duration of such  
10 cryopreservation and storage.

11 SEC. 8124. The Secretary of Defense may obligate  
12 funds made available by this Act for procurement or for  
13 research, development, test and evaluation for the F-35  
14 Joint Strike Fighter to modify not fewer than nine F-  
15 35 aircraft, including at least three F-35 aircraft of each  
16 variant, for any test configuration: *Provided*, That the  
17 Secretary of Defense shall, with the concurrence of the  
18 Secretary of the Air Force and the Secretary of the Navy,  
19 notify the congressional defense committees not fewer  
20 than 30 days prior to obligating funds under this section:  
21 *Provided further*, That any transfer of funds pursuant to  
22 the authority provided in this section shall be made in ac-  
23 cordance with section 8005 of this Act.

24 SEC. 8125. None of the funds appropriated or other-  
25 wise made available by this or any other Act may be obli-

1 gated to integrate an alternative engine on any F-35 air-  
2 craft.

3       SEC. 8126. The Secretary of Defense may use up to  
4 \$650,000,000 of the amounts appropriated or otherwise  
5 made available in this Act to the Department of Defense  
6 for the rapid acquisition and deployment of supplies and  
7 associated support services pursuant to section 3601 of  
8 title 10, United States Code, but only for the purposes  
9 specified in clauses (i), (ii), (iii), and (iv) of subsection  
10 (c)(3)(B) of such section and subject to the applicable lim-  
11 its specified in clauses (i), (ii), and (iii) of such subsection  
12 and, in the case of clause (iv) of such subsection, subject  
13 to a limit of \$50,000,000, or for the purposes specified  
14 in section 229 of the National Defense Authorization Act  
15 for Fiscal Year 2024 (Public Law 118-31) and subject  
16 to a limit of \$100,000,000: *Provided*, That the Secretary  
17 of Defense shall notify the congressional defense commit-  
18 tees promptly of all uses of this authority.

19       SEC. 8127. Notwithstanding section 8056 of this Act,  
20 amounts appropriated under the heading “Research, De-  
21 velopment, Test and Evaluation, Defense-Wide” of this  
22 Act, as detailed in budget activity eight in the tables titled  
23 Explanation of Project Level Adjustments in the explana-  
24 tory statement accompanying this Act for “Defense Inno-  
25 vation Unit (DIU) Fielding” line 301, may be used for

1 expenses for agile research, development, test and evalua-  
2 tion, procurement, production, modification, and operation  
3 and maintenance requirements, including the initial acqui-  
4 sition of end-items for operational use: *Provided*, That  
5 none of these funds may be obligated or expended until  
6 15 days after the Secretary of Defense provides the con-  
7 gressional defense committees a detailed execution plan  
8 for such funds.

9 SEC. 8128. None of the funds made available by this  
10 Act may be used to support any activity conducted by,  
11 or associated with, the Wuhan Institute of Virology.

12 SEC. 8129. None of the funds made available by this  
13 Act may be used to fund any work to be performed by  
14 EcoHealth Alliance, Inc. in China on research supported  
15 by the government of China unless the Secretary of De-  
16 fense determines that a waiver to such prohibition is in  
17 the national security interests of the United States and,  
18 not later than 14 days after granting such a waiver, sub-  
19 mits to the congressional defense committees a detailed  
20 justification for the waiver, including—

21 (1) an identification of the Department of De-  
22 fense entity obligating or expending the funds;

23 (2) an identification of the amount of such  
24 funds;

1           (3) an identification of the intended purpose of  
2 such funds;

3           (4) an identification of the recipient or prospec-  
4 tive recipient of such funds (including any third-  
5 party entity recipient, as applicable);

6           (5) an explanation for how the waiver is in the  
7 national security interests of the United States; and

8           (6) any other information the Secretary deter-  
9 mines appropriate.

10       SEC. 8130. None of the funds appropriated or other-  
11 wise made available in this or any other Act may be used  
12 to transfer, release, or assist in the transfer or release to  
13 or within the United States, its territories, or possessions  
14 Khalid Sheikh Mohammed or any other detainee who—

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

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

20       SEC. 8131. None of the funds appropriated or other-  
21 wise made available in this Act may be used to transfer  
22 any individual detained at United States Naval Station  
23 Guantanamo Bay, Cuba, to the custody or control of the  
24 individual's country of origin, any other foreign country,  
25 or any other foreign entity except in accordance with sec-

1 tion 1034 of the National Defense Authorization Act for  
2 Fiscal Year 2016 (Public Law 114–92) and section 1035  
3 of the John S. McCain National Defense Authorization  
4 Act for Fiscal Year 2019 (Public Law 115–232).

5       SEC. 8132. (a) None of the funds appropriated or  
6 otherwise made available in this or any other Act may be  
7 used to construct, acquire, or modify any facility in the  
8 United States, its territories, or possessions to house any  
9 individual described in subsection (c) for the purposes of  
10 detention or imprisonment in the custody or under the ef-  
11 fective control of the Department of Defense.

12       (b) The prohibition in subsection (a) shall not apply  
13 to any modification of facilities at United States Naval  
14 Station, Guantanamo Bay, Cuba.

15       (c) An individual described in this subsection is any  
16 individual who, as of June 24, 2009, is located at United  
17 States Naval Station, Guantanamo Bay, Cuba, and who—

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

21           (2) is—

22               (A) in the custody or under the effective  
23 control of the Department of Defense; or

24               (B) otherwise under detention at United  
25 States Naval Station, Guantanamo Bay, Cuba.

1       SEC. 8133. None of the funds made available by this  
2 Act may be used to carry out the closure or realignment  
3 of the United States Naval Station, Guantanamo Bay,  
4 Cuba.

5       SEC. 8134. There is appropriated to the “Depart-  
6 ment of Defense Credit Program Account” established  
7 pursuant to section 149(e)(5) of title 10, United States  
8 Code, \$97,770,000, to remain available until expended, to  
9 carry out a pilot program on capital assistance to support  
10 defense investment in the industrial base as authorized by  
11 section 149(e) of such title, of which up to \$2,500,000  
12 may be used for administrative expenses and project-spe-  
13 cific transaction costs: *Provided*, That costs of loans and  
14 loan guarantees, including the cost of modifying such  
15 loans and loan guarantees, shall be as defined in section  
16 502 of the Congressional Budget Act of 1974: *Provided*  
17 *further*, That such amounts are available to subsidize gross  
18 obligations for the principal amount of loans, and total  
19 loan principal, any part of which is to be guaranteed, not  
20 to exceed \$4,390,000,000: *Provided further*, That, for the  
21 purposes of carrying out the Congressional Budget Act of  
22 1974, the Director of the Congressional Budget Office  
23 may request, and the Secretary shall promptly provide  
24 documentation and information relating to a project re-

1 ceiving capital assistance as authorized under section  
2 149(e) of such title.

3 SEC. 8135. None of the funds appropriated or other-  
4 wise made available by this Act may be used to divest or  
5 prepare to divest more than eight U-2 aircraft.

6 SEC. 8136. The amounts appropriated in title II of  
7 this Act are hereby reduced by \$1,204,617,000 to reflect  
8 savings attributable to efficiencies, streamlining of func-  
9 tions, and management improvements in the Department  
10 of Defense, as follows:

11 (1) From “Operation and Maintenance, Army”,  
12 \$563,288,000;

13 (2) From “Operation and Maintenance, Navy”,  
14 \$109,159,000;

15 (3) From “Operation and Maintenance, Marine  
16 Corps”, \$9,467,000;

17 (4) From “Operation and Maintenance, Air  
18 Force”, \$319,765,000;

19 (5) From “Operation and Maintenance, Space  
20 Force”, \$6,493,000; and

21 (6) From “Operation and Maintenance, De-  
22 fense-Wide”, \$196,445,000:

23 *Provided*, That such reduction may not be derived from  
24 amounts appropriated by this Act for the National Intel-  
25 ligence Program or the Military Intelligence Program.

1           SEC. 8137. (a) Concurrent with the annual budget  
2 submission of the President for fiscal year 2027, and each  
3 fiscal year thereafter, pursuant to section 1105(a) of title  
4 31, United States Code, the Secretary of Defense shall  
5 submit to the Committees on Appropriations of the House  
6 of Representatives and the Senate the following with re-  
7 spect to amounts made available by Public Law 119–21  
8 until all such amounts have been expended:

9           (1) proposed allocations by account, by fiscal  
10 year, and by program, project, or activity, with de-  
11 tailed justifications;

12           (2) P–1 and R–1 budget justification docu-  
13 ments, which shall identify the allocation of funds by  
14 program, project, and activity; and

15           (3) budget justification documents, to be known  
16 as M–1 and O–1, which shall identify the allocation  
17 of funds by budget activity, activity group, and sub-  
18 activity group.

19           (b) Subsequent to the submission required in sub-  
20 section (a), the Secretary of Defense shall submit to the  
21 Committees on Appropriations of the House of Represent-  
22 atives and Senate quarterly reports on the status of bal-  
23 ances of projects and activities funded using amounts de-  
24 scribed in subsection (a), including all uncommitted, com-

1 mitted, and unobligated funds, until all such amounts have  
2 been expended.

3       SEC. 8138. The Secretary of Defense shall obligate  
4 funds made available by this or any other Act, including  
5 prior year Acts, under the heading “Research, Develop-  
6 ment, Test and Evaluation, Navy” for the Next Genera-  
7 tion Fighter program for the purpose of executing the en-  
8 gineering and manufacturing development contract for the  
9 Next Generation Fighter aircraft in a manner that  
10 achieves accelerated Initial Operational Capability: *Pro-*  
11 *vided*, That none of the funds made available to the De-  
12 partment of Defense for this fiscal year or any prior fiscal  
13 year may be used to pause, cancel, or terminate the Next  
14 Generation Fighter program.

15       SEC. 8139. Of the funds provided under the heading  
16 “Operation and Maintenance, Navy”, not less than  
17 \$80,000,000 shall be made available for the establishment  
18 of a Platform Supply Vessel Pilot Program (in this section  
19 referred to as the “Program”) for the purpose of vali-  
20 dating Service requirements necessary to meet at-sea and  
21 in-shore logistics operations: *Provided*, That the Program  
22 shall evaluate options to time charter no less than six, and  
23 enter into a contractual agreement for no less than two  
24 time charters: *Provided further*, That the condition of the  
25 time charter should consider existing United States-built

1 platform supply vessels that are documented under the  
2 laws of the United States, owned by a citizen of the United  
3 States under 46 U.S.C. 50501, configured for logistics  
4 support in the Indo-Pacific region that can meet the regu-  
5 latory and physical requirements to transport nearly  
6 500,000 gallons of various standard fuels, and provide up  
7 to 10,000 square feet of combined deck space for trans-  
8 port of military equipment and personnel for delivery in  
9 and out of shallow draft ports in the Indo-Pacific region:  
10 *Provided further*, That the Secretary of the Navy shall pro-  
11 vide a briefing within 180 days after the enactment of this  
12 Act to the House and Senate Appropriations Committees  
13 on the status of the Program and the effectiveness of  
14 using PSVs to fill this critical need.

15 SEC. 8140. Funds made available for the UH-60  
16 Blackhawk aircraft program under this or any other Act,  
17 including prior year Acts, under the headings “Aircraft  
18 Procurement, Army” and “Research, Development, Test  
19 and Evaluation, Army” shall be obligated only for the pur-  
20 poses for which such funds were appropriated and such  
21 funds may not be reprogrammed or transferred for other  
22 purposes: *Provided*, That none of the funds made available  
23 to the Department of Defense for this fiscal year or any  
24 prior fiscal year may be used to pause, cancel, or termi-

1 nate the UH–60 Blackhawk aircraft program or to pre-  
2 pare to pause, cancel, or terminate such program.

3 SEC. 8141. Funds made available for the E–7  
4 Wedgetail aircraft program under this or any other Act,  
5 including prior year Acts, under the headings “Aircraft  
6 Procurement, Air Force” and “Research, Development,  
7 Test and Evaluation, Air Force” shall be obligated only  
8 for the purposes for which such funds were appropriated  
9 and such funds may not be reprogrammed or transferred  
10 for other purposes: *Provided*, That none of the funds made  
11 available to the Department of Defense for this fiscal year  
12 or any prior fiscal year may be used to pause, cancel, or  
13 terminate the E–7 Wedgetail aircraft program or to pre-  
14 pare to pause, cancel, or terminate such program.

15 SEC. 8142. None of the funds made available by this  
16 Act may be used to close—

17 (1) the Rock Island Arsenal Museum located in  
18 Rock Island Arsenal, Illinois;

19 (2) the Fort Sill National Historic Landmark  
20 and Museum located in Lawton, Oklahoma;

21 (3) the United States Army Transportation  
22 Museum located at Fort Eustis, Virginia; or

23 (4) the General George Patton Museum of  
24 Leadership located at Fort Knox, Kentucky.

1           SEC. 8143. Of the amounts appropriated in this Act  
2 under the heading “Operation and Maintenance, Defense-  
3 Wide”, for the Defense Security Cooperation Agency,  
4 \$1,000,000,000, to remain available until September 30,  
5 2027, shall be for the Taiwan Security Cooperation Initia-  
6 tive: *Provided*, That such funds shall be available to the  
7 Secretary of Defense, with the concurrence of the Sec-  
8 retary of State, to provide assistance, including new pro-  
9 curement of defense articles, services, and military edu-  
10 cation and training to Taiwan: *Provided further*, That  
11 equipment procured using funds made available in this  
12 section, and not yet transferred to Taiwan, or returned  
13 by Taiwan to the United States, may be treated as stocks  
14 of the Department of Defense upon written notification  
15 to the congressional defense committees: *Provided further*,  
16 That the Secretary of Defense shall, not less than 15 days  
17 prior to obligating funds made available in this section,  
18 notify the congressional defense committees in writing of  
19 the details of any such obligation: *Provided further*, That  
20 the Secretary of Defense shall provide quarterly reports  
21 to the congressional defense committees on the use and  
22 status of funds made available in this section.

23           SEC. 8144. Of the amounts appropriated or otherwise  
24 made available by title II of this Act under the heading  
25 “Operation and Maintenance, Air Force”, the Secretary

1 of Defense may reimburse the Federated States of Micro-  
2 nesia in an amount not to exceed \$34,000,000 for land  
3 acquisition costs for defense sites in Yap.

4 SEC. 8145. The total amount appropriated in title II  
5 of this Act is hereby reduced by \$550,000,000 to reflect  
6 savings due to favorable bulk fuel rates: *Provided*, That  
7 such reduction may not be derived from amounts appro-  
8 priated by this Act for the National Intelligence Program  
9 or the Military Intelligence Program.

10 SEC. 8146. In making Federal financial assistance,  
11 the Department of Defense shall continue to apply the ne-  
12 gotiated indirect cost rates in section 200.414 of title 2,  
13 Code of Federal Regulations, including with respect to the  
14 approval of deviations from negotiated indirect cost rates,  
15 to the same extent and in the same manner as such nego-  
16 tiated indirect cost rates were applied in fiscal year 2024:  
17 *Provided*, That none of the funds appropriated in this or  
18 prior Department of Defense Appropriations Acts, or oth-  
19 erwise made available to the Department of Defense may  
20 be used to develop, modify, or implement changes to such  
21 fiscal year 2024 negotiated indirect cost rates.

22 (INCLUDING TRANSFER OF FUNDS)

23 SEC. 8147. Of the amounts appropriated in this Act  
24 under the heading “Operation and Maintenance, Defense-  
25 Wide”, \$150,000,000, to remain available until September

1 30, 2027, may be used for replacement of defense articles  
2 and for reimbursement of defense services provided to or  
3 identified for provision to Taiwan: *Provided*, That such  
4 funds may be transferred to appropriations made available  
5 under titles II, III, IV, and V of this Act for replacement,  
6 through new procurement or repair of existing unservice-  
7 able equipment, of defense articles from the stocks of the  
8 Department of Defense, and for reimbursement for de-  
9 fense services of the Department of Defense and military  
10 education and training, provided to the government of Tai-  
11 wan or to foreign countries that have provided support to  
12 Taiwan at the request of the United States: *Provided fur-*  
13 *ther*, That funds transferred pursuant to this section shall  
14 be merged with and available for the same purposes and  
15 for the same time period as the appropriations to which  
16 the funds are transferred: *Provided further*, That the Sec-  
17 retary of Defense shall notify the congressional defense  
18 committees of the details of such transfers not less than  
19 15 days before any such transfer: *Provided further*, That  
20 upon a determination that all or part of the funds trans-  
21 ferred from this appropriation are not necessary for the  
22 purposes provided herein, such amounts may be trans-  
23 ferred back and merged with this appropriation: *Provided*  
24 *further*, That the transfer authority provided in this sec-

1 tion is in addition to any other transfer authority provided  
2 in this Act.

3 SEC. 8148. None of the funds made available to the  
4 Department of Defense for this fiscal year or any prior  
5 fiscal year may be used by the Department of Defense  
6 to award a sole-source or non-competitive contract in ex-  
7 cess of \$100,000,000 for space-based airborne moving tar-  
8 get indication systems.

9 SEC. 8149. None of the funds made available to the  
10 Department of Defense for this fiscal year or any prior  
11 fiscal year may be used to pause, cancel, or terminate the  
12 Next-Generation Overhead Persistent Infrared Geo-  
13 synchronous Earth Orbit and the Next-Generation Over-  
14 head Persistent Infrared Polar programs.

15 SEC. 8150. Any transactions or follow-on trans-  
16 actions entered into pursuant to the authority in section  
17 2808a of title 10, United States Code, to carry out repair  
18 and construction projects for facilities may only be carried  
19 out if, without regard to section 2808a, such projects are  
20 otherwise authorized by law and the use of military con-  
21 struction, operation and maintenance, or research, devel-  
22 opment, test and evaluation funds is otherwise authorized  
23 for such projects: *Provided*, That none of the funds appro-  
24 priated or otherwise made available by this or prior Acts,  
25 by title I of division D of Public Law 119–37 or by any

1 prior Act making appropriations for Military Construc-  
2 tion, Veterans Affairs, and Related Agencies, or by funds  
3 made available to the Department of Defense in Public  
4 Law 119–21 may be transferred pursuant to the authority  
5 in section 2808a of title 10, United States Code.

6 SEC. 8151. The amounts appropriated in title IV of  
7 this Act are hereby reduced by \$1,000,000,000 due to the  
8 expiration of authorizations contained in 15 U.S.C. 638,  
9 as follows:

10 “Research, Development, Test and Evaluation,  
11 Army”, \$140,000,000;

12 “Research, Development, Test and Evaluation,  
13 Navy”, \$157,000,000;

14 “Research, Development, Test and Evaluation,  
15 Air Force”, \$325,000,000;

16 “Research, Development, Test and Evaluation,  
17 Space Force”, \$140,000,000; and

18 “Research, Development, Test and Evaluation,  
19 Defense-Wide”, \$238,000,000:

20 *Provided*, That this section shall not apply to appropria-  
21 tions for the National Intelligence Program: *Provided fur-*  
22 *ther*, That if a law reauthorizing 15 U.S.C. 638 for fiscal  
23 year 2026 is enacted after the date of the enactment of  
24 this section and before September 30, 2026, the required  
25 expenditure amount in 15 U.S.C. 638 for the Department

1 of Defense for such program for such fiscal year shall be  
2 prorated on an annual basis for the remainder of such fis-  
3 cal year based on the extramural budget (as defined in  
4 15 U.S.C. 638(e)(1)) of the Department on the date of  
5 the enactment of such law.

6       SEC. 8152. Of the amounts appropriated in this Act  
7 under the heading “Operation and Maintenance, Defense-  
8 Wide”, for the Defense Security Cooperation Agency,  
9 \$200,000,000, to remain available until September 30,  
10 2027, shall be available for the International Security Co-  
11 operation Program – Baltic Security Initiative to provide  
12 support and assistance to the foreign security forces of  
13 Estonia, Latvia, and Lithuania in accordance with the ob-  
14 jectives identified by section 1247 of the National Defense  
15 Authorization Act for Fiscal Year 2026 (Public Law 119–  
16 60): *Provided*, That the Secretary of Defense shall, not  
17 less than 15 days prior to obligating funds made available  
18 in this section, notify the congressional defense commit-  
19 tees in writing of the details of any planned obligation:  
20 *Provided further*, That the Secretary of Defense shall pro-  
21 vide quarterly reports to the Committees on Appropria-  
22 tions of the House of Representatives and the Senate on  
23 the use and status of funds made available in this section.

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 8153. (a) In addition to amounts made available  
3 elsewhere in this Act, \$500,000,000, of which not less  
4 than \$150,000,000 shall be available only for the quali-  
5 fication and testing of second source providers, is hereby  
6 appropriated to the Department of Defense and may be  
7 transferred to the procurement accounts of the Army,  
8 Navy, Air Force, and Department of Defense and the “Re-  
9 search, Development, Test and Evaluation, Defense-  
10 Wide” account, only for the following purposes—

11 (1) investment in modernization, expansion, or  
12 facilitization of the solid rocket motor industrial  
13 base, including capital equipment, tooling, and facil-  
14 ity upgrades;

15 (2) workforce development, training, and reten-  
16 tion;

17 (3) supplier base expansion and qualification,  
18 including second- and third-tier vendors and non-  
19 traditional manufacturers;

20 (4) process improvements, automation, and dig-  
21 ital manufacturing; and

22 (5) risk reduction and surge capacity initiatives  
23 necessary to ensure reliable, affordable, and timely  
24 production of solid rocket motors and related  
25 energetics:

1 (b) Not later than 60 days after the date of the enact-  
2 ment of this Act, the Secretary of Defense shall provide  
3 a briefing to the congressional defense committees on  
4 planned activities under this section, including an expla-  
5 nation of how competition considerations and industry  
6 input were incorporated into acquisition and execution de-  
7 cisions: *Provided*, That none of the funds provided under  
8 this section may be obligated or expended until 30 days  
9 after the Secretary of Defense provides to the congres-  
10 sional defense committees a detailed execution plan for the  
11 use of such funds: *Provided further*, That the Secretary  
12 of Defense shall, not fewer than 15 days prior to any  
13 transfer of funds, notify the Committees on Appropria-  
14 tions of the House of Representatives and the Senate in  
15 writing of the details of any such transfer: *Provided fur-*  
16 *ther*, That upon transfer, the funds shall be merged with  
17 and available for the same purposes, and for the same  
18 time period, as the appropriation to which transferred:  
19 *Provided further*, That upon a determination that all or  
20 part of the funds transferred from this appropriation are  
21 not necessary for the purposes provided herein, such  
22 amounts may be transferred back and merged with this  
23 appropriation: *Provided further*, That the transfer author-  
24 ity provided under this section is in addition to any other  
25 transfer authority provided elsewhere in this Act.

1        This division may be cited as the “Department of De-  
2   fense Appropriations Act, 2026”.

1 **DIVISION B—DEPARTMENTS OF LABOR,**  
2 **HEALTH AND HUMAN SERVICES, AND**  
3 **EDUCATION, AND RELATED AGENCIES**  
4 **APPROPRIATIONS ACT, 2026**

5 TITLE I

6 DEPARTMENT OF LABOR

7 EMPLOYMENT AND TRAINING ADMINISTRATION

8 TRAINING AND EMPLOYMENT SERVICES

9 For necessary expenses of the Workforce Innovation  
10 and Opportunity Act (referred to in this Act as “WIOA”)  
11 and the National Apprenticeship Act, \$3,981,588,000 plus  
12 reimbursements, shall be available. Of the amounts pro-  
13 vided:

14 (1) for grants to States for adult employment  
15 and training activities, youth activities, and dis-  
16 located worker employment and training activities,  
17 \$2,919,332,000 as follows:

18 (A) \$875,649,000 for adult employment  
19 and training activities, of which \$163,649,000  
20 shall be available for the period July 1, 2026  
21 through June 30, 2027, and of which  
22 \$712,000,000 shall be available for the period  
23 October 1, 2026 through June 30, 2027;

1 (B) \$948,130,000 for youth activities,  
2 which shall be available for the period April 1,  
3 2026 through June 30, 2027; and

4 (C) \$1,095,553,000 for dislocated worker  
5 employment and training activities, of which  
6 \$235,553,000 shall be available for the period  
7 July 1, 2026 through June 30, 2027, and of  
8 which \$860,000,000 shall be available for the  
9 period October 1, 2026 through June 30, 2027:

10 *Provided*, That the funds available for allotment to  
11 outlying areas to carry out subtitle B of title I of the  
12 WIOA shall not be subject to the requirements of  
13 section 127(b)(1)(B)(ii) of such Act: *Provided fur-*  
14 *ther*, That notwithstanding the requirements of  
15 WIOA, outlying areas may submit a single applica-  
16 tion for a consolidated grant that awards funds that  
17 would otherwise be available to such areas to carry  
18 out the activities described in subtitle B of title I of  
19 the WIOA: *Provided further*, That such application  
20 shall be submitted to the Secretary of Labor (re-  
21 ferred to in this title as “Secretary”), at such time,  
22 in such manner, and containing such information as  
23 the Secretary may require: *Provided further*, That  
24 outlying areas awarded a consolidated grant de-  
25 scribed in the preceding provisos may use the funds

1 for any of the programs and activities authorized  
2 under such subtitle B of title I of the WIOA subject  
3 to approval of the application and such reporting re-  
4 quirements issued by the Secretary; and

5 (2) for national programs, \$1,062,256,000 as  
6 follows:

7 (A) \$300,859,000 for the dislocated work-  
8 ers assistance national reserve, of which  
9 \$100,859,000 shall be available for the period  
10 July 1, 2026 through September 30, 2027, and  
11 of which \$200,000,000 shall be available for the  
12 period October 1, 2026 through September 30,  
13 2027: *Provided*, That funds provided to carry  
14 out section 132(a)(2)(A) of the WIOA may be  
15 used to provide assistance to a State for state-  
16 wide or local use in order to address cases  
17 where there have been worker dislocations  
18 across multiple sectors or across multiple local  
19 areas and such workers remain dislocated; co-  
20 ordinate the State workforce development plan  
21 with emerging economic development needs; and  
22 train such eligible dislocated workers: *Provided*  
23 *further*, That funds provided to carry out sec-  
24 tions 168(b) and 169(c) of the WIOA may be  
25 used for technical assistance and demonstration

1 projects, respectively, that provide assistance to  
2 new entrants in the workforce and incumbent  
3 workers: *Provided further*, That notwithstanding  
4 section 168(b) of the WIOA, of the funds pro-  
5 vided under this subparagraph, the Secretary  
6 may reserve not more than 10 percent of such  
7 funds to provide technical assistance and carry  
8 out additional activities related to the transition  
9 to the WIOA: *Provided further*, That of the  
10 funds provided under this subparagraph,  
11 \$120,000,000 shall be for training and employ-  
12 ment assistance under sections 168(b), 169(c)  
13 (notwithstanding the 10 percent limitation in  
14 such section) and 170 of the WIOA as follows:

15 (i) \$55,000,000 shall be for workers  
16 in the Appalachian region, as defined by  
17 40 U.S.C. 14102(a)(1), workers in the  
18 Lower Mississippi, as defined in section  
19 4(2) of the Delta Development Act (Public  
20 Law 100-460, 102 Stat. 2246; 7 U.S.C.  
21 2009aa(2)), and workers in the region  
22 served by the Northern Border Regional  
23 Commission, as defined by 40 U.S.C.  
24 15733; and

1 (ii) \$65,000,000 shall be for the pur-  
2 pose of developing, offering, or improving  
3 educational or career training programs at  
4 community colleges, defined as public insti-  
5 tutions of higher education, as described in  
6 section 101(a) of the Higher Education  
7 Act of 1965 and at which the associate's  
8 degree is primarily the highest degree  
9 awarded, with other eligible institutions of  
10 higher education, as defined in section  
11 101(a) of the Higher Education Act of  
12 1965, eligible to participate through con-  
13 sortia, with community colleges as the lead  
14 grantee: *Provided*, That the Secretary shall  
15 follow the requirements for the program in  
16 House Report 116–62: *Provided further*,  
17 That any grant funds used for apprentice-  
18 ships shall be used to support only appren-  
19 ticeship programs registered under the Na-  
20 tional Apprenticeship Act and as referred  
21 to in section 3(7)(B) of the WIOA;

22 (B) \$62,500,000 for Native American pro-  
23 grams under section 166 of the WIOA, which  
24 shall be available for the period July 1, 2026  
25 through June 30, 2027;

1 (C) \$97,396,000 for migrant and seasonal  
2 farmworker programs under section 167 of the  
3 WIOA, including \$90,134,000 for formula  
4 grants (of which not less than 70 percent shall  
5 be for employment and training services),  
6 \$6,591,000 for migrant and seasonal housing  
7 (of which not less than 70 percent shall be for  
8 permanent housing), and \$671,000 for other  
9 discretionary purposes, which shall be available  
10 for the period April 1, 2026 through June 30,  
11 2027: *Provided*, That notwithstanding any  
12 other provision of law or related regulation, the  
13 Department of Labor shall take no action lim-  
14 iting the number or proportion of eligible par-  
15 ticipants receiving related assistance services or  
16 discouraging grantees from providing such serv-  
17 ices: *Provided further*, That notwithstanding the  
18 definition of “eligible seasonal farmworker” in  
19 section 167(i)(3)(A) of the WIOA relating to an  
20 individual being “low-income”, an individual is  
21 eligible for migrant and seasonal farmworker  
22 programs under section 167 of the WIOA under  
23 that definition if, in addition to meeting the re-  
24 quirements of clauses (i) and (ii) of section  
25 167(i)(3)(A), such individual is a member of a

1 family with a total family income equal to or  
2 less than 150 percent of the poverty line;

3 (D) \$105,000,000 for YouthBuild activi-  
4 ties as described in section 171 of the WIOA,  
5 which shall be available for the period April 1,  
6 2026 through June 30, 2027;

7 (E) \$110,000,000 for ex-offender activi-  
8 ties, under the authority of section 169 of the  
9 WIOA, which shall be available for the period  
10 April 1, 2026 through June 30, 2027: *Provided,*  
11 That of this amount, \$30,000,000 shall be for  
12 competitive grants to national and regional  
13 intermediaries for activities that prepare for  
14 employment young adults with criminal legal  
15 histories, young adults who have been justice  
16 system-involved, or young adults who have  
17 dropped out of school or other educational pro-  
18 grams, with a priority for projects serving high-  
19 crime, high-poverty areas;

20 (F) \$6,000,000 for the Workforce Data  
21 Quality Initiative, under the authority of section  
22 169 of the WIOA, which shall be available for  
23 the period July 1, 2026 through June 30,  
24 2027;

1 (G) \$285,000,000 to expand opportunities  
2 through apprenticeships only registered under  
3 the National Apprenticeship Act and as referred  
4 to in section 3(7)(B) of the WIOA, to be avail-  
5 able to the Secretary to carry out activities  
6 through grants, cooperative agreements, con-  
7 tracts and other arrangements, with States and  
8 other appropriate entities, including equity  
9 intermediaries and business and labor industry  
10 partner intermediaries, which shall be available  
11 for the period July 1, 2026 through June 30,  
12 2027; and

13 (H) \$95,501,000 for carrying out Dem-  
14 onstration and Pilot projects under section  
15 169(c) of the WIOA, which shall be available  
16 for the period April 1, 2026 through June 30,  
17 2027, in addition to funds available for such ac-  
18 tivities under subparagraph (A) for the  
19 projects, and in the amounts, specified in the  
20 table titled “Community Project Funding/Con-  
21 gressionally Directed Spending” included in the  
22 explanatory statement described in section 4 (in  
23 the matter preceding division A of this consoli-  
24 dated Act): *Provided*, That such funds may be  
25 used for projects that are related to the employ-



1 acquisition, maintenance, and repair of major items  
2 of equipment: *Provided*, That the Secretary may  
3 transfer up to 15 percent of such funds to meet the  
4 operational needs of such centers or to achieve ad-  
5 ministrative efficiencies: *Provided further*, That any  
6 funds transferred pursuant to the preceding proviso  
7 shall not be available for obligation after June 30,  
8 2027: *Provided further*, That the Committees on Ap-  
9 propriations of the House of Representatives and the  
10 Senate are notified at least 15 days in advance of  
11 any transfer; and

12 (3) \$33,830,000 for necessary expenses of Job  
13 Corps, which shall be available for obligation for the  
14 period October 1, 2025 through September 30,  
15 2026:

16 *Provided*, That no funds from any other appropriation  
17 shall be used to provide meal services at or for Job Corps  
18 Centers.

19 COMMUNITY SERVICE EMPLOYMENT FOR OLDER

20 AMERICANS

21 To carry out title V of the Older Americans Act of  
22 1965 (referred to in this Act as “OAA”), \$395,000,000,  
23 which shall be available for the period April 1, 2026  
24 through June 30, 2027, and may be recaptured and reobli-  
25 gated in accordance with section 517(c) of the OAA.

## 1 FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

2 For payments during fiscal year 2026 of trade ad-  
3 justment benefit payments and allowances under part I  
4 of subchapter B of chapter 2 of title II of the Trade Act  
5 of 1974, and section 246 of that Act; and for training,  
6 employment and case management services, allowances for  
7 job search and relocation, and related State administrative  
8 expenses under part II of subchapter B of chapter 2 of  
9 title II of the Trade Act of 1974, and including benefit  
10 payments, allowances, training, employment and case  
11 management services, and related State administration  
12 provided pursuant to section 231(a) of the Trade Adjust-  
13 ment Assistance Extension Act of 2011, sections 405(a)  
14 and 406 of the Trade Preferences Extension Act of 2015,  
15 and section 285(a) of the Trade Act of 1974, as amended,  
16 \$50,300,000 together with such amounts as may be nec-  
17 essary to be charged to the subsequent appropriation for  
18 payments for any period subsequent to September 15,  
19 2026: *Provided*, That notwithstanding section 502 of this  
20 Act, any part of the appropriation provided under this  
21 heading may remain available for obligation beyond the  
22 current fiscal year pursuant to the authorities of section  
23 245(c) of the Trade Act of 1974 (19 U.S.C. 2317(c)).

1 STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT  
2 SERVICE OPERATIONS  
3 (INCLUDING TRANSFER OF FUNDS)

4 For authorized administrative expenses,  
5 \$74,306,000, together with not to exceed \$4,000,584,000  
6 which may be expended from the Employment Security  
7 Administration Account in the Unemployment Trust Fund  
8 (“the Trust Fund”), of which—

9 (1) \$3,226,635,000 from the Trust Fund is for  
10 grants to States for the administration of State un-  
11 employment insurance laws as authorized under title  
12 III of the Social Security Act (including not less  
13 than \$467,000,000 to carry out reemployment serv-  
14 ices and eligibility assessments under section 306 of  
15 such Act, any claimants of regular compensation, as  
16 defined in such section, including those who are  
17 profiled as most likely to exhaust their benefits, may  
18 be eligible for such services and assessments: *Pro-*  
19 *vided*, That of such amount, \$117,000,000 is speci-  
20 fied for grants under section 306 of the Social Secu-  
21 rity Act and is provided to meet the terms of a con-  
22 current resolution on the budget and \$350,000,000  
23 is additional new budget authority specified for pur-  
24 poses of a concurrent resolution on the budget; and  
25 \$9,000,000 for continued support of the Unemploy-

1       ment Insurance Integrity Center of Excellence), the  
2       administration of unemployment insurance for Fed-  
3       eral employees and for ex-service members as au-  
4       thorized under 5 U.S.C. 8501–8523, and the admin-  
5       istration of trade readjustment allowances, reem-  
6       ployment trade adjustment assistance, and alter-  
7       native trade adjustment assistance under the Trade  
8       Act of 1974 and under section 231(a) of the Trade  
9       Adjustment Assistance Extension Act of 2011, sec-  
10      tions 405(a) and 406 of the Trade Preferences Ex-  
11      tension Act of 2015, and section 285(a) of the  
12      Trade Act of 1974, as amended, and shall be avail-  
13      able for Federal obligation through December 31,  
14      2026, except that funds for outcome payments pur-  
15      suant to section 306(f)(2) of the Social Security Act  
16      shall be available for Federal obligation through  
17      March 31, 2027: *Provided*, That notwithstanding  
18      any other provision of law, the Secretary may recap-  
19      ture any funds appropriated under this paragraph  
20      that remain unexpended by a State after the period  
21      of expenditure for a State (but before such funds  
22      have been returned to the Trust Fund), and such re-  
23      captured funds shall remain available until expended  
24      for reobligation by the Secretary to the States to  
25      carry out automation activities related to the admin-

1       istration of unemployment compensation laws: *Pro-*  
2       *vided further*, That funds transferred pursuant to  
3       the preceding proviso shall not be available until 60  
4       days after the Secretary has submitted a plan to the  
5       Committees on Appropriations of the House of Rep-  
6       resentatives and the Senate on the planned use of  
7       funds;

8               (2) \$18,000,000 from the Trust Fund is for na-  
9       tional activities necessary to support the administra-  
10      tion of the Federal-State unemployment insurance  
11      system;

12              (3) \$653,639,000 from the Trust Fund, to-  
13      gether with \$21,413,000 from the General Fund of  
14      the Treasury, is for grants to States in accordance  
15      with section 6 of the Wagner-Peyser Act, and shall  
16      be available for Federal obligation for the period  
17      July 1, 2026 through June 30, 2027;

18              (4) \$17,500,000 from the Trust Fund is for na-  
19      tional activities of the Employment Service, includ-  
20      ing administration of the work opportunity tax cred-  
21      it under section 51 of the Internal Revenue Code of  
22      1986 (including assisting States in adopting or mod-  
23      ernizing information technology for use in the proc-  
24      essing of certification requests), and the provision of

1 technical assistance and staff training under the  
2 Wagner-Peyser Act;

3 (5) \$84,810,000 from the Trust Fund is for the  
4 administration of foreign labor certifications and re-  
5 lated activities under the Immigration and Nation-  
6 ality Act and related laws, of which \$61,528,000  
7 shall be available for the Federal administration of  
8 such activities, and \$23,282,000 shall be available  
9 for grants to States for the administration of such  
10 activities; and

11 (6) \$52,893,000 from the General Fund is to  
12 provide workforce information, national electronic  
13 tools, and one-stop system building under the Wag-  
14 ner-Peyser Act and shall be available for Federal ob-  
15 ligation for the period July 1, 2026 through June  
16 30, 2027, of which up to \$9,800,000 may be used  
17 to carry out research and demonstration projects re-  
18 lated to testing effective ways to promote greater  
19 labor force participation of people with disabilities:  
20 *Provided*, That the Secretary may transfer amounts  
21 made available for research and demonstration  
22 projects under this paragraph to the “Office of Dis-  
23 ability Employment Policy” account for such pur-  
24 poses:

1 *Provided*, That to the extent that the Average Weekly In-  
2 sured Unemployment (“AWIU”) for fiscal year 2026 is  
3 projected by the Department of Labor to exceed  
4 3,075,000, an additional \$28,600,000 from the Trust  
5 Fund shall be available for obligation for every 100,000  
6 increase in the AWIU level (including a pro rata amount  
7 for any increment less than 100,000) to carry out title  
8 III of the Social Security Act: *Provided further*, That  
9 funds appropriated in this Act that are allotted to a State  
10 to carry out activities under title III of the Social Security  
11 Act may be used by such State to assist other States in  
12 carrying out activities under such title III if the other  
13 States include areas that have suffered a major disaster  
14 declared by the President under the Robert T. Stafford  
15 Disaster Relief and Emergency Assistance Act: *Provided*  
16 *further*, That the Secretary may use funds appropriated  
17 for grants to States under title III of the Social Security  
18 Act to make payments on behalf of States for the use of  
19 the National Directory of New Hires under section  
20 453(j)(8) of such Act: *Provided further*, That the Sec-  
21 retary may use funds appropriated for grants to States  
22 under title III of the Social Security Act to make pay-  
23 ments on behalf of States to the entity operating the State  
24 Information Data Exchange System: *Provided further*,  
25 That funds appropriated in this Act which are used to es-

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



1 Fund as authorized by 5 U.S.C. 8509, and to the “Federal  
2 Unemployment Benefits and Allowances” account, such  
3 sums as may be necessary, which shall be available for  
4 obligation through September 30, 2027.

5 PROGRAM ADMINISTRATION

6 For expenses of administering employment and train-  
7 ing programs, \$104,527,000, together with not to exceed  
8 \$53,906,000 which shall be available from the Employ-  
9 ment Security Administration Account in the Unemploy-  
10 ment Trust Fund.

11 VETERANS’ EMPLOYMENT AND TRAINING

12 VETERANS’ EMPLOYMENT AND TRAINING SERVICE

13 Not to exceed \$269,841,000 may be derived from the  
14 Employment Security Administration account in the Un-  
15 employment Trust Fund to carry out the provisions of  
16 chapters 41, 42, and 43 of title 38, United States Code,  
17 of which—

18 (1) \$185,000,000 is for Jobs for Veterans State  
19 grants under 38 U.S.C. 4102A(b)(5) to support dis-  
20 abled veterans’ outreach program specialists under  
21 section 4103A of such title and local veterans’ em-  
22 ployment representatives under section 4104(b) of  
23 such title, and for the expenses described in section  
24 4102A(b)(5)(C), which shall be available for expend-  
25 iture by the States through September 30, 2028,

1 and not to exceed 3 percent for the necessary Fed-  
2 eral expenditures for data systems and contract sup-  
3 port to allow for the tracking of participant and per-  
4 formance information: *Provided*, That, in addition,  
5 such funds may be used to support such specialists  
6 and representatives in the provision of services to  
7 transitioning members of the Armed Forces who  
8 have participated in the Transition Assistance Pro-  
9 gram and have been identified as in need of inten-  
10 sive services, to members of the Armed Forces who  
11 are wounded, ill, or injured and receiving treatment  
12 in military treatment facilities or warrior transition  
13 units, to the spouses or other family caregivers of  
14 such wounded, ill, or injured members, and to sur-  
15 viving spouses of individuals who died while serving  
16 as members of the Armed Forces or as a result of  
17 a service-connected disability;

18 (2) \$34,379,000 is for carrying out the Transi-  
19 tion Assistance Program under 38 U.S.C. 4113 and  
20 10 U.S.C. 1144;

21 (3) \$47,048,000 is for Federal administration  
22 of chapters 41, 42, and 43 of title 38, and sections  
23 2021, 2021A and 2023 of title 38, United States  
24 Code: *Provided*, That up to \$500,000 may be used

1 to carry out the Hire VETS Act (division O of Pub-  
2 lic Law 115–31); and

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

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

10 In addition, from the General Fund of the Treasury,  
11 \$65,500,000 is for carrying out programs to assist home-  
12 less veterans and veterans at risk of homelessness who are  
13 transitioning from certain institutions under sections  
14 2021, 2021A, and 2023 of title 38, United States Code:

15 *Provided*, That notwithstanding subsections (c)(3) and (d)  
16 of section 2023, the Secretary may award grants through  
17 September 30, 2026, to provide services under such sec-  
18 tion: *Provided further*, That services provided under sec-  
19 tions 2021 or under 2021A may include, in addition to  
20 services to homeless veterans described in section  
21 2002(a)(1), services to veterans who were homeless at  
22 some point within the 60 days prior to program entry or  
23 veterans who are at risk of homelessness within the next  
24 60 days, and that services provided under section 2023  
25 may include, in addition to services to the individuals de-

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

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

## 1       EMPLOYEE BENEFITS SECURITY ADMINISTRATION

## 2                               SALARIES AND EXPENSES

3       For necessary expenses for the Employee Benefits  
4 Security Administration, \$191,100,000, of which up to  
5 \$3,000,000 shall be made available through September 30,  
6 2027, for the procurement of expert witnesses for enforce-  
7 ment litigation.

## 8                               PENSION BENEFIT GUARANTY CORPORATION

## 9       PENSION BENEFIT GUARANTY CORPORATION FUND

10       The Pension Benefit Guaranty Corporation (“Cor-  
11 poration”) is authorized to make such expenditures, in-  
12 cluding financial assistance authorized by subtitle E of  
13 title IV of the Employee Retirement Income Security Act  
14 of 1974, within limits of funds and borrowing authority  
15 available to the Corporation, and in accord with law, and  
16 to make such contracts and commitments without regard  
17 to fiscal year limitations, as provided by 31 U.S.C. 9104,  
18 as may be necessary in carrying out the program, includ-  
19 ing associated administrative expenses, through Sep-  
20 tember 30, 2026, for the Corporation: *Provided*, That  
21 none of the funds available to the Corporation for fiscal  
22 year 2026 shall be available for obligations for administra-  
23 tive expenses in excess of \$494,264,000: *Provided further*,  
24 That to the extent that the number of new plan partici-  
25 pants in plans terminated by the Corporation exceeds

1 100,000 in fiscal year 2026, an amount not to exceed an  
2 additional \$9,200,000 shall be available through Sep-  
3 tember 30, 2030, for obligations for administrative ex-  
4 penses for every 20,000 additional terminated partici-  
5 pants: *Provided further*, That obligations in excess of the  
6 amounts provided for administrative expenses in this para-  
7 graph may be incurred and shall be available through Sep-  
8 tember 30, 2030 for obligation for unforeseen and extraor-  
9 dinary pre-termination or termination expenses or extraor-  
10 dinary multiemployer program related expenses after ap-  
11 proval by the Office of Management and Budget and noti-  
12 fication of the Committees on Appropriations of the House  
13 of Representatives and the Senate: *Provided further*, That  
14 an additional amount shall be available for obligation  
15 through September 30, 2030 to the extent the Corpora-  
16 tion's costs exceed \$250,000 for the provision of credit or  
17 identity monitoring to affected individuals upon suffering  
18 a security incident or privacy breach, not to exceed an ad-  
19 ditional \$100 per affected individual.

20 WAGE AND HOUR DIVISION

21 SALARIES AND EXPENSES

22 For necessary expenses for the Wage and Hour Divi-  
23 sion, including reimbursement to State, Federal, and local  
24 agencies and their employees for inspection services ren-  
25 dered, \$260,000,000.

1           OFFICE OF LABOR-MANAGEMENT STANDARDS

2                           SALARIES AND EXPENSES

3           For necessary expenses for the Office of Labor-Man-  
4 agement Standards, \$48,515,000.

5           OFFICE OF FEDERAL CONTRACT COMPLIANCE

6                           PROGRAMS

7                           SALARIES AND EXPENSES

8           For necessary expenses for the Office of Federal Con-  
9 tract Compliance Programs, \$100,976,000.

10          OFFICE OF WORKERS' COMPENSATION PROGRAMS

11                           SALARIES AND EXPENSES

12          For necessary expenses for the Office of Workers'  
13 Compensation Programs, \$120,500,000, together with  
14 \$2,205,000 which may be expended from the Special Fund  
15 in accordance with sections 39(e), 44(d), and 44(j) of the  
16 Longshore and Harbor Workers' Compensation Act.

17                           SPECIAL BENEFITS

18                           (INCLUDING TRANSFER OF FUNDS)

19          For the payment of compensation, benefits, and ex-  
20 penses (except administrative expenses not otherwise au-  
21 thorized) accruing during the current or any prior fiscal  
22 year authorized by 5 U.S.C. 81; continuation of benefits  
23 as provided for under the heading "Civilian War Benefits"  
24 in the Federal Security Agency Appropriation Act, 1947;  
25 the Employees' Compensation Commission Appropriation

1 Act, 1944; section 5(f) of the War Claims Act (50 U.S.C.  
2 App. 2012); obligations incurred under the War Hazards  
3 Compensation Act (42 U.S.C. 1701 et seq.); and 50 per-  
4 cent of the additional compensation and benefits required  
5 by section 10(h) of the Longshore and Harbor Workers'  
6 Compensation Act, \$1,298,385,000, together with such  
7 amounts as may be necessary to be charged to the subse-  
8 quent year appropriation for the payment of compensation  
9 and other benefits for any period subsequent to August  
10 15 of the current year, for deposit into and to assume  
11 the attributes of the Employees' Compensation Fund es-  
12 tablished under 5 U.S.C. 8147(a): *Provided*, That  
13 amounts appropriated may be used under 5 U.S.C. 8104  
14 by the Secretary to reimburse an employer, who is not the  
15 employer at the time of injury, for portions of the salary  
16 of a re-employed, disabled beneficiary: *Provided further*,  
17 That balances of reimbursements unobligated on Sep-  
18 tember 30, 2025, shall remain available until expended for  
19 the payment of compensation, benefits, and expenses: *Pro-*  
20 *vided further*, That in addition there shall be transferred  
21 to this appropriation from the Postal Service and from  
22 any other corporation or instrumentality required under  
23 5 U.S.C. 8147(c) to pay an amount for its fair share of  
24 the cost of administration, such sums as the Secretary de-  
25 termines to be the cost of administration for employees

1 of such fair share entities through September 30, 2026:  
2 *Provided further*, That of those funds transferred to this  
3 account from the fair share entities to pay the cost of ad-  
4 ministration of the Federal Employees' Compensation Act,  
5 \$81,808,000 shall be made available to the Secretary as  
6 follows:

7 (1) For enhancement and maintenance of auto-  
8 mated data processing systems operations and tele-  
9 communications systems, \$27,549,000;

10 (2) For automated workload processing oper-  
11 ations, including document imaging, centralized mail  
12 intake, and medical bill processing, \$25,956,000;

13 (3) For periodic roll disability management and  
14 medical review, \$25,957,000;

15 (4) For program integrity, \$2,346,000; and

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

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

1 SPECIAL BENEFITS FOR DISABLED COAL MINERS

2 For carrying out title IV of the Federal Mine Safety  
3 and Health Act of 1977, as amended by Public Law 107–  
4 275, \$24,585,000, to remain available until expended.

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

9 For making benefit payments under title IV for the  
10 first quarter of fiscal year 2027, \$5,900,000, to remain  
11 available until expended.

12 ADMINISTRATIVE EXPENSES, ENERGY EMPLOYEES

13 OCCUPATIONAL ILLNESS COMPENSATION FUND

14 For necessary expenses to administer the Energy  
15 Employees Occupational Illness Compensation Program  
16 Act, \$68,148,000, to remain available until expended: *Pro-*  
17 *vided*, That the Secretary may require that any person fil-  
18 ing a claim for benefits under the Act provide as part of  
19 such claim such identifying information (including Social  
20 Security account number) as may be prescribed.

21 BLACK LUNG DISABILITY TRUST FUND

22 (INCLUDING TRANSFER OF FUNDS)

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

1 section 9501(d)(1), (2), (6), and (7) of the Internal Rev-  
2 enue Code of 1986; and repayment of, and payment of  
3 interest on advances, as authorized by section 9501(d)(4)  
4 of that Act. In addition, the following amounts may be  
5 expended from the Fund for fiscal year 2026 for expenses  
6 of operation and administration of the Black Lung Bene-  
7 fits program, as authorized by section 9501(d)(5): not to  
8 exceed \$50,684,000 for transfer to the Office of Workers'  
9 Compensation Programs, "Salaries and Expenses"; not to  
10 exceed \$39,086,000 for transfer to Departmental Manage-  
11 ment, "Salaries and Expenses"; not to exceed \$373,000  
12 for transfer to Departmental Management, "Office of In-  
13 spector General"; and not to exceed \$356,000 for pay-  
14 ments into miscellaneous receipts for the expenses of the  
15 Department of the Treasury.

16 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION  
17 SALARIES AND EXPENSES

18 For necessary expenses for the Occupational Safety  
19 and Health Administration, \$629,309,000, including not  
20 to exceed \$120,000,000 which shall be the maximum  
21 amount available for grants to States under section 23(g)  
22 of the Occupational Safety and Health Act (the "Act"),  
23 which grants shall be no less than 50 percent of the costs  
24 of State occupational safety and health programs required  
25 to be incurred under plans approved by the Secretary

1 under section 18 of the Act; and, in addition, notwith-  
2 standing 31 U.S.C. 3302, the Occupational Safety and  
3 Health Administration may retain up to \$499,000 per fis-  
4 cal year of training institute course tuition and fees, other-  
5 wise authorized by law to be collected, and may utilize  
6 such sums for occupational safety and health training and  
7 education: *Provided*, That notwithstanding 31 U.S.C.  
8 3302, the Secretary is authorized, during the fiscal year  
9 ending September 30, 2026, to collect and retain fees for  
10 services provided to Nationally Recognized Testing Lab-  
11 oratories, and may utilize such sums, in accordance with  
12 the provisions of 29 U.S.C. 9a, to administer national and  
13 international laboratory recognition programs that ensure  
14 the safety of equipment and products used by workers in  
15 the workplace: *Provided further*, That none of the funds  
16 appropriated under this paragraph shall be obligated or  
17 expended to prescribe, issue, administer, or enforce any  
18 standard, rule, regulation, or order under the Act which  
19 is applicable to any person who is engaged in a farming  
20 operation which does not maintain a temporary labor  
21 camp and employs 10 or fewer employees: *Provided fur-*  
22 *ther*, That no funds appropriated under this paragraph  
23 shall be obligated or expended to administer or enforce  
24 any standard, rule, regulation, or order under the Act with  
25 respect to any employer of 10 or fewer employees who is

1 included within a category having a Days Away, Re-  
2 stricted, or Transferred (“DART”) occupational injury  
3 and illness rate, at the most precise industrial classifica-  
4 tion code for which such data are published, less than the  
5 national average rate as such rates are most recently pub-  
6 lished by the Secretary, acting through the Bureau of  
7 Labor Statistics, in accordance with section 24 of the Act,  
8 except—

9           (1) to provide, as authorized by the Act, con-  
10          sultation, technical assistance, educational and train-  
11          ing services, and to conduct surveys and studies;

12           (2) to conduct an inspection or investigation in  
13          response to an employee complaint, to issue a cita-  
14          tion for violations found during such inspection, and  
15          to assess a penalty for violations which are not cor-  
16          rected within a reasonable abatement period and for  
17          any willful violations found;

18           (3) to take any action authorized by the Act  
19          with respect to imminent dangers;

20           (4) to take any action authorized by the Act  
21          with respect to health hazards;

22           (5) to take any action authorized by the Act  
23          with respect to a report of an employment accident  
24          which is fatal to one or more employees or which re-  
25          sults in hospitalization of two or more employees,

1 and to take any action pursuant to such investiga-  
2 tion authorized by the Act; and

3 (6) to take any action authorized by the Act  
4 with respect to complaints of discrimination against  
5 employees for exercising rights under the Act:

6 *Provided further*, That the foregoing proviso shall not  
7 apply to any person who is engaged in a farming operation  
8 which does not maintain a temporary labor camp and em-  
9 ploys 10 or fewer employees: *Provided further*, That  
10 \$12,787,000 shall be available for Susan Harwood train-  
11 ing grants: *Provided further*, That \$243,000,000 shall be  
12 for Federal Enforcement: *Provided further*, That not less  
13 than \$3,500,000 shall be for Voluntary Protection Pro-  
14 grams.

15 MINE SAFETY AND HEALTH ADMINISTRATION

16 SALARIES AND EXPENSES

17 For necessary expenses for the Mine Safety and  
18 Health Administration, \$387,816,000, including purchase  
19 and bestowal of certificates and trophies in connection  
20 with mine rescue and first-aid work, and the hire of pas-  
21 senger motor vehicles, including up to \$2,000,000 for  
22 mine rescue and recovery activities and not less than  
23 \$10,537,000 for State assistance grants: *Provided*, That  
24 notwithstanding 31 U.S.C. 3302, not to exceed \$750,000  
25 may be collected by the National Mine Health and Safety

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

1 be used, with the approval of the Secretary, to provide  
2 for the costs of mine rescue and survival operations in the  
3 event of a major disaster.

4 BUREAU OF LABOR STATISTICS

5 SALARIES AND EXPENSES

6 For necessary expenses for the Bureau of Labor Sta-  
7 tistics, including advances or reimbursements to State,  
8 Federal, and local agencies and their employees for serv-  
9 ices rendered, \$640,500,000, together with not to exceed  
10 \$68,000,000 which may be expended from the Employ-  
11 ment Security Administration account in the Unemploy-  
12 ment Trust Fund.

13 OFFICE OF DISABILITY EMPLOYMENT POLICY

14 SALARIES AND EXPENSES

15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses for the Office of Disability  
17 Employment Policy to provide leadership, develop policy  
18 and initiatives, and award grants furthering the objective  
19 of eliminating barriers to the training and employment of  
20 people with disabilities, \$43,000,000, of which not less  
21 than \$9,000,000 shall be for research and demonstration  
22 projects related to testing effective ways to promote great-  
23 er labor force participation of people with disabilities: *Pro-*  
24 *vided*, That the Secretary may transfer amounts made  
25 available under this heading for research and demonstra-

1 tion projects to the “State Unemployment Insurance and  
2 Employment Service Operations” account for such pur-  
3 poses.

4 DEPARTMENTAL MANAGEMENT

5 SALARIES AND EXPENSES

6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses for Departmental Manage-  
8 ment, including the hire of three passenger motor vehicles,  
9 \$362,877,000, together with not to exceed \$308,000,  
10 which may be expended from the Employment Security  
11 Administration account in the Unemployment Trust  
12 Fund: *Provided*, That \$116,125,000 shall be for the Bu-  
13 reau of International Labor Affairs, of which \$81,725,000  
14 shall be available for obligation through December 31,  
15 2026: *Provided further*, That funds available to the Bu-  
16 reau of International Labor Affairs may be used to admin-  
17 ister or operate international labor activities, bilateral and  
18 multilateral technical assistance, and microfinance pro-  
19 grams, by or through contracts, grants, subgrants and  
20 other arrangements: *Provided further*, That not less than  
21 \$30,175,000 shall be for programs to combat exploitative  
22 child labor internationally and not less than \$30,175,000  
23 shall be used to implement model programs that address  
24 worker rights issues through technical assistance in coun-  
25 tries with which the United States has free trade agree-

1 ments or trade preference programs: *Provided further,*  
2 That \$4,281,000 shall be used for program evaluation and  
3 shall be available for obligation through September 30,  
4 2027: *Provided further,* That funds available for program  
5 evaluation may be used to administer grants for the pur-  
6 pose of evaluation: *Provided further,* That grants made for  
7 the purpose of evaluation shall be awarded through fair  
8 and open competition: *Provided further,* That funds avail-  
9 able for program evaluation may be transferred to any  
10 other appropriate account in the Department for such pur-  
11 pose: *Provided further,* That the Committees on Appro-  
12 priations of the House of Representatives and the Senate  
13 are notified at least 15 days in advance of any transfer:  
14 *Provided further,* That \$23,000,000 shall be for the Wom-  
15 en's Bureau and may be used for grants to serve and pro-  
16 mote the interests of women in the workforce: *Provided*  
17 *further,* That of the amounts made available to the Wom-  
18 en's Bureau, not less than \$5,000,000 shall be used for  
19 grants authorized by the Women in Apprenticeship and  
20 Nontraditional Occupations Act: *Provided further,* That  
21 the Department of Labor shall support staffing levels nec-  
22 essary to fulfill its statutory responsibilities including car-  
23 rying out programs, projects, and activities funded in this  
24 title of this Act in a timely manner.

## 1 IT MODERNIZATION

2 For necessary expenses for Department of Labor cen-  
3 tralized infrastructure technology investment activities re-  
4 lated to support systems and modernization, \$6,889,000,  
5 which shall be available through September 30, 2027.

## 6 OFFICE OF INSPECTOR GENERAL

7 For salaries and expenses of the Office of Inspector  
8 General in carrying out the provisions of the Inspector  
9 General Act of 1978, \$91,187,000, together with not to  
10 exceed \$5,841,000 which may be expended from the Em-  
11 ployment Security Administration account in the Unem-  
12 ployment Trust Fund: *Provided*, That not more than  
13 \$2,000,000 of the amount provided under this heading  
14 may be available until expended.

## 15 GENERAL PROVISIONS

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

## 21 (TRANSFER OF FUNDS)

22 SEC. 102. Not to exceed 1 percent of any discre-  
23 tionary funds (pursuant to the Balanced Budget and  
24 Emergency Deficit Control Act of 1985) which are appro-  
25 priated for the current fiscal year for the Department of

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

11 SEC. 103. In accordance with Executive Order  
12 13126, none of the funds appropriated or otherwise made  
13 available pursuant to this Act shall be obligated or ex-  
14 pended for the procurement of goods mined, produced,  
15 manufactured, or harvested or services rendered, in whole  
16 or in part, by forced or indentured child labor in industries  
17 and host countries already identified by the United States  
18 Department of Labor prior to enactment of this Act.

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



1 rectly or through a set-aside, for technical assistance serv-  
2 ices to grantees to “Program Administration” when it is  
3 determined that those services will be more efficiently per-  
4 formed by Federal employees: *Provided*, That this section  
5 shall not apply to section 171 of the WIOA.

6 (b) Notwithstanding section 102, the Secretary may  
7 transfer not more than 0.5 percent of each discretionary  
8 appropriation made available to the Employment and  
9 Training Administration by this Act to “Program Admin-  
10 istration” in order to carry out program integrity activities  
11 relating to any of the programs or activities that are fund-  
12 ed under any such discretionary appropriations: *Provided*,  
13 That notwithstanding section 102 and the preceding pro-  
14 viso, the Secretary may transfer not more than 0.5 percent  
15 of funds made available in paragraphs (1) and (2) of the  
16 “Office of Job Corps” account to paragraph (3) of such  
17 account to carry out program integrity activities related  
18 to the Job Corps program: *Provided further*, That funds  
19 transferred under this subsection shall be available to the  
20 Secretary to carry out program integrity activities directly  
21 or through grants, cooperative agreements, contracts and  
22 other arrangements with States and other appropriate en-  
23 tities: *Provided further*, That funds transferred under the  
24 authority provided by this subsection shall be available for  
25 obligation through September 30, 2027.

1 (TRANSFER OF FUNDS)

2 SEC. 107. (a) The Secretary may reserve not more  
3 than 0.75 percent from each appropriation made available  
4 in this Act identified in subsection (b) in order to carry  
5 out evaluations of any of the programs or activities that  
6 are funded under such accounts. Any funds reserved under  
7 this section shall be transferred to “Departmental Man-  
8 agement” for use by the Office of the Chief Evaluation  
9 Officer within the Department of Labor, and shall be  
10 available for obligation through September 30, 2027: *Pro-*  
11 *vided*, That such funds shall only be available if the Chief  
12 Evaluation Officer of the Department of Labor submits  
13 a plan to the Committees on Appropriations of the House  
14 of Representatives and the Senate describing the evalua-  
15 tions to be carried out 15 days in advance of any transfer.

16 (b) The accounts referred to in subsection (a) are:  
17 “Training and Employment Services”, “Job Corps”,  
18 “Community Service Employment for Older Americans”,  
19 “State Unemployment Insurance and Employment Service  
20 Operations”, “Employee Benefits Security Administra-  
21 tion”, “Office of Workers’ Compensation Programs”,  
22 “Wage and Hour Division”, “Office of Federal Contract  
23 Compliance Programs”, “Office of Labor Management  
24 Standards”, “Occupational Safety and Health Adminis-  
25 tration”, “Mine Safety and Health Administration”, “Of-

1 fice of Disability Employment Policy”, funding made  
2 available to the “Bureau of International Labor Affairs”  
3 and “Women’s Bureau” within the “Departmental Man-  
4 agement, Salaries and Expenses” account, and “Veterans’  
5 Employment and Training”.

6 SEC. 108. (a) Section 7 of the Fair Labor Standards  
7 Act of 1938 (29 U.S.C. 207) shall be applied as if the  
8 following text is part of such section:

9 “(s)(1) The provisions of this section shall not apply  
10 for a period of 2 years after the occurrence of a major  
11 disaster to any employee—

12 “(A) employed to adjust or evaluate claims re-  
13 sulting from or relating to such major disaster, by  
14 an employer not engaged, directly or through an af-  
15 filiate, in underwriting, selling, or marketing prop-  
16 erty, casualty, or liability insurance policies or con-  
17 tracts;

18 “(B) who receives from such employer on aver-  
19 age weekly compensation of not less than \$591.00  
20 per week or any minimum weekly amount estab-  
21 lished by the Secretary, whichever is greater, for the  
22 number of weeks such employee is engaged in any  
23 of the activities described in subparagraph (C); and

24 “(C) whose duties include any of the following:

1           “(i) interviewing insured individuals, indi-  
2           viduals who suffered injuries or other damages  
3           or losses arising from or relating to a disaster,  
4           witnesses, or physicians;

5           “(ii) inspecting property damage or review-  
6           ing factual information to prepare damage esti-  
7           mates;

8           “(iii) evaluating and making recommenda-  
9           tions regarding coverage or compensability of  
10          claims or determining liability or value aspects  
11          of claims;

12          “(iv) negotiating settlements; or

13          “(v) making recommendations regarding  
14          litigation.

15          “(2) The exemption in this subsection shall not affect  
16          the exemption provided by section 13(a)(1).

17          “(3) For purposes of this subsection—

18               “(A) the term ‘major disaster’ means any dis-  
19               aster or catastrophe declared or designated by any  
20               State or Federal agency or department;

21               “(B) the term ‘employee employed to adjust or  
22               evaluate claims resulting from or relating to such  
23               major disaster’ means an individual who timely se-  
24               cured or secures a license required by applicable law  
25               to engage in and perform the activities described in

1 clauses (i) through (v) of paragraph (1)(C) relating  
2 to a major disaster, and is employed by an employer  
3 that maintains worker compensation insurance cov-  
4 erage or protection for its employees, if required by  
5 applicable law, and withholds applicable Federal,  
6 State, and local income and payroll taxes from the  
7 wages, salaries and any benefits of such employees;  
8 and

9 “(C) the term ‘affiliate’ means a company that,  
10 by reason of ownership or control of 25 percent or  
11 more of the outstanding shares of any class of voting  
12 securities of one or more companies, directly or indi-  
13 rectly, controls, is controlled by, or is under common  
14 control with, another company.”.

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

17 SEC. 109. (a) FLEXIBILITY WITH RESPECT TO THE  
18 CROSSING OF H-2B NONIMMIGRANTS WORKING IN THE  
19 SEAFOOD INDUSTRY.—

20 (1) IN GENERAL.—Subject to paragraph (2), if  
21 a petition for H-2B nonimmigrants filed by an em-  
22 ployer in the seafood industry is granted, the em-  
23 ployer may bring the nonimmigrants described in  
24 the petition into the United States at any time dur-  
25 ing the 120-day period beginning on the start date

1 for which the employer is seeking the services of the  
2 nonimmigrants without filing another petition.

3 (2) REQUIREMENTS FOR CROSSINGS AFTER  
4 90TH DAY.—An employer in the seafood industry  
5 may not bring H–2B nonimmigrants into the United  
6 States after the date that is 90 days after the start  
7 date for which the employer is seeking the services  
8 of the nonimmigrants unless the employer—

9 (A) completes a new assessment of the  
10 local labor market by—

11 (i) listing job orders in local news-  
12 papers on 2 separate Sundays; and

13 (ii) posting the job opportunity on the  
14 appropriate Department of Labor Elec-  
15 tronic Job Registry and at the employer’s  
16 place of employment; and

17 (B) offers the job to an equally or better  
18 qualified United States worker who—

19 (i) applies for the job; and

20 (ii) will be available at the time and  
21 place of need.

22 (3) EXEMPTION FROM RULES WITH RESPECT  
23 TO STAGGERING.—The Secretary of Labor shall not  
24 consider an employer in the seafood industry who  
25 brings H–2B nonimmigrants into the United States

1 during the 120-day period specified in paragraph (1)  
2 to be staggering the date of need in violation of sec-  
3 tion 655.20(d) of title 20, Code of Federal Regula-  
4 tions, or any other applicable provision of law.

5 (b) H-2B NONIMMIGRANTS DEFINED.—In this sec-  
6 tion, the term “H-2B nonimmigrants” means aliens ad-  
7 mitted to the United States pursuant to section  
8 101(a)(15)(H)(ii)(B) of the Immigration and Nationality  
9 Act (8 U.S.C. 1101(a)(15)(H)(ii)(B)).

10 SEC. 110. The determination of prevailing wage for  
11 the purposes of the H-2B program shall be the greater  
12 of—(1) the actual wage level paid by the employer to other  
13 employees with similar experience and qualifications for  
14 such position in the same location; or (2) the prevailing  
15 wage level for the occupational classification of the posi-  
16 tion in the geographic area in which the H-2B non-  
17 immigrant will be employed, based on the best information  
18 available at the time of filing the petition. In the deter-  
19 mination of prevailing wage for the purposes of the H-  
20 2B program, the Secretary shall accept private wage sur-  
21 veys even in instances where Occupational Employment  
22 Statistics survey data are available unless the Secretary  
23 determines that the methodology and data in the provided  
24 survey are not statistically supported.

1           SEC. 111. None of the funds in this Act shall be used  
2 to enforce the definition of corresponding employment  
3 found in 20 CFR 655.5 or the three-fourths guarantee  
4 rule definition found in 20 CFR 655.20, or any references  
5 thereto. Further, for the purpose of regulating admission  
6 of temporary workers under the H-2B program, the defi-  
7 nition of temporary need shall be that provided in 8 CFR  
8 214.2(h)(6)(ii)(B).

9           SEC. 112. Notwithstanding any other provision of  
10 law, the Secretary may furnish through grants, coopera-  
11 tive agreements, contracts, and other arrangements, up to  
12 \$450,000 of excess personal property, at a value deter-  
13 mined by the Secretary, to apprenticeship programs for  
14 the purpose of training apprentices in those programs.

15           SEC. 113. (a) The Act entitled “An Act to create a  
16 Department of Labor”, approved March 4, 1913 (37 Stat.  
17 736, chapter 141) is amended by adding at the end the  
18 following new section:

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

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

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

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

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

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

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

24 “(1) carry firearms;

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

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

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

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

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

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

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

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

24          SEC. 114. The Secretary is authorized to dispose of  
25          or divest, by any means the Secretary determines appro-

1 piate, including an agreement or partnership to construct  
2 a new Job Corps center, all or a portion of the real prop-  
3 erty on which the Treasure Island Job Corps Center and  
4 the Gary Job Corps Center are situated. Any sale or other  
5 disposition, to include any associated construction project,  
6 will not be subject to any requirement of any Federal law  
7 or regulation relating to the disposition of Federal real  
8 property or relating to Federal procurement, including but  
9 not limited to subchapter III of chapter 5 of title 40 of  
10 the United States Code, subchapter V of chapter 119 of  
11 title 42 of the United States Code, and chapter 33 of divi-  
12 sion C of subtitle I of title 41 of the United States Code.  
13 The net proceeds of such a sale shall be transferred to  
14 the Secretary, which shall be available until expended for  
15 such project to carry out the Job Corps Program on  
16 Treasure Island and the Job Corps Program in and  
17 around San Marcos, Texas, respectively.

18 SEC. 115. None of the funds made available by this  
19 Act may be used to—

20 (1) alter or terminate the Interagency Agree-  
21 ment between the United States Department of  
22 Labor and the United States Department of Agri-  
23 culture;

24 (2) close any of the Civilian Conservation Cen-  
25 ters, except if such closure is necessary to prevent

1 the endangerment of the health and safety of the  
2 students, the capacity of the program is retained,  
3 and the requirements of section 159(j) of the WIOA  
4 are met; or

5 (3) close any Job Corps Centers, except if such  
6 closure meets the criterion entitled “Long-Term  
7 Center Performance” or the criterion entitled “Eval-  
8 uation of Continuing Center Operations” established  
9 by 81 FR 12529, the capacity of the program is re-  
10 tained, and the requirements of section 159(j) of the  
11 WIOA are met.

12 (RESCISSION)

13 SEC. 116. Of the unobligated funds available under  
14 section 286(s)(2) of the Immigration and Nationality Act  
15 (8 U.S.C. 1356(s)(2)), \$206,000,000 are hereby perma-  
16 nently rescinded not later than September 30, 2026.

17 This title may be cited as the “Department of Labor  
18 Appropriations Act, 2026”.

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

6 For carrying out titles II and III of the Public Health  
7 Service Act (referred to in this Act as the “PHS Act”) *with respect to primary health care and the Native Hawaiian Health Care Act of 1988, \$1,858,772,000: Provided,*  
8 *That no more than \$1,000,000 shall be available until expended for carrying out the provisions of section 224(o)*  
9 *of the PHS Act: Provided further, That no more than*  
10 *\$120,000,000 shall be available until expended for carrying out subsections (g) through (n) and (q) of section*  
11 *224 of the PHS Act, and for expenses incurred by the*  
12 *Department of Health and Human Services (referred to*  
13 *in this Act as “HHS”) pertaining to administrative claims*  
14 *made under such law.*

19 HEALTH WORKFORCE

20 For carrying out titles III, VII, and VIII of the PHS  
21 Act with respect to the health workforce, sections 1128E  
22 and 1921 of the Social Security Act, and the Health Care  
23 Quality Improvement Act of 1986, \$1,413,776,000, which  
24 shall be for the purposes and in the amounts specified in  
25 the “Final Bill” column for Health Workforce in the “De-

1 departments of Labor, Health and Human Services, Edu-  
2 cation, and Related Agencies Appropriations Act, 2026”  
3 table in the explanatory statement described in section 4  
4 (in the matter preceding division A of this consolidated  
5 Act): *Provided*, That section 751(j)(2) of the PHS Act and  
6 the proportional funding amounts in paragraphs (1)  
7 through (4) of section 756(f) of the PHS Act shall not  
8 apply to funds made available under this heading: *Pro-*  
9 *vided further*, That for any program operating under sec-  
10 tion 751 of the PHS Act on or before January 1, 2009,  
11 the Secretary of Health and Human Services (referred to  
12 in this title as the “Secretary”) may hereafter waive any  
13 of the requirements contained in sections 751(d)(2)(A)  
14 and 751(d)(2)(B) of such Act for the full project period  
15 of a grant under such section: *Provided further*, That sec-  
16 tion 756(c) of the PHS Act shall apply to paragraphs (1)  
17 through (4) of section 756(a) of such Act: *Provided fur-*  
18 *ther*, That no funds shall be available for section 340G–  
19 1 of the PHS Act: *Provided further*, That fees collected  
20 for the disclosure of information under section 427(b) of  
21 the Health Care Quality Improvement Act of 1986 and  
22 sections 1128E(d)(2) and 1921 of the Social Security Act  
23 shall be sufficient to recover the full costs of operating  
24 the programs authorized by such sections and shall remain  
25 available until expended for the National Practitioner

1 Data Bank: *Provided further*, That funds transferred to  
2 this account to carry out section 846 and subpart 3 of  
3 part D of title III of the PHS Act may be used to make  
4 prior year adjustments to awards made under such section  
5 and subpart: *Provided further*, That amounts made avail-  
6 able for the National Health Service Corps (“NHSC”)  
7 shall remain available until expended for the purposes of  
8 providing primary health services, assigning NHSC par-  
9 ticipants to expand the delivery of substance use disorder  
10 treatment services, notwithstanding the assignment prior-  
11 ities and limitations under sections 333(a)(1)(D), 333(b),  
12 and 333A(a)(1)(B)(ii) of the PHS Act, and making pay-  
13 ments under the NHSC Loan Repayment Program under  
14 section 338B of such Act: *Provided further*, That, within  
15 the amount made available for the NHSC, not less than  
16 13 percent shall remain available until expended for the  
17 purposes of making payments under the NHSC Loan Re-  
18 payment Program under section 338B of the PHS Act  
19 to individuals participating in such program who provide  
20 primary health services in Indian Health Service facilities,  
21 Tribally-Operated 638 Health Programs, and Urban In-  
22 dian Health Programs (as those terms are defined by the  
23 Secretary), notwithstanding the assignment priorities and  
24 limitations under section 333(b) of the PHS Act, and  
25 \$8,000,000 shall remain available until expended for pay-

1 ments to individuals participating in such program who  
2 provide primary health services in Maternity Care Health  
3 Professional Target Areas, as determined by the Sec-  
4 retary, notwithstanding the assignment priorities and limi-  
5 tations under section 333(b) of such Act: *Provided further,*  
6 That for purposes of the previous two provisos, section  
7 331(a)(3)(D) of the PHS Act shall be applied as if the  
8 term “primary health services” includes clinical substance  
9 use disorder treatment services, including those provided  
10 by masters level, licensed substance use disorder treat-  
11 ment counselors: *Provided further,* That amounts made  
12 available for the Nurse Practitioner Optional Fellowship  
13 Program shall be available to make grants to establish,  
14 expand, or maintain optional community-based nurse  
15 practitioner fellowship programs that are accredited or in  
16 the accreditation process, with a preference for those in  
17 Federally Qualified Health Centers, for practicing post-  
18 graduate nurse practitioners in primary care or behavioral  
19 health: *Provided further,* That amounts made available for  
20 Pediatric Specialty Loan Repayment shall remain avail-  
21 able until expended for activities under section 775 of the  
22 PHS Act: *Provided further,* That the United States may  
23 recover liquidated damages in an amount determined by  
24 the formula under section 338E(c)(1) of the PHS Act if  
25 an individual either fails to begin or complete the service

1 obligated by a contract under section 775(b) of the PHS  
2 Act: *Provided further*, That for purposes of section  
3 775(c)(1) of the PHS Act, the Secretary may include  
4 other mental and behavioral health disciplines as the Sec-  
5 retary deems appropriate: *Provided further*, That the Sec-  
6 retary may terminate a contract entered into under section  
7 775 of the PHS Act in the same manner articulated in  
8 section 206 of this title for fiscal year 2026 contracts en-  
9 tered into under section 338B of the PHS Act.

10       Amounts made available for Medical Student Edu-  
11 cation shall remain available until expended for grants to  
12 public institutions of higher education to expand or sup-  
13 port graduate education for physicians provided by such  
14 institutions, including funding for infrastructure develop-  
15 ment, maintenance, equipment, and minor renovations or  
16 alterations: *Provided*, That, in awarding such grants, the  
17 Secretary shall give priority to public institutions of higher  
18 education located in States with a projected primary care  
19 provider shortage, as determined by the Secretary: *Pro-*  
20 *vided further*, That grants so awarded are limited to such  
21 public institutions of higher education in States in the top  
22 quartile of States with a projected primary care provider  
23 shortage, as determined by the Secretary: *Provided fur-*  
24 *ther*, That the minimum amount of a grant so awarded  
25 to such an institution shall be not less than \$1,000,000

1 per year: *Provided further*, That such a grant may be  
2 awarded for a period not to exceed 5 years: *Provided fur-*  
3 *ther*, That such a grant awarded with respect to a year  
4 to such an institution shall be subject to a matching re-  
5 quirement of non-Federal funds in an amount that is not  
6 more than 10 percent of the total amount of Federal funds  
7 provided in the grant to such institution with respect to  
8 such year.

9 MATERNAL AND CHILD HEALTH

10 For carrying out titles III, XI, XII, and XIX of the  
11 PHS Act with respect to maternal and child health and  
12 title V of the Social Security Act, \$1,181,680,000, which  
13 shall be for the purposes and in the amounts specified in  
14 the “Final Bill” column for Maternal and Child Health  
15 in the “Departments of Labor, Health and Human Serv-  
16 ices, Education, and Related Agencies Appropriations Act,  
17 2026” table in the explanatory statement described in sec-  
18 tion 4 (in the matter preceding division A of this consoli-  
19 dated Act): *Provided*, That notwithstanding sections  
20 502(a)(1) and 502(b)(1) of the Social Security Act,  
21 amounts made available for Special Projects of Regional  
22 and National Significance shall be available for carrying  
23 out special projects of regional and national significance  
24 pursuant to section 501(a)(2) of such Act and  
25 \$10,276,000 shall be available for projects described in

1 subparagraphs (A) through (F) of section 501(a)(3) of  
2 such Act, and the budget activities specified in the table  
3 under this heading in the explanatory statement described  
4 in section 4 (in the matter preceding division A of this  
5 consolidated Act) shall be funded in the amounts specified  
6 in such table.

7 RYAN WHITE HIV/AIDS PROGRAM

8 For carrying out title XXVI of the PHS Act with  
9 respect to the Ryan White HIV/AIDS program,  
10 \$2,571,041,000, which shall be for the purposes and in  
11 the amounts specified in the “Final Bill” column for Ryan  
12 White HIV/AIDS Program in the “Departments of Labor,  
13 Health and Human Services, Education, and Related  
14 Agencies Appropriations Act, 2026” table in the explana-  
15 tory statement described in section 4 (in the matter pre-  
16 ceding division A of this consolidated Act), of which the  
17 amounts made available for Emergency Assistance (Part  
18 A) and Comprehensive Care Programs (Part B) shall re-  
19 main available to the Secretary through September 30,  
20 2028, for parts A and B of title XXVI of the PHS Act,  
21 and of which the amounts made available for the AIDS  
22 Drug Assistance Program (ADAP) shall be for State  
23 AIDS Drug Assistance Programs under the authority of  
24 section 2616 or 311(c) of such Act; and of which the  
25 amounts made available for Ending the HIV/AIDS Epi-

1 demic Initiative shall remain available until expended and  
2 shall be available to the Secretary for carrying out a pro-  
3 gram of grants and contracts under title XXVI or section  
4 311(c) of such Act focused on ending the nationwide HIV/  
5 AIDS epidemic, with any grants issued under such section  
6 311(c) administered in conjunction with title XXVI of the  
7 PHS Act, including the limitation on administrative ex-  
8 penses.

9 HEALTH SYSTEMS

10 For carrying out titles III and XII of the PHS Act  
11 with respect to health care systems, and the Stem Cell  
12 Therapeutic and Research Act of 2005, \$127,009,000, of  
13 which \$122,000 shall be available until expended for facil-  
14 ity renovations and other facilities-related expenses of the  
15 Hansen’s Disease Program: *Provided*, That during the pe-  
16 riod covered by this Act, the Secretary of Health and  
17 Human Services may collect registration fees from mem-  
18 bers of the Organ Procurement and Transplantation Net-  
19 work (in this title referred to as “OPTN”), authorized  
20 under section 372 of the PHS Act, for each transplant  
21 candidate such members place on the list described in sub-  
22 section (b)(2)(A)(i) of such section, including directly or  
23 through awards made under subsection (b)(1)(A) of such  
24 section: *Provided further*, That such fees may be credited  
25 to this account, to remain available until expended, to sup-

1 port the operation of the OPTN: *Provided further*, That  
2 the Secretary may distribute fees collected pursuant to the  
3 first proviso under this heading among the awardee or  
4 awardees described in subsection (b)(1)(A) of section 372  
5 of the PHS Act as the Secretary determines appropriate.

6 **RURAL HEALTH**

7 For carrying out titles III and IV of the PHS Act  
8 with respect to rural health, section 427(a) of the Federal  
9 Coal Mine Health and Safety Act of 1969, and sections  
10 711 and 1820 of the Social Security Act, \$392,907,000,  
11 which shall be for the purposes and in the amounts speci-  
12 fied, other than for “Rural Hospital Provider Assistance  
13 Program”, in the “Final Bill” column for Rural Health  
14 in the “Departments of Labor, Health and Human Serv-  
15 ices, Education, and Related Agencies Appropriations Act,  
16 2026” table in the explanatory statement described in sec-  
17 tion 4 (in the matter preceding division A of this consoli-  
18 dated Act), of which the amounts made available for Rural  
19 Hospital Flexibility Grants shall come from general reve-  
20 nues, notwithstanding section 1820(j) of the Social Secu-  
21 rity Act: *Provided*, That of the funds made available under  
22 this paragraph for Rural Hospital Flexibility Grants, up  
23 to \$22,942,000 shall be available for the Small Rural Hos-  
24 pital Improvement Program for quality improvement and  
25 adoption of health information technology, no less than

1 \$5,000,000 shall be available to award grants to public  
2 or non-profit private entities for the Rural Emergency  
3 Hospital Technical Assistance Program, and up to  
4 \$1,000,000 shall be to carry out section 1820(g)(6) of the  
5 Social Security Act, with funds provided for grants under  
6 section 1820(g)(6) available for the purchase and imple-  
7 mentation of telehealth services and other efforts to im-  
8 prove health care coordination for rural veterans between  
9 rural providers and the Department of Veterans Affairs:  
10 *Provided further,* That the amounts made available for  
11 State Offices of Rural Health shall be available notwith-  
12 standing section 338J(k) of the PHS Act: *Provided fur-*  
13 *ther,* That the amounts for the Rural Residency Planning  
14 and Development Program shall remain available through  
15 September 30, 2028.

16 In addition to amounts otherwise available for the  
17 same purpose, \$25,000,000, for making payments to eligi-  
18 ble hospitals for the maintenance of health care providers:  
19 *Provided,* That eligible hospitals receiving such payment  
20 shall meet the following criteria: (1) have no more than  
21 50 inpatient beds and (2) have an established wage index  
22 value of less than 0.90 as determined by the Secretary  
23 of Health and Human Services under section  
24 1886(d)(3)(E) of the Social Security Act (42 U.S.C.  
25 1395ww(d)(3)(E)): *Provided further,* That up to 10 per-

1 cent of funds made available in this paragraph may be  
2 used by eligible hospitals for administrative expenses: *Pro-*  
3 *vided further*, That payment amounts to eligible hospitals  
4 shall be calculated by dividing available funding equally  
5 among such eligible hospitals.

6 FAMILY PLANNING

7 For carrying out the program under title X of the  
8 PHS Act to provide for voluntary family planning  
9 projects, \$286,479,000: *Provided*, That amounts provided  
10 to said projects under such title shall not be expended for  
11 abortions, that all pregnancy counseling shall be nondirec-  
12 tive, and that such amounts shall not be expended for any  
13 activity (including the publication or distribution of lit-  
14 erature) that in any way tends to promote public support  
15 or opposition to any legislative proposal or candidate for  
16 public office.

17 HRSA-WIDE ACTIVITIES AND PROGRAM SUPPORT

18 For carrying out title III of the Public Health Service  
19 Act and for cross-cutting activities and program support  
20 for activities funded in other appropriations included in  
21 this Act for the Health Resources and Services Adminis-  
22 tration, \$1,076,181,000, of which \$45,550,000 shall be  
23 for expenses necessary for the Office for the Advancement  
24 of Telehealth, including grants, contracts, and cooperative  
25 agreements for the advancement of telehealth activities:

1 *Provided*, That funds made available under this heading  
2 may be used to supplement program support funding pro-  
3 vided under the headings “Primary Health Care”,  
4 “Health Workforce”, “Maternal and Child Health”,  
5 “Ryan White HIV/AIDS Program”, “Health Systems”,  
6 and “Rural Health”: *Provided further*, That of the amount  
7 made available under this heading, \$857,793,000 shall be  
8 used for the projects financing the construction and ren-  
9 ovation (including equipment) of health care and other fa-  
10 cilities, and for the projects financing one-time grants that  
11 support health-related activities, including training and in-  
12 formation technology, and in the amounts specified in the  
13 table titled “Community Project Funding/Congressionally  
14 Directed Spending” included for this division in the ex-  
15 planatory statement described in section 4 (in the matter  
16 preceding division A of this consolidated Act): *Provided*  
17 *further*, That none of the funds made available for projects  
18 described in the preceding proviso shall be subject to sec-  
19 tion 241 of the PHS Act or section 205 of this Act.

20 VACCINE INJURY COMPENSATION PROGRAM TRUST FUND

21 For payments from the Vaccine Injury Compensation  
22 Program Trust Fund (the “Trust Fund”), such sums as  
23 may be necessary for claims associated with vaccine-re-  
24 lated injury or death with respect to vaccines administered  
25 after September 30, 1988, pursuant to subtitle 2 of title

1 XXI of the PHS Act, to remain available until expended:  
2 *Provided*, That for necessary administrative expenses, not  
3 to exceed \$15,200,000 shall be available from the Trust  
4 Fund to the Secretary.

5 CENTERS FOR DISEASE CONTROL AND PREVENTION

6 IMMUNIZATION AND RESPIRATORY DISEASES

7 For carrying out titles II, III, XVII, and XXI, and  
8 section 2821 of the PHS Act, and titles II and IV of the  
9 Immigration and Nationality Act, with respect to immuni-  
10 zation and respiratory diseases, \$316,901,000.

11 HIV/AIDS, VIRAL HEPATITIS, SEXUALLY TRANSMITTED

12 DISEASES, AND TUBERCULOSIS PREVENTION

13 For carrying out titles II, III, XVII, and XXIII of  
14 the PHS Act with respect to HIV/AIDS, viral hepatitis,  
15 sexually transmitted diseases, and tuberculosis prevention,  
16 \$1,384,056,000.

17 EMERGING AND ZOOONOTIC INFECTIOUS DISEASES

18 For carrying out titles II, III, and XVII, and section  
19 2821 of the PHS Act, and titles II and IV of the Immigra-  
20 tion and Nationality Act, with respect to emerging and  
21 zoonotic infectious diseases, \$729,272,000: *Provided*, That  
22 of the amounts made available under this heading, up to  
23 \$1,000,000 from amounts made available for Quarantine  
24 appropriations shall remain available until expended to  
25 pay for the transportation, medical care, treatment, and

1 other related costs of persons quarantined or isolated  
2 under Federal or State quarantine law.

3 CHRONIC DISEASE PREVENTION AND HEALTH

4 PROMOTION

5 For carrying out titles II, III, XI, XV, XVII, and  
6 XIX of the PHS Act with respect to chronic disease pre-  
7 vention and health promotion, \$983,830,000: *Provided*,  
8 That funds made available under this heading may be  
9 available for making grants under section 1509 of the  
10 PHS Act for not less than 21 States, Tribes, or Tribal  
11 organizations: *Provided further*, That the proportional  
12 funding requirements under section 1503(a) of the PHS  
13 Act shall not apply to funds made available under this  
14 heading.

15 BIRTH DEFECTS, DEVELOPMENTAL DISABILITIES,

16 DISABILITIES AND HEALTH

17 For carrying out titles II, III, XI, and XVII of the  
18 PHS Act with respect to birth defects, developmental dis-  
19 abilities, disabilities and health, \$205,060,000.

20 PUBLIC HEALTH SCIENTIFIC SERVICES

21 For carrying out titles II, III, and XVII of the PHS  
22 Act with respect to health statistics, surveillance, health  
23 informatics, and workforce development, \$724,553,000:  
24 *Provided*, That in addition to amounts provided herein,

1 \$42,944,000 shall be from funds available under section  
2 241 of the PHS Act for health statistics.

3 ENVIRONMENTAL HEALTH

4 For carrying out titles II, III, and XVII of the PHS  
5 Act with respect to environmental health, \$191,850,000.

6 INJURY PREVENTION AND CONTROL

7 For carrying out titles II, III, and XVII of the PHS  
8 Act with respect to injury prevention and control,  
9 \$761,379,000.

10 NATIONAL INSTITUTE FOR OCCUPATIONAL SAFETY AND  
11 HEALTH

12 For carrying out titles II, III, and XVII of the PHS  
13 Act, sections 101, 102, 103, 201, 202, 203, 301, and 501  
14 of the Federal Mine Safety and Health Act, section 13  
15 of the Mine Improvement and New Emergency Response  
16 Act, and sections 20, 21, and 22 of the Occupational Safe-  
17 ty and Health Act, with respect to occupational safety and  
18 health, \$366,800,000.

19 ENERGY EMPLOYEES OCCUPATIONAL ILLNESS

20 COMPENSATION PROGRAM

21 For necessary expenses to administer the Energy  
22 Employees Occupational Illness Compensation Program  
23 Act, \$55,358,000, to remain available until expended: *Pro-*  
24 *vided*, That this amount shall be available consistent with

1 the provision regarding administrative expenses in section  
2 151(b) of division B, title I of Public Law 106–554.

3 GLOBAL HEALTH

4 For carrying out titles II, III, and XVII of the PHS  
5 Act with respect to global health, \$692,843,000, of which:  
6 (1) the amounts made available for the Global HIV/AIDS  
7 Program shall remain available through September 30,  
8 2027; and (2) the amounts made available for the Global  
9 Public Health Protection shall remain available through  
10 September 30, 2028: *Provided*, That funds may be used  
11 for purchase and insurance of official motor vehicles in  
12 foreign countries.

13 PUBLIC HEALTH PREPAREDNESS AND RESPONSE

14 For carrying out titles II, III, XVII, and XXVIII of  
15 the PHS Act with respect to public health preparedness  
16 and response, and for expenses necessary to support ac-  
17 tivities related to countering potential biological, nuclear,  
18 radiological, and chemical threats to civilian populations,  
19 \$913,200,000: *Provided*, That the Director of the Centers  
20 for Disease Control and Prevention (referred to in this  
21 title as “CDC”) or the Administrator of the Agency for  
22 Toxic Substances and Disease Registry may detail staff  
23 without reimbursement to support an activation of the  
24 CDC Emergency Operations Center, so long as the Direc-  
25 tor or Administrator, as applicable, provides a notice to

1 the Committees on Appropriations of the House of Rep-  
2 resentatives and the Senate within 15 days of the use of  
3 this authority, a full report within 30 days after use of  
4 this authority which includes the number of staff and  
5 funding level broken down by the originating center and  
6 number of days detailed, and an update of such report  
7 every 180 days until staff are no longer on detail without  
8 reimbursement to the CDC Emergency Operations Center.

9 BUILDINGS AND FACILITIES

10 (INCLUDING TRANSFER OF FUNDS)

11 For acquisition of real property, equipment, construc-  
12 tion, installation, demolition, and renovation of facilities,  
13 \$40,000,000, which shall remain available until expended:  
14 *Provided*, That funds made available to this account in  
15 this or any prior Act that are available for the acquisition  
16 of real property or for construction or improvement of fa-  
17 cilities shall be available to make improvements on non-  
18 federally owned property, provided that any improvements  
19 that are not adjacent to federally owned property do not  
20 exceed \$2,500,000, and that the primary benefit of such  
21 improvements accrues to CDC: *Provided further*, That  
22 funds previously set-aside by CDC for repair and upgrade  
23 of the Lake Lynn Experimental Mine and Laboratory  
24 shall be used to acquire a replacement mine safety re-  
25 search facility: *Provided further*, That funds made avail-

1 able to this account in this or any prior Act that are avail-  
2 able for the acquisition of real property or for construction  
3 or improvement of facilities in conjunction with the new  
4 replacement mine safety research facility shall be available  
5 to make improvements on non-federally owned property,  
6 provided that any improvements that are not adjacent to  
7 federally owned property do not exceed \$5,000,000: *Pro-*  
8 *vided further*, That in addition, the prior year unobligated  
9 balance of any amounts assigned to former employees in  
10 accounts of CDC made available for Individual Learning  
11 Accounts shall be credited to and merged with the  
12 amounts made available under this heading to support the  
13 replacement of the mine safety research facility.

14 CDC-WIDE ACTIVITIES AND PROGRAM SUPPORT

15 (INCLUDING TRANSFER OF FUNDS)

16 For carrying out titles II, III, XVII and XIX, and  
17 section 2821 of the PHS Act and for cross-cutting activi-  
18 ties and program support for activities funded in other  
19 appropriations included in this Act for the Centers for  
20 Disease Control and Prevention, \$396,570,000: *Provided*,  
21 That the amounts made available for Public Health Infra-  
22 structure and Capacity appropriations shall remain avail-  
23 able through September 30, 2027: *Provided further*, That  
24 paragraphs (1) through (3) of subsection (b) of section  
25 2821 of the PHS Act shall not apply to funds appro-

1 priated under this heading and in all other accounts of  
2 the CDC: *Provided further*, That the amounts made avail-  
3 able for Infectious Diseases Rapid Response Reserve Fund  
4 appropriations shall remain available until expended and  
5 shall be available to the Director of the CDC for deposit  
6 in the Infectious Diseases Rapid Response Reserve Fund  
7 established by section 231 of division B of Public Law  
8 115–245: *Provided further*, That funds appropriated under  
9 this heading may be used to support a contract for the  
10 operation and maintenance of an aircraft in direct support  
11 of activities throughout CDC to ensure the agency is pre-  
12 pared to address public health preparedness emergencies:  
13 *Provided further*, That employees of CDC or the Public  
14 Health Service, both civilian and commissioned officers,  
15 detailed to States, municipalities, or other organizations  
16 under authority of section 214 of the PHS Act, or in over-  
17 seas assignments, shall be treated as non-Federal employ-  
18 ees for reporting purposes only and shall not be included  
19 within any personnel ceiling applicable to the Agency,  
20 Service, or HHS during the period of detail or assignment:  
21 *Provided further*, That CDC may use up to \$10,000 from  
22 amounts appropriated to CDC in this Act for official re-  
23 ception and representation expenses when specifically ap-  
24 proved by the Director of CDC: *Provided further*, That in  
25 addition, such sums as may be derived from authorized

1 user fees, which shall be credited to the appropriation  
2 charged with the cost thereof: *Provided further*, That with  
3 respect to the previous proviso, authorized user fees from  
4 the Vessel Sanitation Program and the Respirator Certifi-  
5 cation Program shall be available through September 30,  
6 2027.

7 NATIONAL INSTITUTES OF HEALTH

8 NATIONAL CANCER INSTITUTE

9 For carrying out section 301 and title IV of the PHS  
10 Act with respect to cancer, \$7,352,159,000, of which up  
11 to \$30,000,000 may be used for facilities repairs and im-  
12 provements at the National Cancer Institute—Frederick  
13 Federally Funded Research and Development Center in  
14 Frederick, Maryland.

15 NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

16 For carrying out section 301 and title IV of the PHS  
17 Act with respect to cardiovascular, lung, and blood dis-  
18 eases, and blood and blood products, \$3,990,345,000.

19 NATIONAL INSTITUTE OF DENTAL AND CRANIOFACIAL  
20 RESEARCH

21 For carrying out section 301 and title IV of the PHS  
22 Act with respect to dental and craniofacial diseases,  
23 \$525,163,000.

1 NATIONAL INSTITUTE OF DIABETES AND DIGESTIVE AND  
2 KIDNEY DISEASES

3 For carrying out section 301 and title IV of the PHS  
4 Act with respect to diabetes and digestive and kidney dis-  
5 ease, \$2,326,721,000.

6 NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS  
7 AND STROKE

8 For carrying out section 301 and title IV of the PHS  
9 Act with respect to neurological disorders and stroke,  
10 \$2,804,925,000.

11 NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS  
12 DISEASES

13 For carrying out section 301 and title IV of the PHS  
14 Act with respect to allergy and infectious diseases,  
15 \$6,585,279,000: *Provided*, That not less than  
16 \$270,000,000 is provided for research to develop universal  
17 flu vaccines.

18 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

19 For carrying out section 301 and title IV of the PHS  
20 Act with respect to general medical sciences,  
21 \$3,269,679,000, of which \$1,427,482,000 shall be from  
22 funds available under section 241 of the PHS Act: *Pro-*  
23 *vided*, That not less than \$450,956,000 is provided for the  
24 Institutional Development Awards program.

1 EUNICE KENNEDY SHRIVER NATIONAL INSTITUTE OF  
2 CHILD HEALTH AND HUMAN DEVELOPMENT

3 For carrying out section 301 and title IV of the PHS  
4 Act with respect to child health and human development,  
5 \$1,769,078,000: *Provided*, That not less than  
6 \$63,400,000 is provided for the Implementing a Maternal  
7 health and Pregnancy Outcomes Vision for Everyone (IM-  
8 PROVE) Initiative.

9 NATIONAL EYE INSTITUTE

10 For carrying out section 301 and title IV of the PHS  
11 Act with respect to eye diseases and visual disorders,  
12 \$896,549,000.

13 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH  
14 SCIENCES

15 For carrying out section 301 and title IV of the PHS  
16 Act with respect to environmental health sciences,  
17 \$913,979,000.

18 NATIONAL INSTITUTE ON AGING

19 For carrying out section 301 and title IV of the PHS  
20 Act with respect to aging, \$4,517,623,000.

21 NATIONAL INSTITUTE OF ARTHRITIS AND  
22 MUSCULOSKELETAL AND SKIN DISEASES

23 For carrying out section 301 and title IV of the PHS  
24 Act with respect to arthritis and musculoskeletal and skin  
25 diseases, \$685,465,000.

1 NATIONAL INSTITUTE ON DEAFNESS AND OTHER  
2 COMMUNICATION DISORDERS

3 For carrying out section 301 and title IV of the PHS  
4 Act with respect to deafness and other communication dis-  
5 orders, \$534,333,000.

6 NATIONAL INSTITUTE OF NURSING RESEARCH

7 For carrying out section 301 and title IV of the PHS  
8 Act with respect to nursing research, \$197,693,000.

9 NATIONAL INSTITUTE ON ALCOHOL ABUSE AND  
10 ALCOHOLISM

11 For carrying out section 301 and title IV of the PHS  
12 Act with respect to alcohol abuse and alcoholism,  
13 \$595,318,000.

14 NATIONAL INSTITUTE ON DRUG ABUSE

15 For carrying out section 301 and title IV of the PHS  
16 Act with respect to drug abuse, \$1,662,695,000.

17 NATIONAL INSTITUTE OF MENTAL HEALTH

18 For carrying out section 301 and title IV of the PHS  
19 Act with respect to mental health, \$2,189,843,000.

20 NATIONAL HUMAN GENOME RESEARCH INSTITUTE

21 For carrying out section 301 and title IV of the PHS  
22 Act with respect to human genome research,  
23 \$663,200,000.

1 NATIONAL INSTITUTE OF BIOMEDICAL IMAGING AND  
2 BIOENGINEERING

3 For carrying out section 301 and title IV of the PHS  
4 Act with respect to biomedical imaging and bioengineering  
5 research, \$440,627,000.

6 NATIONAL CENTER FOR COMPLEMENTARY AND  
7 INTEGRATIVE HEALTH

8 For carrying out section 301 and title IV of the PHS  
9 Act with respect to complementary and integrative health,  
10 \$170,384,000.

11 NATIONAL INSTITUTE ON MINORITY HEALTH AND  
12 HEALTH DISPARITIES

13 For carrying out section 301 and title IV of the PHS  
14 Act with respect to minority health and health disparities  
15 research, \$538,395,000.

16 JOHN E. FOGARTY INTERNATIONAL CENTER

17 For carrying out the activities of the John E. Fogarty  
18 International Center (described in subpart 2 of part E of  
19 title IV of the PHS Act), \$95,162,000.

20 NATIONAL LIBRARY OF MEDICINE

21 For carrying out section 301 and title IV of the PHS  
22 Act with respect to health information communications,  
23 \$497,548,000: *Provided*, That of the amounts available for  
24 improvement of information systems, \$4,000,000 shall be  
25 available until September 30, 2027: *Provided further*, That

1 in this fiscal year, the National Library of Medicine may  
2 enter into personal services contracts for the provision of  
3 services in facilities owned, operated, or constructed under  
4 the jurisdiction of the National Institutes of Health (re-  
5 ferred to in this title as “NIH”).

6 NATIONAL CENTER FOR ADVANCING TRANSLATIONAL  
7 SCIENCES

8 For carrying out section 301 and title IV of the PHS  
9 Act with respect to translational sciences, \$942,323,000:  
10 *Provided*, That \$75,000,000 shall be available to imple-  
11 ment section 480 of the PHS Act, relating to the Cures  
12 Acceleration Network: *Provided further*, That at least  
13 \$629,560,000 is provided to the Clinical and Translational  
14 Sciences Awards program.

15 OFFICE OF THE DIRECTOR  
16 (INCLUDING TRANSFER OF FUNDS)

17 For carrying out the responsibilities of the Office of  
18 the Director, NIH, \$2,462,914,000: *Provided*, That fund-  
19 ing shall be available for the purchase of not to exceed  
20 29 passenger motor vehicles for replacement only: *Pro-*  
21 *vided further*, That all funds credited to the NIH Manage-  
22 ment Fund shall remain available for one fiscal year after  
23 the fiscal year in which they are deposited: *Provided fur-*  
24 *ther*, That \$180,000,000 shall be for the Environmental  
25 Influences on Child Health Outcomes study: *Provided fur-*

1 *ther*, That \$572,401,000 shall be available for the Com-  
2 mon Fund established under section 402A(c)(1) of the  
3 PHS Act: *Provided further*, That of the funds provided,  
4 \$10,000 shall be for official reception and representation  
5 expenses when specifically approved by the Director of the  
6 NIH: *Provided further*, That the Office of AIDS Research  
7 within the Office of the Director of the NIH may spend  
8 up to \$8,000,000 to make grants for construction or ren-  
9 ovation of facilities as provided for in section  
10 2354(a)(5)(B) of the PHS Act: *Provided further*, That  
11 \$80,000,000 shall be used to carry out section 404I of  
12 the PHS Act (42 U.S.C. 283k), relating to biomedical and  
13 behavioral research facilities: *Provided further*, That  
14 \$5,000,000 shall be transferred to and merged with the  
15 appropriation for the “Office of Inspector General” for  
16 oversight of grant programs and operations of the NIH,  
17 including agency efforts to ensure the integrity of its grant  
18 application evaluation and selection processes, and shall  
19 be in addition to funds otherwise made available for over-  
20 sight of the NIH: *Provided further*, That amounts made  
21 available under this heading are also available to establish,  
22 operate, and support the Research Policy Board author-  
23 ized by section 2034(f) of the 21st Century Cures Act:  
24 *Provided further*, That not less than \$106,480,000 is pro-  
25 vided for the Office of Research on Women’s Health and

1 such funds shall also be available for making grants to  
2 serve and promote the interests of women in research, and  
3 the Director of such Office may, in making such grants,  
4 use the authorities available to NIH Institutes and Cen-  
5 ters.

6 In addition to other funds appropriated for the Office  
7 of the Director, \$12,600,000 is appropriated from the 10-  
8 year Pediatric Research Initiative Fund described in sec-  
9 tion 9008 of the Internal Revenue Code of 1986 (26  
10 U.S.C. 9008), for the purpose of carrying out section  
11 402(b)(7)(B)(ii) of the PHS Act (relating to pediatric re-  
12 search).

13 BUILDINGS AND FACILITIES

14 For the study of, construction of, demolition of, ren-  
15 ovation of, and acquisition of equipment for, facilities of  
16 or used by NIH, including the acquisition of real property,  
17 \$350,000,000, to remain available until expended.

18 NIH INNOVATION ACCOUNT, CURES ACT

19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses to carry out the purposes de-  
21 scribed in section 1001(b)(4) of the 21st Century Cures  
22 Act, in addition to amounts available for such purposes  
23 in the appropriations provided to the NIH in this Act,  
24 \$226,000,000, to remain available until expended: *Pro-*  
25 *vided*, That such amounts are appropriated pursuant to

1 section 1001(b)(3) of such Act, are to be derived from  
2 amounts transferred under section 1001(b)(2)(A) of such  
3 Act, and may be transferred by the Director of the NIH  
4 to other accounts of the NIH solely for the purposes pro-  
5 vided in such Act: *Provided further*, That upon a deter-  
6 mination by the Director of the NIH that funds trans-  
7 ferred pursuant to the previous proviso are not necessary  
8 for the purposes provided, such amounts may be trans-  
9 ferred back to the Account: *Provided further*, That the  
10 transfer authority provided under this heading is in addi-  
11 tion to any other transfer authority provided by law.

12       ADVANCED RESEARCH PROJECTS AGENCY FOR HEALTH

13           For carrying out section 301 and part J of title IV  
14 of the PHS Act with respect to advanced research projects  
15 for health, \$1,500,000,000, to remain available through  
16 September 30, 2028.

17       SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

18                           ADMINISTRATION

19                           MENTAL HEALTH

20           For carrying out titles III, V, and XIX of the PHS  
21 Act with respect to mental health, the Protection and Ad-  
22 vocacy for Individuals with Mental Illness Act, and the  
23 SUPPORT for Patients and Communities Act,  
24 \$2,790,407,000: *Provided*, That of the funds made avail-  
25 able under this heading, \$100,887,000 shall be for the Na-

1 tional Child Traumatic Stress Initiative: *Provided further,*  
2 That of the funds made available under this heading,  
3 \$991,532,000 shall be for the Mental Health Block Grant:  
4 *Provided further,* That of the funds made available under  
5 this heading, \$132,000,000 shall be for Children’s Mental  
6 Health Services: *Provided further,* That of the funds made  
7 available under this heading, \$66,635,000 shall be for  
8 Projects for Assistance in Transition from Homelessness:  
9 *Provided further,* That of the funds made available under  
10 this heading, \$40,000,000 shall be for Protection and Ad-  
11 vocacy for Individuals with Mental Illness: *Provided fur-*  
12 *ther,* That notwithstanding section 520A(f)(2) of the PHS  
13 Act, no funds appropriated for carrying out section 520A  
14 shall be available for carrying out section 1971 of the PHS  
15 Act: *Provided further,* That in addition to amounts pro-  
16 vided herein, \$21,039,000 shall be available under section  
17 241 of the PHS Act to carry out subpart I of part B of  
18 title XIX of the PHS Act to fund section 1920(b) tech-  
19 nical assistance, national data, data collection and evalua-  
20 tion activities, and further that the total available under  
21 this Act for section 1920(b) activities shall not exceed 5  
22 percent of the amounts appropriated for subpart I of part  
23 B of title XIX: *Provided further,* That of the funds made  
24 available under this heading for subpart I of part B of  
25 title XIX of the PHS Act, at least 5 percent shall be avail-

1 able to support evidence-based crisis systems: *Provided*  
2 *further*, That up to 10 percent of the amounts made avail-  
3 able to carry out the Children’s Mental Health Services  
4 program may be used to carry out demonstration grants  
5 or contracts for early interventions with persons not more  
6 than 25 years of age at clinical high risk of developing  
7 a first episode of psychosis: *Provided further*, That section  
8 520E(b)(2) of the PHS Act shall not apply to funds ap-  
9 propriated in this Act for fiscal year 2026: *Provided fur-*  
10 *ther*, That \$385,500,000 shall be available until Sep-  
11 tember 30, 2028 for grants to communities and commu-  
12 nity organizations who meet criteria for Certified Commu-  
13 nity Behavioral Health Clinics pursuant to section 223(a)  
14 of Public Law 113–93: *Provided further*, That none of the  
15 funds provided for section 1911 of the PHS Act shall be  
16 subject to section 241 of such Act: *Provided further*, That  
17 the budget activities specified in the table under this head-  
18 ing in the explanatory statement described in section 4  
19 (in the matter preceding division A of this consolidated  
20 Act) shall be funded in the amounts specified as appro-  
21 priations in such table: *Provided further*, That amounts  
22 made available for 988 Lifeline appropriations shall be for  
23 the purposes described in the explanatory statement de-  
24 scribed in section 4 (in the matter preceding division A  
25 of this consolidated Act): *Provided further*, That of the



1 That \$562,219,000 shall be for programs of regional and  
2 national significance, which shall be for the purposes and  
3 in the amounts specified in the table under this heading  
4 in the explanatory statement described in section 4 (in the  
5 matter preceding division A of this consolidated Act),  
6 other than amounts specified in such table as PHS Eval-  
7 uation Funds: *Provided further*, That none of the funds  
8 provided for section 1921 of the PHS Act or State Opioid  
9 Response Grants shall be subject to section 241 of such  
10 Act.

11 SUBSTANCE ABUSE PREVENTION

12 For carrying out titles III and V of the PHS Act  
13 with respect to substance abuse prevention, \$240,879,000,  
14 which shall be for the purposes and in the amounts speci-  
15 fied in the table under this heading in the explanatory  
16 statement described in section 4 (in the matter preceding  
17 division A of this consolidated Act).

18 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

19 For program support and cross-cutting activities that  
20 supplement activities funded under the headings “Mental  
21 Health”, “Substance Abuse Treatment”, and “Substance  
22 Abuse Prevention” in carrying out titles III, V, and XIX  
23 of the PHS Act and the Protection and Advocacy for Indi-  
24 viduals with Mental Illness Act in the Substance Abuse  
25 and Mental Health Services Administration,

1 \$171,566,000: *Provided*, That of the amount made avail-  
2 able under this heading, \$54,311,000 shall be used for the  
3 projects, and in the amounts, specified in the table titled  
4 “Community Project Funding/Congressionally Directed  
5 Spending” included for this division in the explanatory  
6 statement described in section 4 (in the matter preceding  
7 division A of this consolidated Act): *Provided further*, That  
8 none of the funds made available for projects described  
9 in the preceding proviso shall be subject to section 241  
10 of the PHS Act or section 205 of this Act: *Provided fur-*  
11 *ther*, That in addition to amounts provided herein,  
12 \$31,428,000 shall be available under section 241 of the  
13 PHS Act to supplement funds available to carry out na-  
14 tional surveys on drug abuse and mental health, to collect  
15 and analyze program data, and to conduct public aware-  
16 ness and technical assistance activities: *Provided further*,  
17 That, in addition, fees may be collected for the costs of  
18 publications, data, data tabulations, and data analysis  
19 completed under title V of the PHS Act and provided to  
20 a public or private entity upon request, which shall be  
21 credited to this appropriation and shall remain available  
22 until expended for such purposes: *Provided further*, That  
23 amounts made available in this Act for carrying out sec-  
24 tion 501(o) of the PHS Act shall remain available through  
25 September 30, 2027: *Provided further*, That funds made

1 available under this heading (other than amounts specified  
2 in the first proviso under this heading) may be used to  
3 supplement program support funding provided under the  
4 headings “Mental Health”, “Substance Abuse Treat-  
5 ment”, and “Substance Abuse Prevention”.

6 AGENCY FOR HEALTHCARE RESEARCH AND QUALITY

7 HEALTHCARE RESEARCH AND QUALITY

8 For carrying out titles III and IX of the PHS Act,  
9 part A of title XI of the Social Security Act, and section  
10 1013 of the Medicare Prescription Drug, Improvement,  
11 and Modernization Act of 2003, \$345,380,000: *Provided*,  
12 That section 947(c) of the PHS Act shall not apply in  
13 fiscal year 2026: *Provided further*, That in addition,  
14 amounts received from Freedom of Information Act fees,  
15 reimbursable and interagency agreements, and the sale of  
16 data shall be credited to this appropriation and shall re-  
17 main available until September 30, 2027.

18 CENTERS FOR MEDICARE & MEDICAID SERVICES

19 GRANTS TO STATES FOR MEDICAID

20 For carrying out, except as otherwise provided, titles  
21 XI and XIX of the Social Security Act, \$508,148,791,000,  
22 to remain available until expended.

23 In addition, for carrying out such titles after May 31,  
24 2026, for the last quarter of fiscal year 2026 for unantici-

1 pated costs incurred for the current fiscal year, such sums  
2 as may be necessary, to remain available until expended.

3 In addition, for carrying out such titles for the first  
4 quarter of fiscal year 2027, \$316,514,725,000, to remain  
5 available until expended.

6 Payment under such title XIX may be made for any  
7 quarter with respect to a State plan or plan amendment  
8 in effect during such quarter, if submitted in or prior to  
9 such quarter and approved in that or any subsequent  
10 quarter.

11 PAYMENTS TO THE HEALTH CARE TRUST FUNDS

12 For payment to the Federal Hospital Insurance  
13 Trust Fund and the Federal Supplementary Medical In-  
14 surance Trust Fund, as provided under sections 217(g),  
15 1844, and 1860D–16 of the Social Security Act, sections  
16 103(c) and 111(d) of the Social Security Amendments of  
17 1965, section 278(d)(3) of Public Law 97–248, and for  
18 administrative expenses incurred pursuant to section  
19 201(g) of the Social Security Act, \$593,817,000,000.

20 In addition, for making matching payments under  
21 section 1844 and benefit payments under section 1860D–  
22 16 of the Social Security Act that were not anticipated  
23 in budget estimates, such sums as may be necessary.

## 1 PROGRAM MANAGEMENT

2 For carrying out, except as otherwise provided, titles  
3 XI, XVIII, XIX, and XXI of the Social Security Act, titles  
4 XIII and XXVII of the PHS Act, the Clinical Laboratory  
5 Improvement Amendments of 1988, and other responsibil-  
6 ities of the Centers for Medicare & Medicaid Services, not  
7 to exceed \$3,669,744,000 to be transferred from the Fed-  
8 eral Hospital Insurance Trust Fund and the Federal Sup-  
9 plementary Medical Insurance Trust Fund, as authorized  
10 by section 201(g) of the Social Security Act; together with  
11 all funds collected in accordance with section 353 of the  
12 PHS Act and section 1857(e)(2) of the Social Security  
13 Act, funds retained by the Secretary pursuant to section  
14 1893(h) of the Social Security Act, and such sums as may  
15 be collected from authorized user fees and the sale of data,  
16 which shall be credited to this account and remain avail-  
17 able until expended: *Provided*, That all funds derived in  
18 accordance with 31 U.S.C. 9701 from organizations estab-  
19 lished under title XIII of the PHS Act shall be credited  
20 to and available for carrying out the purposes of this ap-  
21 propriation: *Provided further*, That the Secretary is di-  
22 rected to collect fees in fiscal year 2026 from Medicare  
23 Advantage organizations pursuant to section 1857(e)(2)  
24 of the Social Security Act and from eligible organizations  
25 with risk-sharing contracts under section 1876 of that Act

1 pursuant to section 1876(k)(4)(D) of that Act: *Provided*  
2 *further*, That of the amount made available under this  
3 heading, \$397,334,000 shall remain available until Sep-  
4 tember 30, 2027, and shall be available for the Survey  
5 and Certification Program: *Provided further*, That  
6 amounts available under this heading to support quality  
7 improvement organizations (as defined in section 1152 of  
8 the Social Security Act) shall not exceed the amount spe-  
9 cifically provided for such purpose under this heading in  
10 division H of the Consolidated Appropriations Act, 2018  
11 (Public Law 115–141).

12 HEALTH CARE FRAUD AND ABUSE CONTROL ACCOUNT

13 In addition to amounts otherwise available for pro-  
14 gram integrity and program management, \$941,000,000,  
15 to remain available through September 30, 2027, to be  
16 transferred from the Federal Hospital Insurance Trust  
17 Fund and the Federal Supplementary Medical Insurance  
18 Trust Fund, as authorized by section 201(g) of the Social  
19 Security Act, of which \$699,058,000 shall be for the Cen-  
20 ters for Medicare & Medicaid Services program integrity  
21 activities, of which \$108,735,000 shall be for the Depart-  
22 ment of Health and Human Services Office of Inspector  
23 General to carry out fraud and abuse activities authorized  
24 by section 1817(k)(3) of such Act, and of which  
25 \$133,207,000 shall be for the Department of Justice to

1 carry out fraud and abuse activities authorized by section  
2 1817(k)(3) of such Act: *Provided*, That the report re-  
3 quired by section 1817(k)(5) of the Social Security Act  
4 for fiscal year 2026 shall include measures of the oper-  
5 ational efficiency and impact on fraud, waste, and abuse  
6 in the Medicare, Medicaid, and CHIP programs for the  
7 funds provided by this appropriation: *Provided further*,  
8 That of the amount provided under this heading,  
9 \$311,000,000 is provided to meet the terms of a concur-  
10 rent resolution on the budget, and \$630,000,000 is addi-  
11 tional new budget authority specified for purposes of a  
12 concurrent resolution on the budget for additional health  
13 care fraud and abuse control activities: *Provided further*,  
14 That the Secretary shall provide not less than  
15 \$35,000,000 from amounts made available under this  
16 heading and amounts made available for fiscal year 2026  
17 under section 1817(k)(3)(A) of the Social Security Act for  
18 the Senior Medicare Patrol program to combat health care  
19 fraud and abuse.

20 ADMINISTRATION FOR CHILDREN AND FAMILIES

21 PAYMENTS TO STATES FOR CHILD SUPPORT

22 ENFORCEMENT AND FAMILY SUPPORT PROGRAMS

23 For carrying out, except as otherwise provided, titles  
24 I, IV–D, X, XI, XIV, and XVI of the Social Security Act  
25 and the Act of July 5, 1960, \$4,147,000,000, to remain

1 available until expended; and for such purposes for the  
2 first quarter of fiscal year 2027, \$1,800,000,000, to re-  
3 main available until expended.

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

10 LOW INCOME HOME ENERGY ASSISTANCE

11 For making payments under subsections (b) and (d)  
12 of section 2602 of the Low-Income Home Energy Assist-  
13 ance Act of 1981 (42 U.S.C. 8621 et seq.),  
14 \$4,045,000,000: *Provided*, That notwithstanding section  
15 2609A(a) of such Act, not more than \$9,600,000 may be  
16 reserved by the Secretary for technical assistance, train-  
17 ing, and monitoring of program activities for compliance  
18 with internal controls, policies and procedures, and to sup-  
19 plement funding otherwise available for necessary admin-  
20 istrative expenses to carry out such Act, and the Secretary  
21 may, in addition to the authorities provided in section  
22 2609A(a)(1), use such funds through contracts with pri-  
23 vate entities that do not qualify as nonprofit organiza-  
24 tions: *Provided further*, That all but \$907,348,000 of the  
25 amount appropriated under this heading shall be allocated

1 as though the total appropriation for such payments for  
2 fiscal year 2026 was less than \$1,975,000,000: *Provided*  
3 *further*, That, after applying all applicable provisions of  
4 section 2604 of such Act and the previous proviso, each  
5 State or territory that would otherwise receive an alloca-  
6 tion that is less than 97 percent of the amount that it  
7 received under this heading for fiscal year 2025 from  
8 amounts appropriated pursuant to section 1101(a)(8) of  
9 division A of Public Law 119–4 shall have its allocation  
10 increased to that 97 percent level, with the portions of  
11 other States’ and territories’ allocations that would exceed  
12 100 percent of the amounts they respectively received in  
13 such fashion for fiscal year 2025 being ratably reduced:  
14 *Provided further*, That by November 1 of the current year,  
15 the Secretary shall award to each State no less than 90  
16 percent of its total allotment, as calculated pursuant to  
17 the preceding two provisos.

18 REFUGEE AND ENTRANT ASSISTANCE

19 (INCLUDING TRANSFER OF FUNDS)

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

1 Protection Reauthorization Act of 2008, the Trafficking  
2 Victims Protection Act of 2000 (“TVPA”), and the Tor-  
3 ture Victims Relief Act of 1998, \$5,163,956,000, of which  
4 \$5,114,201,000 shall remain available through September  
5 30, 2028 for carrying out such sections 414, 501, 462,  
6 and 235: *Provided*, That amounts available under this  
7 heading to carry out the TVPA shall also be available for  
8 research and evaluation with respect to activities under  
9 such Act: *Provided further*, That the limitation in section  
10 205 of this Act regarding transfers increasing any appro-  
11 priation shall apply to transfers to appropriations under  
12 this heading by substituting “15 percent” for “3 percent”:  
13 *Provided further*, That the contribution of funds require-  
14 ment under section 235(e)(6)(C)(iii) of the William Wil-  
15 berforce Trafficking Victims Protection Reauthorization  
16 Act of 2008 shall not apply to funds made available under  
17 this heading: *Provided further*, That for any month in fis-  
18 cal year 2026 that the number of unaccompanied children  
19 referred to the Department of Health and Human Serv-  
20 ices pursuant to section 462 of the Homeland Security Act  
21 of 2002 and section 235 of the William Wilberforce Traf-  
22 ficking Victims Protection Reauthorization Act of 2008  
23 exceeds 16,000, as determined by the Secretary of Health  
24 and Human Services, an additional \$15,000,000, to re-  
25 main available until September 30, 2027, shall be made

1 available for obligation for every 500 unaccompanied chil-  
2 dren above that level (including a pro rata amount for any  
3 increment less than 500), for carrying out such sections  
4 462 and 235.

5 PAYMENTS TO STATES FOR THE CHILD CARE AND  
6 DEVELOPMENT BLOCK GRANT

7 For carrying out the Child Care and Development  
8 Block Grant Act of 1990 (“CCDBG Act”),  
9 \$8,831,387,000 shall be used to supplement, not supplant  
10 State general revenue funds for child care assistance for  
11 low-income families: *Provided*, That technical assistance  
12 under section 658I(a)(3) of such Act may be provided di-  
13 rectly, or through the use of contracts, grants, cooperative  
14 agreements, or interagency agreements: *Provided further*,  
15 That all funds made available to carry out section 418  
16 of the Social Security Act (42 U.S.C. 618), including  
17 funds appropriated for that purpose in such section 418  
18 or any other provision of law, shall be subject to the res-  
19 ervation of funds authority in paragraphs (4) and (5) of  
20 section 658O(a) of the CCDBG Act: *Provided further*,  
21 That notwithstanding the limitation in subparagraph (B)  
22 of section 658O(a)(2) of such Act, of the amounts appro-  
23 priated under this heading, not less than 5 percent shall  
24 be reserved under subparagraph (A) of such section for  
25 payments to Indian Tribes and Tribal organizations: *Pro-*

1 *vided further*, That of the amounts made available under  
2 this heading, the Secretary may reserve up to 0.5 percent  
3 for Federal administrative expenses: *Provided further*,  
4 That the Secretary shall award to each State its allotted  
5 amount no less than quarterly.

6 SOCIAL SERVICES BLOCK GRANT

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

14 CHILDREN AND FAMILIES SERVICES PROGRAMS

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

1 istrative expenses to carry out titles I, IV, V, X, XI, XIV,  
2 XVI, and XX–A of the Social Security Act, the Act of  
3 July 5, 1960, and the Low-Income Home Energy Assist-  
4 ance Act of 1981, \$14,923,390,000, of which  
5 \$75,000,000, to remain available through September 30,  
6 2027, shall be for grants to States for adoption and legal  
7 guardianship incentive payments, as defined by section  
8 473A of the Social Security Act and may be made for  
9 adoptions and legal guardianships completed before Sep-  
10 tember 30, 2026: *Provided*, That \$12,356,820,000 shall  
11 be for making payments under the Head Start Act, includ-  
12 ing for Early Head Start–Child Care Partnerships, and,  
13 of which, notwithstanding section 640 of such Act:

14 (1) \$75,000,000 shall be available for a cost of  
15 living adjustment, and with respect to any con-  
16 tinuing appropriations act, funding available for a  
17 cost of living adjustment shall not be construed as  
18 an authority or condition under this Act;

19 (2) \$25,000,000 shall be available for allocation  
20 by the Secretary to supplement activities described  
21 in paragraphs (7)(B) and (9) of section 641(c) of  
22 the Head Start Act under the Designation Renewal  
23 System, established under the authority of sections  
24 641(c)(7), 645A(b)(12), and 645A(d) of such Act,  
25 and such funds shall not be included in the calcula-

1       tion of “base grant” in subsequent fiscal years, as  
2       such term is used in section 640(a)(7)(A) of such  
3       Act;

4           (3) \$10,000,000 shall be available for the Trib-  
5       al Colleges and Universities Head Start Partnership  
6       Program consistent with section 648(g) of such Act;

7           (4) Not to exceed \$8,000,000 shall be available  
8       until September 30, 2027 for the Marshall Islands  
9       and Micronesia for the start-up and operation of  
10      Head Start services and for the provision of training  
11      and technical assistance: *Provided*, That an agency  
12      awarded these funds shall not be subject to the re-  
13      quirements of the system for designation renewal as  
14      defined by section 641 of the Head Start Act, for  
15      this award only, prior to 24 months after the date  
16      of such award; and

17           (5) \$21,000,000 shall be available to supple-  
18      ment funding otherwise available for research, eval-  
19      uation, and Federal administrative costs:

20      *Provided further*, That the Secretary may reduce the res-  
21      ervation of funds under section 640(a)(2)(C) of such Act  
22      in lieu of reducing the reservation of funds under sections  
23      640(a)(2)(B), 640(a)(2)(D), and 640(a)(2)(E) of such  
24      Act: *Provided further*, That the Secretary shall award  
25      funding for continuation awards and new award cycles

1 that continue previous activities under existing awards no  
2 later than the day following the expiration of the period  
3 of performance: *Provided further*, That \$315,000,000 shall  
4 be available until December 31, 2026 for carrying out sec-  
5 tions 9212 and 9213 of the Every Student Succeeds Act:  
6 *Provided further*, That up to 3 percent of the funds in  
7 the preceding proviso shall be available for technical as-  
8 sistance and evaluation related to grants awarded under  
9 such section 9212: *Provided further*, That \$810,383,000  
10 shall be for making payments under the CSBG Act: *Pro-*  
11 *vided further*, That for services furnished under the CSBG  
12 Act with funds made available for such purpose in this  
13 fiscal year and in fiscal year 2025, States may apply the  
14 last sentence of section 673(2) of the CSBG Act by sub-  
15 stituting “200 percent” for “125 percent”: *Provided fur-*  
16 *ther*, That \$35,383,000 shall be for section 680 of the  
17 CSBG Act, of which not less than \$22,383,000 shall be  
18 for section 680(a)(2) and not less than \$13,000,000 shall  
19 be for section 680(a)(3)(B) of such Act: *Provided further*,  
20 That, notwithstanding section 675C(a)(3) of the CSBG  
21 Act, to the extent Community Services Block Grant funds  
22 are distributed as grant funds by a State to an eligible  
23 entity as provided under such Act, and have not been ex-  
24 pended by such entity, they shall remain with such entity  
25 for carryover into the next fiscal year for expenditure by

1 such entity consistent with program purposes: *Provided*  
2 *further*, That the Secretary shall establish procedures re-  
3 garding the disposition of intangible assets and program  
4 income that permit such assets acquired with, and pro-  
5 gram income derived from, grant funds authorized under  
6 section 680 of the CSBG Act to become the sole property  
7 of such grantees after a period of not more than 12 years  
8 after the end of the grant period for any activity consistent  
9 with section 680(a)(2)(A) of the CSBG Act: *Provided fur-*  
10 *ther*, That intangible assets in the form of loans, equity  
11 investments and other debt instruments, and program in-  
12 come may be used by grantees for any eligible purpose  
13 consistent with section 680(a)(2)(A) of the CSBG Act:  
14 *Provided further*, That these procedures shall apply to  
15 such grant funds made available after November 29, 1999:  
16 *Provided further*, That funds appropriated for section  
17 680(a)(2) of the CSBG Act shall be available for financing  
18 construction and rehabilitation and loans or investments  
19 in private business enterprises owned by community devel-  
20 opment corporations: *Provided further*, That  
21 \$245,000,000 shall be for carrying out section 303(a) of  
22 the Family Violence Prevention and Services Act, of which  
23 \$9,500,000 shall be allocated notwithstanding section  
24 303(a)(2) of such Act for carrying out section 309 of such  
25 Act: *Provided further*, That the percentages specified in

1 section 112(a)(2) of the Child Abuse Prevention and  
2 Treatment Act shall not apply to funds appropriated  
3 under this heading: *Provided further*, That \$1,864,000  
4 shall be for a human services case management system  
5 for federally declared disasters, to include a comprehensive  
6 national case management contract and Federal costs of  
7 administering the system: *Provided further*, That up to  
8 \$2,000,000 shall be for improving the Public Assistance  
9 Reporting Information System, including grants to States  
10 to support data collection for a study of the system's effec-  
11 tiveness: *Provided further*, That \$40,801,000 shall be used  
12 for the projects, and in the amounts, specified in the table  
13 titled "Community Project Funding/Congressionally Di-  
14 rected Spending" included for this division in the explana-  
15 tory statement described in section 4 (in the matter pre-  
16 ceding division A of this consolidated Act): *Provided fur-*  
17 *ther*, That none of the funds made available for projects  
18 described in the preceding proviso shall be subject to sec-  
19 tion 241 of the PHS Act or section 205 of this Act: *Pro-*  
20 *vided further*, That \$34,512,000 shall be for the purposes  
21 and in the amounts specified in the table under this head-  
22 ing in the explanatory statement described in section 4  
23 (in the matter preceding division A of this consolidated  
24 Act).

## 1 PROMOTING SAFE AND STABLE FAMILIES

2 For carrying out, except as otherwise provided, sec-  
3 tion 436 of the Social Security Act, \$420,000,000 and,  
4 for carrying out, except as otherwise provided, section 437  
5 of such Act, \$62,515,000: *Provided*, That of the funds  
6 available to carry out section 437, \$59,765,000 shall be  
7 allocated consistent with subsections (b) through (d) of  
8 such section: *Provided further*, That of the funds available  
9 to carry out section 437, \$2,750,000, in addition to funds  
10 otherwise appropriated in section 476 for such purposes,  
11 shall be for the Family First Clearinghouse and to support  
12 evaluation and technical assistance relating to the evalua-  
13 tion of child and family services: *Provided further*, That  
14 notwithstanding section 436(b)(1), such reserved amounts  
15 in the preceding proviso may be used for identifying, es-  
16 tablishing, and disseminating practices to meet the criteria  
17 specified in section 471(e)(4)(C).

## 18 PAYMENTS FOR FOSTER CARE AND PERMANENCY

19 For carrying out, except as otherwise provided, title  
20 IV–E of the Social Security Act, \$6,843,000,000.

21 For carrying out, except as otherwise provided, title  
22 IV–E of the Social Security Act, for the first quarter of  
23 fiscal year 2027, \$3,800,000,000.

24 For carrying out, after May 31 of the current fiscal  
25 year, except as otherwise provided, section 474 of title IV–

1 E of the Social Security Act, for the last 3 months of the  
2 current fiscal year for unanticipated costs, incurred for the  
3 current fiscal year, such sums as may be necessary.

4 ADMINISTRATION FOR COMMUNITY LIVING  
5 AGING AND DISABILITY SERVICES PROGRAMS  
6 (INCLUDING TRANSFER OF FUNDS)

7 For carrying out, to the extent not otherwise pro-  
8 vided, the Older Americans Act of 1965 (“OAA”), the  
9 RAISE Family Caregivers Act, the Supporting Grand-  
10 parents Raising Grandchildren Act, titles III and XXIX  
11 of the PHS Act, sections 1252 and 1253 of the PHS Act,  
12 section 119 of the Medicare Improvements for Patients  
13 and Providers Act of 2008, title XX–B of the Social Secu-  
14 rity Act, the Developmental Disabilities Assistance and  
15 Bill of Rights Act of 2000, parts 2 and 5 of subtitle D  
16 of title II of the Help America Vote Act of 2002, the As-  
17 sistive Technology Act of 1998, titles II and VII (and sec-  
18 tion 14 with respect to such titles) of the Rehabilitation  
19 Act of 1973, and for Department-wide coordination of pol-  
20 icy and program activities that assist individuals with dis-  
21 abilities, \$2,453,737,000, together with \$55,242,000 to be  
22 transferred from the Federal Hospital Insurance Trust  
23 Fund and the Federal Supplementary Medical Insurance  
24 Trust Fund to carry out section 4360 of the Omnibus  
25 Budget Reconciliation Act of 1990: *Provided*, That of

1 amounts made available under this heading to carry out  
2 sections 311, 331, and 336 of the OAA, up to one percent  
3 of such amounts shall be available for developing and im-  
4 plementing evidence-based practices for enhancing senior  
5 nutrition, including medically-tailored meals: *Provided fur-*  
6 *ther*, That notwithstanding any other provision of this Act,  
7 funds made available under this heading to carry out sec-  
8 tion 311 of the OAA may be transferred to the Secretary  
9 of Agriculture in accordance with such section: *Provided*  
10 *further*, That up to 5 percent of the funds provided for  
11 adult protective services grants under section 2042 of title  
12 XX of the Social Security Act may be used to make grants  
13 to Tribes and Tribal organizations: *Provided further*, That  
14 \$2,000,000 shall be for competitive grants to support al-  
15 ternative financing programs that provide for the purchase  
16 of assistive technology devices, such as a low-interest loan  
17 fund; an interest buy-down program; a revolving loan  
18 fund; a loan guarantee; or an insurance program: *Provided*  
19 *further*, That applicants shall provide an assurance that,  
20 and information describing the manner in which, the alter-  
21 native financing program will expand and emphasize con-  
22 sumer choice and control: *Provided further*, That State  
23 agencies and community-based disability organizations  
24 that are directed by and operated for individuals with dis-  
25 abilities shall be eligible to compete: *Provided further*, That

1 none of the funds made available under this heading may  
2 be used by an eligible system (as defined in section 102  
3 of the Protection and Advocacy for Individuals with Men-  
4 tal Illness Act (42 U.S.C. 10802)) to continue to pursue  
5 any legal action in a Federal or State court on behalf of  
6 an individual or group of individuals with a developmental  
7 disability (as defined in section 102(8)(A) of the Develop-  
8 mental Disabilities and Assistance and Bill of Rights Act  
9 of 2000 (20 U.S.C. 15002(8)(A)) that is attributable to  
10 a mental impairment (or a combination of mental and  
11 physical impairments), that has as the requested remedy  
12 the closure of State operated intermediate care facilities  
13 for people with intellectual or developmental disabilities,  
14 unless reasonable public notice of the action has been pro-  
15 vided to such individuals (or, in the case of mental inca-  
16 pacitation, the legal guardians who have been specifically  
17 awarded authority by the courts to make healthcare and  
18 residential decisions on behalf of such individuals) who are  
19 affected by such action, within 90 days of instituting such  
20 legal action, which informs such individuals (or such legal  
21 guardians) of their legal rights and how to exercise such  
22 rights consistent with current Federal Rules of Civil Pro-  
23 cedure: *Provided further*, That the limitations in the imme-  
24 diately preceding proviso shall not apply in the case of an  
25 individual who is neither competent to consent nor has a

1 legal guardian, nor shall the proviso apply in the case of  
2 individuals who are a ward of the State or subject to pub-  
3 lic guardianship: *Provided further*, That of the amount  
4 made available under this heading, \$13,968,000 shall be  
5 used for the projects, and in the amounts, specified in the  
6 table titled “Community Project Funding/Congressionally  
7 Directed Spending” included for this division in the ex-  
8 planatory statement described in section 4 (in the matter  
9 preceding division A of this consolidated Act): *Provided*  
10 *further*, That none of the funds made available for projects  
11 described in the preceding proviso shall be subject to sec-  
12 tion 241 of the PHS Act or section 205 of this Act.

13 ADMINISTRATION FOR STRATEGIC PREPAREDNESS AND  
14 RESPONSE

15 RESEARCH, DEVELOPMENT, AND PROCUREMENT

16 For carrying out title III and subtitles A and B of  
17 title XXVIII of the PHS Act, with respect to the research,  
18 development, storage, production, and procurement of  
19 medical countermeasures to counter potential chemical, bi-  
20 ological, radiological, and nuclear threats to civilian popu-  
21 lations, \$3,207,991,000: *Provided*, That of such amount:

22 (1) \$1,050,000,000, to remain available  
23 through September 30, 2027, shall be for expenses  
24 necessary to support advanced research and develop-  
25 ment pursuant to section 319L of the PHS Act and

1 other administrative expenses of the Biomedical Ad-  
2 vanced Research and Development Authority;

3 (2) \$850,000,000, to remain available until ex-  
4 pended, shall be for expenses necessary for pro-  
5 curing security countermeasures (as defined in sec-  
6 tion 319F–2(c)(1)(B) of the PHS Act);

7 (3) \$1,000,000,000, to remain available until  
8 expended, shall be for expenses necessary to carry  
9 out section 319F–2(a) of the PHS Act; and

10 (4) \$307,991,000 shall be for expenses nec-  
11 essary to prepare for or respond to an influenza  
12 pandemic, of which \$280,000,000 shall remain avail-  
13 able until expended for activities including the devel-  
14 opment and purchase of vaccines, antivirals, nec-  
15 essary medical supplies, diagnostics, and surveillance  
16 tools: *Provided*, That notwithstanding section 496(b)  
17 of the PHS Act, funds allocated under this para-  
18 graph may be used for the construction or renova-  
19 tion of privately owned facilities for the production  
20 of pandemic influenza vaccines and other biologics,  
21 if the Secretary finds such construction or renova-  
22 tion necessary to secure sufficient supplies of such  
23 vaccines or biologics:

24 *Provided further*, That funds provided under this heading  
25 for purposes of acquisition of security countermeasures

1 shall be in addition to any other funds made available for  
2 such purposes: *Provided further*, That products purchased  
3 with funds made available under this heading may, at the  
4 discretion of the Secretary, be deposited in the Strategic  
5 National Stockpile pursuant to section 319F–2 of the  
6 PHS Act.

7 OPERATIONS, PREPAREDNESS, AND EMERGENCY

8 RESPONSE

9 For carrying out titles III, XII, and subtitles A and  
10 B of title XXVIII of the PHS Act, operations and emer-  
11 gency response activities related to countering potential  
12 chemical, biological, radiological, and nuclear threats and  
13 other public health emergencies, \$484,606,000: *Provided*,  
14 That of the amounts made available under this heading,  
15 \$5,000,000 shall remain available through September 30,  
16 2028, to support emergency operations: *Provided further*,  
17 That of the amounts made available under this heading,  
18 \$10,000,000 shall remain available until September 30,  
19 2027, for advanced research and development, manufac-  
20 turing, production, procurement, distribution, and the ac-  
21 quisition, construction, alteration, or renovation of non-  
22 federally owned facilities for the production and purchase  
23 of medical countermeasures, which may include the devel-  
24 opment, translation, and demonstration at scale of innova-  
25 tions in manufacturing platform.

## 1 OFFICE OF THE SECRETARY

## 2 GENERAL DEPARTMENTAL MANAGEMENT

3 For necessary expenses, not otherwise provided, for  
4 general departmental management, including hire of six  
5 passenger motor vehicles, and for carrying out titles III,  
6 XVII, XXI, and section 229 of the PHS Act, the United  
7 States-Mexico Border Health Commission Act, research  
8 studies under section 1110 of the Social Security Act, and  
9 for protection services for the Secretary, \$509,144,000,  
10 together with \$64,828,000 from the amounts available  
11 under section 241 of the PHS Act to carry out national  
12 health or human services research and evaluation activi-  
13 ties: *Provided*, That of this amount, \$56,000,000 shall be  
14 for minority AIDS prevention and treatment activities:  
15 *Provided further*, That of the funds made available under  
16 this heading, \$101,000,000 shall be for making competi-  
17 tive contracts and grants to public and private entities to  
18 fund medically accurate and age appropriate programs  
19 that reduce teen pregnancy and for the Federal costs asso-  
20 ciated with administering and evaluating such contracts  
21 and grants, of which not more than 10 percent of the  
22 available funds shall be for training and technical assist-  
23 ance, evaluation, outreach, and additional program sup-  
24 port activities, and of the remaining amount 75 percent  
25 shall be for replicating programs that have been proven

1 effective through rigorous evaluation to reduce teenage  
2 pregnancy, behavioral risk factors underlying teenage  
3 pregnancy, or other associated risk factors, and 25 percent  
4 shall be available for research and demonstration grants  
5 to develop, replicate, refine, and test additional models and  
6 innovative strategies for preventing teenage pregnancy:  
7 *Provided further*, That of the amounts provided under this  
8 heading from amounts available under section 241 of the  
9 PHS Act, \$6,800,000 shall be available to carry out eval-  
10 uations (including longitudinal evaluations) of teenage  
11 pregnancy prevention approaches: *Provided further*, That  
12 of the funds made available under this heading,  
13 \$35,000,000 shall be for making competitive grants which  
14 exclusively implement education in sexual risk avoidance  
15 (defined as voluntarily refraining from non-marital sexual  
16 activity): *Provided further*, That funding for such competi-  
17 tive grants for sexual risk avoidance shall use medically  
18 accurate information referenced to peer-reviewed publica-  
19 tions by educational, scientific, governmental, or health or-  
20 ganizations; implement an evidence-based approach inte-  
21 grating research findings with practical implementation  
22 that aligns with the needs and desired outcomes for the  
23 intended audience; and teach the benefits associated with  
24 self-regulation, success sequencing for poverty prevention,  
25 healthy relationships, goal setting, and resisting sexual co-

1 ercion, dating violence, and other youth risk behaviors  
2 such as underage drinking or illicit drug use without nor-  
3 malizing teen sexual activity: *Provided further*, That no  
4 more than 10 percent of the funding for such competitive  
5 grants for sexual risk avoidance shall be available for tech-  
6 nical assistance and administrative costs of such pro-  
7 grams: *Provided further*, That funds provided in this Act  
8 for embryo adoption activities may be used to provide to  
9 individuals adopting embryos, through grants and other  
10 mechanisms, medical and administrative services deemed  
11 necessary for such adoptions: *Provided further*, That such  
12 services shall be provided consistent with 42 CFR  
13 59.5(a)(4): *Provided further*, That of the funds made  
14 available under this heading, \$5,000,000 shall be for car-  
15 rying out prize competitions sponsored by the Office of  
16 the Secretary to accelerate innovation in the prevention,  
17 diagnosis, and treatment of kidney diseases (as authorized  
18 by section 24 of the Stevenson-Wydler Technology Innova-  
19 tion Act of 1980 (15 U.S.C. 3719)).

20 In addition, for expenses necessary to carry out title  
21 II of the PHS Act to support, except as otherwise pro-  
22 vided, activities related to safeguarding classified national  
23 security information and providing intelligence and na-  
24 tional security support across the Department and to

1 counter cybersecurity threats to civilian populations,  
2 \$108,983,000.

3 In addition, for expenses necessary to prevent, pre-  
4 pare for, or respond to an influenza pandemic,  
5 \$7,009,000.

6 MEDICARE HEARINGS AND APPEALS

7 For expenses necessary for Medicare hearings and  
8 appeals in the Office of the Secretary, \$186,155,000 shall  
9 remain available until September 30, 2027, to be trans-  
10 ferred in appropriate part from the Federal Hospital In-  
11 surance Trust Fund and the Federal Supplementary Med-  
12 ical Insurance Trust Fund.

13 OFFICE OF THE NATIONAL COORDINATOR FOR HEALTH  
14 INFORMATION TECHNOLOGY

15 For expenses necessary for the Office of the National  
16 Coordinator for Health Information Technology, including  
17 grants, contracts, and cooperative agreements for the de-  
18 velopment and advancement of interoperable health infor-  
19 mation technology, \$69,238,000, of which \$35,863,000  
20 shall be from amounts made available under section 241  
21 of the PHS Act.

22 OFFICE OF INSPECTOR GENERAL

23 For expenses necessary for the Office of Inspector  
24 General, including the hire of passenger motor vehicles for  
25 investigations, in carrying out the provisions of the Inspec-

1 tor General Act of 1978, \$87,000,000: *Provided*, That of  
2 such amount, necessary sums shall be available for inves-  
3 tigating non-payment of child support cases for which non-  
4 payment is a Federal offense under 18 U.S.C. 228: *Pro-*  
5 *vided further*, That of the amount appropriated under this  
6 heading, necessary sums shall be available for carrying out  
7 activities authorized under section 3022 of the PHS Act  
8 (42 U.S.C. 300jj-52).

9 OFFICE FOR CIVIL RIGHTS

10 For expenses necessary for the Office for Civil  
11 Rights, \$39,798,000.

12 RETIREMENT PAY AND MEDICAL BENEFITS FOR

13 COMMISSIONED OFFICERS

14 For retirement pay and medical benefits of Public  
15 Health Service Commissioned Officers as authorized by  
16 law, for payments under the Retired Serviceman's Family  
17 Protection Plan and Survivor Benefit Plan, and for med-  
18 ical care of dependents and retired personnel under the  
19 Dependents' Medical Care Act, such amounts as may be  
20 required during the current fiscal year.

21 GENERAL PROVISIONS

22 SEC. 201. Funds appropriated in this title shall be  
23 available for not to exceed \$50,000 for official reception  
24 and representation expenses when specifically approved by  
25 the Secretary.



1 Emergency Deficit Control Act of 1985) which are appro-  
2 priated for the current fiscal year for HHS in this Act  
3 may be transferred between appropriations, but no such  
4 appropriation shall be increased by more than 3 percent  
5 by any such transfer: *Provided*, That the transfer author-  
6 ity granted by this section shall not be used to create any  
7 new program or to fund any project or activity for which  
8 no funds are provided in this Act: *Provided further*, That  
9 the Committees on Appropriations of the House of Rep-  
10 resentatives and the Senate are notified at least 15 days  
11 in advance of any transfer.

12       SEC. 206. In lieu of the timeframe specified in section  
13 338E(c)(2) of the PHS Act, terminations described in  
14 such section may occur up to 60 days after the effective  
15 date of a contract awarded in fiscal year 2026 under sec-  
16 tion 338B of such Act, or at any time if the individual  
17 who has been awarded such contract has not received  
18 funds due under the contract.

19       SEC. 207. None of the funds appropriated in this Act  
20 may be made available to any entity under title X of the  
21 PHS Act unless the applicant for the award certifies to  
22 the Secretary that it encourages family participation in  
23 the decision of minors to seek family planning services and  
24 that it provides counseling to minors on how to resist at-  
25 tempts to coerce minors into engaging in sexual activities.

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

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

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

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

8        SEC. 212. In order for HHS to carry out inter-  
9 national health activities, including HIV/AIDS and other  
10 infectious disease, chronic and environmental disease, and  
11 other health activities abroad during fiscal year 2026:

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

22            (2) The Secretary is authorized to provide such  
23 funds by advance or reimbursement to the Secretary  
24 of State as may be necessary to pay the costs of ac-  
25 quisition, lease, alteration, renovation, and manage-

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

18           (3) The Secretary is authorized to provide to  
19      personnel appointed or assigned by the Secretary to  
20      serve abroad, allowances and benefits similar to  
21      those provided under chapter 9 of title I of the For-  
22      eign Service Act of 1980, and 22 U.S.C. 4081  
23      through 4086 and subject to such regulations pre-  
24      scribed by the Secretary. The Secretary is further  
25      authorized to provide locality-based comparability



1 search, shall be made available to the “Office of AIDS  
2 Research” account. The Director of the Office of AIDS  
3 Research shall transfer from such account amounts nec-  
4 essary to carry out section 2353(d)(3) of the PHS Act.

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

12       (b) PEER REVIEW.—In entering into transactions  
13 under subsection (a), the Director may utilize such peer  
14 review procedures (including consultation with appropriate  
15 scientific experts) as the Director determines to be appro-  
16 priate to obtain assessments of scientific and technical  
17 merit. Such procedures shall apply to such transactions  
18 in lieu of the peer review and advisory council review pro-  
19 cedures that would otherwise be required under sections  
20 301(a)(3), 405(b)(1)(B), 405(b)(2), 406(a)(3)(A), 492,  
21 and 494 of the PHS Act.

22       (c) NOTIFICATION.—The Director shall notify the  
23 Committees on Appropriations of the House of Represent-  
24 atives and the Senate not later than 15 days after the  
25 Director exercises the authority under subsection (a) for

1 any transaction that is expected to cost the NIH in excess  
2 of \$100,000,000.

3 SEC. 216. Not to exceed \$100,000,000 of funds ap-  
4 propriated by this Act to the institutes and centers of the  
5 National Institutes of Health may be used for alteration,  
6 repair, or improvement of facilities, as necessary for the  
7 proper and efficient conduct of the activities authorized  
8 herein, at not to exceed \$5,000,000 per project.

9 (TRANSFER OF FUNDS)

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

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

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

3 (1) funds are available and obligated—

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

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

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

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

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

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

20 SEC. 219. (a) The Secretary shall publish in the fiscal  
21 year 2027 budget justification and on Departmental Web  
22 sites information concerning the employment of full-time  
23 equivalent Federal employees or contractors for the pur-  
24 poses of implementing, administering, enforcing, or other-  
25 wise carrying out the provisions of the ACA, and the

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

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

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

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

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

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

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

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

7           SEC. 220. The Secretary shall publish, as part of the  
8           fiscal year 2027 budget of the President submitted under  
9           section 1105(a) of title 31, United States Code, informa-  
10          tion that details the uses of all funds used by the Centers  
11          for Medicare & Medicaid Services specifically for Health  
12          Insurance Exchanges for each fiscal year since the enact-  
13          ment of the ACA and the proposed uses for such funds  
14          for fiscal year 2027. Such information shall include, for  
15          each such fiscal year, the amount of funds used for each  
16          activity specified under the heading “Health Insurance  
17          Exchange Transparency” in the explanatory statement de-  
18          scribed in section 4 (in the matter preceding division A  
19          of this consolidated Act).

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

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

3 (TRANSFER OF FUNDS)

4 SEC. 222. (a) Within 45 days of enactment of this  
5 Act, the Secretary shall transfer funds appropriated under  
6 section 4002 of the ACA to the accounts specified, in the  
7 amounts specified, and for the activities specified under  
8 the heading “Prevention and Public Health Fund” in the  
9 explanatory statement described in section 4 (in the mat-  
10 ter preceding division A of this consolidated Act).

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

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

16 SEC. 223. Effective during the period beginning on  
17 November 1, 2015 and ending January 1, 2028, any pro-  
18 vision of law that refers (including through cross-reference  
19 to another provision of law) to the current recommenda-  
20 tions of the United States Preventive Services Task Force  
21 with respect to breast cancer screening, mammography,  
22 and prevention shall be administered by the Secretary in-  
23 volved as if—

24 (1) such reference to such current recommenda-  
25 tions were a reference to the recommendations of

1 such Task Force with respect to breast cancer  
2 screening, mammography, and prevention last issued  
3 before 2009; and

4 (2) such recommendations last issued before  
5 2009 applied to any screening mammography modal-  
6 ity under section 1861(jj) of the Social Security Act  
7 (42 U.S.C. 1395x(jj)).

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

23 (TRANSFER OF FUNDS)

24 SEC. 225. The NIH Director may transfer funds for  
25 opioid addiction, opioid alternatives, stimulant misuse and

1 addiction, pain management, and addiction treatment to  
2 other Institutes and Centers of the NIH to be used for  
3 the same purpose 15 days after notifying the Committees  
4 on Appropriations of the House of Representatives and the  
5 Senate: *Provided*, That the transfer authority provided in  
6 the previous proviso is in addition to any other transfer  
7 authority provided by law.

8       SEC. 226. (a) The Secretary shall provide to the  
9 Committees on Appropriations of the House of Represent-  
10 atives and the Senate:

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

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

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

22       SEC. 227. In addition to the amounts otherwise avail-  
23 able for “Centers for Medicare & Medicaid Services, Pro-  
24 gram Management”, the Secretary of Health and Human  
25 Services may transfer up to \$455,000,000 to such account

1 from the Federal Hospital Insurance Trust Fund and the  
2 Federal Supplementary Medical Insurance Trust Fund to  
3 support program management activity related to the Medi-  
4 care Program: *Provided*, That except for the foregoing  
5 purpose, such funds may not be used to support any provi-  
6 sion of Public Law 111–148 or Public Law 111–152 (or  
7 any amendment made by either such Public Law) or to  
8 supplant any other amounts within such account.

9       SEC. 228. The Department of Health and Human  
10 Services shall provide the Committees on Appropriations  
11 of the House of Representatives and Senate a biannual  
12 report 30 days after enactment of this Act on staffing de-  
13 scribed in the explanatory statement described in section  
14 4 (in the matter preceding division A of this consolidated  
15 Act).

16       SEC. 229. Funds appropriated in this Act that are  
17 available for salaries and expenses of employees of the De-  
18 partment of Health and Human Services shall also be  
19 available to pay travel and related expenses of such an  
20 employee or of a member of his or her family, when such  
21 employee is assigned to duty, in the United States or in  
22 a U.S. territory, during a period and in a location that  
23 are the subject of a determination of a public health emer-  
24 gency under section 319 of the Public Health Service Act  
25 and such travel is necessary to obtain medical care for

1 an illness, injury, or medical condition that cannot be ade-  
2 quately addressed in that location at that time. For pur-  
3 poses of this section, the term “U.S. territory” means  
4 Guam, the Commonwealth of Puerto Rico, the Northern  
5 Mariana Islands, the Virgin Islands, American Samoa, or  
6 the Trust Territory of the Pacific Islands.

7       SEC. 230. The Department of Health and Human  
8 Services may accept donations from the private sector,  
9 nongovernmental organizations, and other groups inde-  
10 pendent of the Federal Government for the care of unac-  
11 companied alien children (as defined in section 462(g)(2)  
12 of the Homeland Security Act of 2002 (6 U.S.C.  
13 279(g)(2))) in the care of the Office of Refugee Resettle-  
14 ment of the Administration for Children and Families, in-  
15 cluding medical goods and services, which may include  
16 early childhood developmental screenings, school supplies,  
17 toys, clothing, and any other items intended to promote  
18 the wellbeing of such children.

19       SEC. 231. None of the funds made available in this  
20 Act under the heading “Department of Health and  
21 Human Services—Administration for Children and Fami-  
22 lies—Refugee and Entrant Assistance” may be obligated  
23 to a grantee or contractor to house unaccompanied alien  
24 children (as such term is defined in section 462(g)(2) of  
25 the Homeland Security Act of 2002 (6 U.S.C. 279(g)(2)))

1 in any facility that is not State-licensed for the care of  
2 unaccompanied alien children, except in the case that the  
3 Secretary determines that housing unaccompanied alien  
4 children in such a facility is necessary on a temporary  
5 basis due to an influx of such children or an emergency,  
6 provided that—

7 (1) the terms of the grant or contract for the  
8 operations of any such facility that remains in oper-  
9 ation for more than six consecutive months shall re-  
10 quire compliance with—

11 (A) the same requirements as licensed  
12 placements, as listed in Exhibit 1 of the Flores  
13 Settlement Agreement that the Secretary deter-  
14 mines are applicable to non-State licensed facili-  
15 ties; and

16 (B) staffing ratios of one (1) on-duty  
17 Youth Care Worker for every eight (8) children  
18 or youth during waking hours, one (1) on-duty  
19 Youth Care Worker for every sixteen (16) chil-  
20 dren or youth during sleeping hours, and clini-  
21 cian ratios to children (including mental health  
22 providers) as required in grantee cooperative  
23 agreements;

24 (2) the Secretary may grant a 60-day waiver  
25 for a contractor's or grantee's non-compliance with

1 paragraph (1) if the Secretary certifies and provides  
2 a report to Congress on the contractor's or grantee's  
3 good-faith efforts and progress towards compliance;

4 (3) not more than four consecutive waivers  
5 under paragraph (2) may be granted to a contractor  
6 or grantee with respect to a specific facility;

7 (4) ORR shall ensure full adherence to the  
8 monitoring requirements set forth in section 5.5 of  
9 its Policies and Procedures Guide as of May 15,  
10 2019;

11 (5) for any such unlicensed facility in operation  
12 for more than three consecutive months, ORR shall  
13 conduct a minimum of one comprehensive moni-  
14 toring visit during the first three months of oper-  
15 ation, with quarterly monitoring visits thereafter;  
16 and

17 (6) not later than 60 days after the date of en-  
18 actment of this Act, ORR shall brief the Committees  
19 on Appropriations of the House of Representatives  
20 and the Senate outlining the requirements of ORR  
21 for influx facilities including any requirement listed  
22 in paragraph (1)(A) that the Secretary has deter-  
23 mined are not applicable to non-State licensed facili-  
24 ties.

1           SEC. 232. In addition to the existing Congressional  
2 notification for formal site assessments of potential influx  
3 facilities, the Secretary shall notify the Committees on Ap-  
4 propriations of the House of Representatives and the Sen-  
5 ate at least 15 days before operationalizing an unlicensed  
6 facility, and shall (1) specify whether the facility is hard-  
7 sided or soft-sided, and (2) provide analysis that indicates  
8 that, in the absence of the influx facility, the likely out-  
9 come is that unaccompanied alien children will remain in  
10 the custody of the Department of Homeland Security for  
11 longer than 72 hours or that unaccompanied alien children  
12 will be otherwise placed in danger. Within 60 days of  
13 bringing such a facility online, and monthly thereafter, the  
14 Secretary shall provide to the Committees on Appropria-  
15 tions of the House of Representatives and the Senate a  
16 report detailing the total number of children in care at  
17 the facility, the average length of stay and average length  
18 of care of children at the facility, and, for any child that  
19 has been at the facility for more than 60 days, their length  
20 of stay and reason for delay in release.

21           SEC. 233. None of the funds made available in this  
22 Act may be used to prevent a United States Senator or  
23 Member of the House of Representatives from entering,  
24 for the purpose of conducting oversight, any facility in the  
25 United States used for the purpose of maintaining custody

1 of, or otherwise housing, unaccompanied alien children (as  
2 defined in section 462(g)(2) of the Homeland Security Act  
3 of 2002 (6 U.S.C. 279(g)(2))), provided that such Senator  
4 or Member has coordinated the oversight visit with the  
5 Office of Refugee Resettlement not less than two business  
6 days in advance to ensure that such visit would not inter-  
7 fere with the operations (including child welfare and child  
8 safety operations) of such facility.

9       SEC. 234. Not later than 14 days after the date of  
10 enactment of this Act, and monthly thereafter, the Sec-  
11 retary shall submit to the Committees on Appropriations  
12 of the House of Representatives and the Senate, and make  
13 publicly available online, a report with respect to children  
14 who were separated from their parents or legal guardians  
15 by the Department of Homeland Security (DHS) (regard-  
16 less of whether or not such separation was pursuant to  
17 an option selected by the children, parents, or guardians),  
18 subsequently classified as unaccompanied alien children,  
19 and transferred to the care and custody of ORR during  
20 the previous month. Each report shall contain the fol-  
21 lowing information:

22           (1) the number and ages of children so sepa-  
23 rated subsequent to apprehension at or between  
24 ports of entry, to be reported by sector where sepa-  
25 ration occurred; and

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

3           SEC. 235. Funds appropriated in this Act that are  
4           available for salaries and expenses of employees of the  
5           Centers for Disease Control and Prevention shall also be  
6           available for the primary and secondary schooling of eligi-  
7           ble dependents of personnel stationed in a U.S. territory  
8           at costs not in excess of those paid for or reimbursed by  
9           the Department of Defense: *Provided*, That for purposes  
10          of this section, the term “U.S. territory” means Guam,  
11          the Commonwealth of Puerto Rico, the Northern Mariana  
12          Islands, the Virgin Islands, American Samoa, or the Trust  
13          Territory of the Pacific Islands.

14          SEC. 236. Funds made available in this Act under  
15          each of the headings “Immunization and Respiratory Dis-  
16          eases”, “HIV/AIDS, Viral Hepatitis, Sexually Trans-  
17          mitted Diseases, and Tuberculosis Prevention”, “Emerg-  
18          ing and Zoonotic Infectious Diseases”, “Chronic Disease  
19          Prevention and Health Promotion”, “Birth Defects, De-  
20          velopmental Disabilities, Disabilities and Health”, “Public  
21          Health Scientific Services”, “Environmental Health”, “In-  
22          jury Prevention and Control”, “National Institute for Oc-  
23          cupational Safety and Health”, “Global Health”, “Public  
24          Health Preparedness and Response”, and “CDC-Wide Ac-  
25          tivities and Program Support” shall be for the budget ac-

1 tivities, and in the amounts specified in the table under  
2 each such heading in the explanatory statement described  
3 in section 4 (in the matter preceding division A of this  
4 consolidated Act).

5 (RESCISSION)

6 SEC. 237. Of the unobligated balances in the “Non-  
7 recurring Expenses Fund” established in section 223 of  
8 division G of Public Law 110–161, \$1,826,000,000 are  
9 hereby rescinded not later than September 30, 2026, ex-  
10 cept that no amounts may be rescinded from amounts that  
11 were previously designated by the Congress as being for  
12 an emergency requirement pursuant to a concurrent reso-  
13 lution on the budget or the Balanced Budget and Emer-  
14 gency Deficit Control Act of 1985.

15 SEC. 238. The Director of the NIH shall hereafter  
16 require institutions that receive funds through a grant or  
17 cooperative agreement or other form of extramural award  
18 during fiscal year 2026 and in future years to complete  
19 any investigation undertaken due to concerns about har-  
20 assment, bullying retaliation, or hostile working conditions  
21 regarding any individual identified as a principal investi-  
22 gator or key personnel in an NIH notice of award or  
23 progress report even if during the course of the investiga-  
24 tion the individual under investigation leaves their current  
25 position and is no longer employed by the institution. The

1 Director may hereafter decline transfer of an ongoing ex-  
2 tramural award to a different institution if concerns about  
3 harassment, bullying, hostile work environment, or other  
4 professional misconduct on the part of a principal investi-  
5 gator or key personnel named in the Notice of Award or  
6 progress report have not been resolved to the NIH's satis-  
7 faction. The Director of the NIH shall hereafter have the  
8 authority to share investigation reports, conclusions, and  
9 results of any investigation of individuals identified as a  
10 principal investigator or as key personnel in an NIH no-  
11 tice of award or progress report due to concerns about  
12 harassment, bullying, retaliation, or hostile working condi-  
13 tions on an as needed basis with any institution that re-  
14 ceives funds through a grant or cooperative agreement or  
15 other form of extramural award during fiscal year 2026  
16 or any subsequent fiscal year. The Director may issue reg-  
17 ulations consistent with this section.

18 SEC. 239. The Department of Health and Human  
19 Services shall support staffing levels necessary to fulfill  
20 its statutory responsibilities including carrying out pro-  
21 grams, projects, and activities funded in this title of this  
22 Act in a timely manner: *Provided*, That the Secretary shall  
23 submit a detailed plan and justification to the Committees  
24 on Appropriations of the House of Representatives and the  
25 Senate, and make publicly available to allow for an inde-

1 pendent review not less than 60 days prior to initiating  
2 the execution of any reorganization moving functions, pur-  
3 suant to any authorities otherwise provided, carried out  
4 by the Centers for Disease Control and Prevention to an-  
5 other component of the Department of Health and Human  
6 Services, relative to how such functions are funded in this  
7 Act.

8       SEC. 240. (a) Not to exceed the amount of funds  
9 made available under the heading “National Institutes of  
10 Health” in fiscal year 2025 that were obligated during fis-  
11 cal year 2025 for more than one year of a multiyear award  
12 may be obligated in fiscal year 2026 from amounts made  
13 available under such heading in this Act for more than  
14 one year of a multiyear award.

15       (b) A multiyear award, as the term is used in this  
16 section, includes multiyear awards for grants, cooperative  
17 agreements, contracts, and any other financial mecha-  
18 nisms.

19       SEC. 241. The Administrator of the Centers for  
20 Medicare & Medicaid Services shall not apply the distance  
21 requirements under 1820(c)(2)(B)(i)(I) of the Social Se-  
22 curity Act (42 U.S.C. 1395i-4(c)(2)(B)(i)(I)) to any facil-  
23 ity with a critical access hospital provider agreement that  
24 was designated and certified as a critical access hospital  
25 as of January 1, 2024, and receives a notification letter

1 from the Centers for Medicare & Medicaid Services during  
2 the period beginning on December 1, 2024, and ending  
3 on January 1, 2026, that the facility was found to be non-  
4 compliant with such distance requirements under section  
5 1820(c)(2)(B)(i)(I) of the Social Security Act (42 U.S.C.  
6 1395i-4(c)(2)(B)(i)(I)). In the case where a provider  
7 agreement for such facility was terminated on or after De-  
8 cember 1, 2024 but prior to the date of enactment of this  
9 Act exclusively because such facility was unable to meet  
10 the distance requirement under section  
11 1820(c)(2)(B)(i)(I) of the Social Security Act (42 U.S.C.  
12 1395i-4(c)(2)(B)(i)(I)), the Administrator shall provide  
13 for the recertification of such facility as a critical access  
14 hospital and reinstatement of such provider agreement.  
15 This provision shall not be construed to prohibit the appli-  
16 cation of any other enforcement measures deemed nec-  
17 essary by the Administrator, including termination of the  
18 provider agreement, in response to such facility's violation  
19 of any Federal regulation other than the distance require-  
20 ment.

21 This title may be cited as the "Department of Health  
22 and Human Services Appropriations Act, 2026".

1 TITLE III  
2 DEPARTMENT OF EDUCATION  
3 OFFICE OF ELEMENTARY AND SECONDARY EDUCATION  
4 EDUCATION FOR THE DISADVANTAGED

5 For carrying out title I and subpart 2 of part B of  
6 title II of the Elementary and Secondary Education Act  
7 of 1965 (referred to in this Act as “ESEA”) and section  
8 418A of the Higher Education Act of 1965 (referred to  
9 in this Act as “HEA”), \$19,127,790,000, of which  
10 \$8,199,490,000 shall become available on July 1, 2026,  
11 and shall remain available through September 30, 2027,  
12 and of which \$10,841,177,000 shall become available on  
13 October 1, 2026, and shall remain available through Sep-  
14 tember 30, 2027, for academic year 2026–2027: *Provided,*  
15 That \$6,459,401,000 shall be for basic grants under sec-  
16 tion 1124 of the ESEA: *Provided further,* That up to  
17 \$5,000,000 of these funds shall be available to the Sec-  
18 retary of Education (referred to in this title as “Sec-  
19 retary”) on October 1, 2025, to obtain annually updated  
20 local educational agency-level census poverty data from  
21 the Bureau of the Census: *Provided further,* That  
22 \$1,362,301,000 shall be for concentration grants under  
23 section 1124A of the ESEA: *Provided further,* That  
24 \$5,302,550,000 shall be for targeted grants under section  
25 1125 of the ESEA: *Provided further,* That

1 \$5,302,550,000 shall be for education finance incentive  
2 grants under section 1125A of the ESEA: *Provided fur-*  
3 *ther*, That \$224,000,000 shall be for carrying out subpart  
4 2 of part B of title II: *Provided further*, That \$52,123,000  
5 shall be for carrying out section 418A of the HEA.

6 IMPACT AID

7 For carrying out programs of financial assistance to  
8 federally affected schools authorized by title VII of the  
9 ESEA, \$1,630,151,000, of which \$1,477,000,000 shall be  
10 for basic support payments under section 7003(b),  
11 \$49,316,000 shall be for payments for children with dis-  
12 abilities under section 7003(d), \$19,000,000 to remain  
13 available through September 30, 2027, shall be for con-  
14 struction under section 7007(b), \$80,000,000 shall be for  
15 Federal property payments under section 7002, and  
16 \$4,835,000, to remain available until expended, shall be  
17 for facilities maintenance under section 7008: *Provided*,  
18 That for purposes of computing the amount of a payment  
19 for an eligible local educational agency under section  
20 7003(a) for school year 2025–2026, children enrolled in  
21 a school of such agency that would otherwise be eligible  
22 for payment under section 7003(a)(1)(B) of such Act, but  
23 due to the deployment of both parents or legal guardians,  
24 or a parent or legal guardian having sole custody of such  
25 children, or due to the death of a military parent or legal

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

8 SCHOOL IMPROVEMENT PROGRAMS

9 For carrying out school improvement activities au-  
10 thorized by part B of title I, part A of title II, subpart  
11 1 of part A of title IV, part B of title IV, part B of title  
12 V, and parts B and C of title VI of the ESEA; the McKin-  
13 ney-Vento Homeless Assistance Act; section 203 of the  
14 Educational Technical Assistance Act of 2002; and the  
15 Civil Rights Act of 1964, \$5,781,178,000, of which  
16 \$3,952,312,000 shall become available on July 1, 2026,  
17 and remain available through September 30, 2027, and  
18 of which \$1,681,441,000 shall become available on Octo-  
19 ber 1, 2026, and shall remain available through September  
20 30, 2027, for academic year 2026–2027: *Provided*, That  
21 \$2,190,080,000 shall be for part A of title II of the ESEA:  
22 *Provided further*, That \$380,000,000 shall be for part B  
23 of title I: *Provided further*, That \$1,329,673,000 shall be  
24 for part B of title IV: *Provided further*, That \$45,897,000  
25 shall be for part B of title VI, which may be used for

1 construction, renovation, and modernization of any public  
2 elementary school, secondary school, or structure related  
3 to a public elementary school or secondary school that  
4 serves a predominantly Native Hawaiian student body,  
5 and that the 5 percent limitation in section 6205(b) of  
6 the ESEA on the use of funds for administrative purposes  
7 shall apply only to direct administrative costs: *Provided*  
8 *further*, That the Secretary shall use \$650,000 of funds  
9 made available in the preceding proviso to carry out sec-  
10 tion 6204 of the ESEA: *Provided further*, That  
11 \$44,953,000 shall be for part C of title VI, which shall  
12 be awarded on a competitive basis, and may be used for  
13 construction, and that the 5 percent limitation in section  
14 6305 of the ESEA on the use of funds for administrative  
15 purposes shall apply only to direct administrative costs:  
16 *Provided further*, That \$50,000,000 shall be available to  
17 carry out section 203 of the Educational Technical Assist-  
18 ance Act of 2002 and the Secretary shall make such ar-  
19 rangements as determined to be necessary to ensure that  
20 the Bureau of Indian Education has access to services pro-  
21 vided under this section: *Provided further*, That  
22 \$225,000,000 shall be for part B of title V: *Provided fur-*  
23 *ther*, That in carrying out such part B the percentage in  
24 section 316(b)(1)(F) of title III of division H of Public  
25 Law 116–260 shall be deemed 83.33 percent: *Provided*

1 *further*, That \$1,380,000,000 shall be available for grants  
2 under subpart 1 of part A of title IV: *Provided further*,  
3 That \$129,000,000 shall be for subpart B of title VII of  
4 the McKinney-Vento Homeless Assistance Act, which shall  
5 be available for expenditure by educational agencies and  
6 institutions for an additional fiscal year following the suc-  
7 ceeding fiscal year provided by subsection 421(b)(1) of the  
8 General Education Provisions Act.

9  
10 INDIAN EDUCATION

11 For expenses necessary to carry out, to the extent  
12 not otherwise provided, title VI, part A of the ESEA,  
13 \$196,746,000, of which \$72,000,000 shall be for subpart  
14 2 of part A of title VI and \$14,365,000 shall be for sub-  
15 part 3 of part A of title VI: *Provided*, That the 5 percent  
16 limitation in sections 6115(d), 6121(e), and 6133(g) of  
17 the ESEA on the use of funds for administrative purposes  
18 shall apply only to direct administrative costs: *Provided*  
19 *further*, That grants awarded under sections 6132 and  
20 6133 of the ESEA with funds provided under this heading  
21 may be for a period of up to 5 years: *Provided further*,  
22 That the Secretary may make awards under subpart 3 of  
23 part A of title VI without regard to the funding limitation  
in section 6133(b)(1) of the ESEA.

## 1 INNOVATION AND IMPROVEMENT

2 For carrying out activities authorized by subparts 1,  
3 3, and 4 of part B of title II, and parts C, D, and E  
4 and subparts 1 and 4 of part F of title IV of the ESEA,  
5 \$1,191,147,000, which shall be for the purposes and in  
6 the amounts specified in the “Final Bill” column for Inno-  
7 vation and Improvement in the “Departments of Labor,  
8 Health and Human Services, Education, and Related  
9 Agencies Appropriations Act, 2026” table in the explana-  
10 tory statement described in section 4 (in the matter pre-  
11 ceding division A of this consolidated Act), of which the  
12 amounts made available for “Community Project Fund-  
13 ing/Congressional Directed Spending” are for the  
14 projects, and in the amounts, specified for this account  
15 in the table titled “Community Project Funding/Congres-  
16 sionally Directed Spending” in the explanatory statement  
17 described in section 4 (in the matter preceding division  
18 A of this consolidated Act) and none of the funds made  
19 available for such projects shall be subject to section 302  
20 of this Act: *Provided*, That amounts for subparts 1, 3, and  
21 4 of part B of title II shall be made available without re-  
22 gard to sections 2201, 2231(b), and 2241: *Provided fur-*  
23 *ther*, That amounts for parts C, D, and E and subpart  
24 4 of part F of title IV shall be made available without  
25 regard to sections 4311, 4409(a), and 4601 of the ESEA:

1 *Provided further*, That section 4303(d)(3)(A)(i) shall not  
2 apply to the funds available for part C of title IV: *Provided*  
3 *further*, That of the funds available for part C of title IV,  
4 the Secretary shall use not less than \$60,000,000 to carry  
5 out section 4304, not more than \$140,000,000, to remain  
6 available through March 31, 2027, to carry out section  
7 4305(b), from which the amount necessary for continu-  
8 ation grants may be available for obligation through  
9 March 31, 2027, and not more than \$16,000,000 to carry  
10 out the activities in section 4305(a)(3): *Provided further*,  
11 That notwithstanding section 4601(b), \$235,000,000 shall  
12 be available through December 31, 2026 for subpart 1 of  
13 part F of title IV: *Provided further*, That of the funds  
14 available for subpart 4 of part F of title IV, not less than  
15 \$8,000,000 shall be used for grants for eligible national  
16 nonprofit organizations, as described in the Applications  
17 for New Awards; Assistance for Arts Education Program  
18 published in the Federal Register on May 31, 2022, for  
19 activities described under section 4642(a)(1)(C): *Provided*  
20 *further*, That the competitive preference priority described  
21 in such notice shall be given only to an eligible national  
22 nonprofit organization that previously received the com-  
23 petitive preference priority pursuant to such notice.

## 1           SAFE SCHOOLS AND CITIZENSHIP EDUCATION

2           For carrying out activities authorized by subparts 2  
3 and 3 of part F of title IV of the ESEA, \$431,000,000,  
4 to remain available through December 31, 2026: *Provided*,  
5 That \$190,000,000 shall be available for section 4631, of  
6 which up to \$6,000,000, to remain available until ex-  
7 pended, shall be for the Project School Emergency Re-  
8 sponse to Violence (Project SERV) program: *Provided fur-*  
9 *ther*, That \$150,000,000 shall be available for section  
10 4625: *Provided further*, That \$91,000,000 shall be for sec-  
11 tion 4624.

## 12           OFFICE OF ENGLISH LANGUAGE ACQUISITION

## 13                   ENGLISH LANGUAGE ACQUISITION

14           For carrying out part A of title III of the ESEA,  
15 \$890,000,000, which shall become available on July 1,  
16 2026, and shall remain available through September 30,  
17 2027, except that 6.5 percent of such amount shall be  
18 available on October 1, 2025, and shall remain available  
19 through September 30, 2027, to carry out activities under  
20 section 3111(c)(1)(C).

## 21           OFFICE OF SPECIAL EDUCATION AND REHABILITATIVE

## 22                           SERVICES

## 23                                   SPECIAL EDUCATION

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

1 and Empowerment Act of 2004, \$15,490,264,000, of  
2 which \$5,910,321,000 shall become available on July 1,  
3 2026, and shall remain available through September 30,  
4 2027, and of which \$9,283,383,000 shall become available  
5 on October 1, 2026, and shall remain available through  
6 September 30, 2027, for academic year 2026–2027: *Pro-*  
7 *vided*, That the amount for section 611(b)(2) of the IDEA  
8 shall be equal to the lesser of the amount available for  
9 that activity during fiscal year 2025, increased by the  
10 amount of inflation as specified in section 619(d)(2)(B)  
11 of the IDEA, or the percent change in the funds appro-  
12 priated under section 611(i) of the IDEA, but not less  
13 than the amount for that activity during fiscal year 2025:  
14 *Provided further*, That the Secretary shall, without regard  
15 to section 611(d) of the IDEA, distribute to all other  
16 States (as that term is defined in section 611(g)(2)), sub-  
17 ject to the third proviso, any amount by which a State’s  
18 allocation under section 611, from funds appropriated  
19 under this heading, is reduced under section  
20 612(a)(18)(B), according to the following: 85 percent on  
21 the basis of the States’ relative populations of children  
22 aged 3 through 21 who are of the same age as children  
23 with disabilities for whom the State ensures the avail-  
24 ability of a free appropriate public education under this  
25 part, and 15 percent to States on the basis of the States’

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

1 serve under section 611(e)(1) by an amount that bears  
2 the same relation to the maximum amount described in  
3 that paragraph as the reduction under section  
4 612(a)(18)(B) bears to the total allocation the State  
5 would have received in that fiscal year under section  
6 611(d) in the absence of the reduction: *Provided further*,  
7 That the Secretary shall either reduce the allocation of  
8 funds under section 611 for any fiscal year following the  
9 fiscal year for which the State fails to comply with the  
10 requirement of section 612(a)(18)(A) as authorized by  
11 section 612(a)(18)(B), or seek to recover funds under sec-  
12 tion 452 of the General Education Provisions Act (20  
13 U.S.C. 1234a): *Provided further*, That the funds reserved  
14 under 611(c) of the IDEA may be used to provide tech-  
15 nical assistance to States to improve the capacity of the  
16 States to meet the data collection requirements of sections  
17 616 and 618 and to administer and carry out other serv-  
18 ices and activities to improve data collection, coordination,  
19 quality, and use under parts B and C of the IDEA: *Pro-*  
20 *vided further*, That the Secretary may use funds made  
21 available for the State Personnel Development Grants pro-  
22 gram under part D, subpart 1 of IDEA to evaluate pro-  
23 gram performance under such subpart: *Provided further*,  
24 That States may use funds reserved for other State-level  
25 activities under sections 611(e)(2) and 619(f) of the IDEA

1 to make subgrants to local educational agencies, institu-  
2 tions of higher education, other public agencies, and pri-  
3 vate non-profit organizations to carry out activities au-  
4 thorized by those sections: *Provided further*, That, not-  
5 withstanding section 643(e)(2)(A) of the IDEA, if 5 or  
6 fewer States apply for grants pursuant to section 643(e)  
7 of such Act, the Secretary shall provide a grant to each  
8 State in an amount equal to the maximum amount de-  
9 scribed in section 643(e)(2)(B) of such Act: *Provided fur-*  
10 *ther*, That if more than 5 States apply for grants pursuant  
11 to section 643(e) of the IDEA, the Secretary shall award  
12 funds to those States on the basis of the States' relative  
13 populations of infants and toddlers except that no such  
14 State shall receive a grant in excess of the amount de-  
15 scribed in section 643(e)(2)(B) of such Act: *Provided fur-*  
16 *ther*, That States may use funds allotted under section  
17 643(e) of the IDEA to make subgrants to local edu-  
18 cational agencies, institutions of higher education, other  
19 public agencies, and private non-profit organizations to  
20 carry out activities authorized by section 638 of IDEA:  
21 *Provided further*, That, notwithstanding section 638 of the  
22 IDEA, a State may use funds it receives under section  
23 633 of the IDEA to offer continued early intervention  
24 services to a child who previously received services under  
25 part C of the IDEA from age 3 until the beginning of

1 the school year following the child's third birthday with  
2 parental consent and without regard to the procedures in  
3 section 635(c) of the IDEA: *Provided further*, That not-  
4 withstanding section 638 of the IDEA, a State may use  
5 funds appropriated under Part C of the IDEA to conduct  
6 child find, public awareness, and referral activities for an  
7 individual who is expected to become a parent of an infant  
8 with a disability (as that term is defined in section  
9 632(5)), as established by medical or other records: *Pro-*  
10 *vided further*, That any State electing to use funds under  
11 the preceding proviso shall ensure that, as soon as possible  
12 but not later than 45 days after the child's birth, it com-  
13 pletes the referral and eligibility process under this part  
14 for that child.

15 REHABILITATION SERVICES

16 (INCLUDING TRANSFER OF FUNDS)

17 For carrying out, to the extent not otherwise pro-  
18 vided, the Rehabilitation Act of 1973 and the Helen Keller  
19 National Center Act, \$4,648,295,000, of which  
20 \$4,504,096,000 shall be for grants for vocational rehabili-  
21 tation services under title I of the Rehabilitation Act: *Pro-*  
22 *vided*, That the Secretary may use amounts provided in  
23 this Act that remain available subsequent to the reallocot-  
24 ment of funds to States pursuant to section 110(b) of the  
25 Rehabilitation Act for innovative activities aimed at in-

1 creasing competitive integrated employment as defined in  
2 section 7 of such Act for youth and other individuals with  
3 disabilities, including related Federal administrative ex-  
4 penses, for improving monitoring and oversight of grants  
5 for vocational rehabilitation services under title I of the  
6 Rehabilitation Act, and information technology needs  
7 under section 15 and titles I, III, VI, and VII of the Reha-  
8 bilitation Act: *Provided further*, That up to 15 percent of  
9 the amounts available subsequent to reallocation for the  
10 activities described in the first proviso from funds pro-  
11 vided under this paragraph in this Act, may be used for  
12 evaluation and technical assistance related to such activi-  
13 ties: *Provided further*, That any funds made available sub-  
14 sequent to reallocation for the activities described in the  
15 first proviso may be provided to States and other public,  
16 private and nonprofit entities, including Indian Tribes and  
17 institutions of higher education for carrying out such ac-  
18 tivities: *Provided further*, That States and other public and  
19 nonprofit entities, including Indian Tribes and institutions  
20 of higher education may award subgrants for a portion  
21 of the funds to other eligible entities: *Provided further*,  
22 That any funds provided in this Act and made available  
23 subsequent to reallocation for the purposes described in  
24 the first proviso shall remain available until September 30,  
25 2027: *Provided further*, That any funds provided in the

1 Full-Year Continuing Appropriations and Extensions Act,  
2 2025 (Public Law 119–4) and made available subsequent  
3 to reallocation shall remain available until September 30,  
4 2026: *Provided further*, That the Secretary may transfer  
5 funds provided in this Act and made available subsequent  
6 to the reallocation of funds to States pursuant to section  
7 110(b) of the Rehabilitation Act to “Institute of Edu-  
8 cation Sciences” for the evaluation of outcomes for stu-  
9 dents receiving services and supports under IDEA and  
10 under title I, section 504 of title V, and title VI of the  
11 Rehabilitation Act: *Provided further*, That the transfer au-  
12 thority in the preceding proviso is in addition to any other  
13 transfer authority in this Act.

14 SPECIAL INSTITUTIONS FOR PERSONS WITH DISABILITIES

15 AMERICAN PRINTING HOUSE FOR THE BLIND

16 For carrying out the Act to Promote the Education  
17 of the Blind of March 3, 1879, \$43,431,000.

18 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

19 For the National Technical Institute for the Deaf  
20 under titles I and II of the Education of the Deaf Act  
21 of 1986, \$92,500,000: *Provided*, That from the total  
22 amount available, the Institute may at its discretion use  
23 funds for the endowment program as authorized under  
24 section 207 of such Act.

## 1 GALLAUDET UNIVERSITY

2 For the Kendall Demonstration Elementary School,  
3 the Model Secondary School for the Deaf, and the partial  
4 support of Gallaudet University under titles I and II of  
5 the Education of the Deaf Act of 1986, \$167,361,000, of  
6 which up to \$15,000,000, to remain available until ex-  
7 pended, shall be for construction, as defined by section  
8 201(2) of such Act: *Provided*, That from the total amount  
9 available, the University may at its discretion use funds  
10 for the endowment program as authorized under section  
11 207 of such Act.

## 12 OFFICE OF CAREER, TECHNICAL, AND ADULT

## 13 EDUCATION

## 14 CAREER, TECHNICAL, AND ADULT EDUCATION

15 For carrying out, to the extent not otherwise pro-  
16 vided, the Carl D. Perkins Career and Technical Edu-  
17 cation Act of 2006 (“Perkins Act”) and the Adult Edu-  
18 cation and Family Literacy Act (“AEFLA”),  
19 \$2,181,436,000, of which \$1,390,436,000 shall become  
20 available on July 1, 2026, and shall remain available  
21 through September 30, 2027, and of which \$791,000,000  
22 shall become available on October 1, 2026, and shall re-  
23 main available through September 30, 2027: *Provided*,  
24 That up to \$6,100,000 shall be available for innovation  
25 and modernization grants under such section 114(e) of the

1 Perkins Act: *Provided further*, That of the amounts made  
2 available for AEFLA, \$13,712,000 shall be for national  
3 leadership activities under section 242.

4 OFFICE OF FEDERAL STUDENT AID

5 STUDENT FINANCIAL ASSISTANCE

6 For carrying out subparts 1 and 3 of part A, and  
7 part C of title IV of the HEA, \$24,615,352,000 which  
8 shall remain available through September 30, 2027: *Pro-*  
9 *vided*, That \$22,475,352,000 shall be for subpart 1 of part  
10 A, \$910,000,000 shall be for subpart 3 of part A, and  
11 \$1,230,000,000 shall be for part C.

12 The maximum Pell Grant for which a student shall  
13 be eligible during award year 2026–2027 shall be \$6,335.

14 STUDENT AID ADMINISTRATION

15 For Federal administrative expenses to carry out part  
16 D of title I, and subparts 1, 3, 9, and 10 of part A, and  
17 parts B, C, D, and E of title IV of the HEA, and subpart  
18 1 of part A of title VII of the Public Health Service Act,  
19 \$2,058,943,000, to remain available through September  
20 30, 2027: *Provided*, That in order to promote account-  
21 ability and high-quality service to borrowers, the Secretary  
22 shall not award funding for any contract solicitation for  
23 a new Federal student loan servicing environment unless  
24 such an environment provides for the participation of mul-  
25 tiple student loan servicers that contract directly with the

1 Department of Education to manage a unique portfolio  
2 of borrower accounts and the full life-cycle of loans from  
3 disbursement to pay-off with certain limited exceptions,  
4 and allocates student loan borrower accounts to eligible  
5 student loan servicers based on performance: *Provided fur-*  
6 *ther*, That the Department shall re-allocate accounts from  
7 servicers for recurring non-compliance with FSA guide-  
8 lines, contractual requirements, and applicable laws, in-  
9 cluding for failure to sufficiently inform borrowers of  
10 available repayment options: *Provided further*, That such  
11 servicers shall be evaluated based on their ability to meet  
12 contract requirements (including an understanding of  
13 Federal and State law), future performance on the con-  
14 tracts, and history of compliance with applicable consumer  
15 protections laws: *Provided further*, That FSA shall ensure  
16 that the Federal loan servicing environment incentivizes  
17 more support to borrowers at risk of delinquency or de-  
18 fault: *Provided further*, That FSA shall ensure that in  
19 such environment contractors have the capacity to meet  
20 and are held accountable for performance on service levels;  
21 are held accountable for and have a history of compliance  
22 with applicable consumer protection laws; and have rel-  
23 evant experience and demonstrated effectiveness: *Provided*  
24 *further*, That the Secretary shall provide monthly briefings  
25 to the Committees on Appropriations and Education and

1 Workforce of the House of Representatives and the Com-  
2 mittees on Appropriations and Health, Education, Labor,  
3 and Pensions of the Senate on general progress related  
4 to Federal student loan servicing and repayment: *Provided*  
5 *further*, That FSA shall strengthen transparency through  
6 expanded publication of aggregate data on student loan  
7 and servicer performance: *Provided further*, That the limi-  
8 tation in section 302 of this Act regarding transfers in-  
9 creasing any appropriation shall apply to transfers to ap-  
10 propriations under this heading by substituting “10 per-  
11 cent” for “3 percent” for the purposes of the continuation  
12 of basic operations, including student loan servicing, busi-  
13 ness process operations, digital customer care, common  
14 origination and disbursement, cybersecurity activities, and  
15 information technology systems: *Provided further*, That  
16 not later than 45 days after enactment of this Act, FSA  
17 shall provide to the Committees on Appropriations of the  
18 House of Representatives and the Senate a detailed spend  
19 plan of anticipated uses of funds made available in this  
20 account for fiscal year 2026 and provide quarterly updates  
21 on this plan (including contracts awarded, change orders,  
22 bonuses paid to staff, reorganization costs, and any other  
23 activity carried out using amounts provided under this  
24 heading for fiscal year 2026) no later than 10 days prior  
25 to the start of such quarter: *Provided further*, That FSA

1 shall notify the Committees within 10 days of any modi-  
2 fication of such spend plan that exceeds five percent of  
3 the amount appropriated under the heading “Student Aid  
4 Administration”.

5 OFFICE OF POSTSECONDARY EDUCATION

6 HIGHER EDUCATION

7 For carrying out, to the extent not otherwise pro-  
8 vided, titles II, III, IV, V, VI, VII, and VIII of the HEA,  
9 the Mutual Educational and Cultural Exchange Act of  
10 1961, and section 117 of the Perkins Act,  
11 \$3,265,598,000, of which \$2,243,711,000 shall be for the  
12 purposes and in the amounts, other than for “Aid for In-  
13 stitutional Development”, specified in the “Final Bill” col-  
14 umn for Higher Education in the “Departments of Labor,  
15 Health and Human Services, Education, and Related  
16 Agencies Appropriations Act, 2026” table in the explana-  
17 tory statement described in section 4 (in the matter pre-  
18 ceding division A of this consolidated Act), of which the  
19 amounts made available for Community Project Funding/  
20 Congressionally Directed Spending are for the projects,  
21 and in the amounts, specified for this account in the table  
22 titled “Community Project Funding/Congressionally Di-  
23 rected Spending” in the explanatory statement described  
24 in section 4 (in the matter preceding division A of this  
25 consolidated Act) and none of the funds made available

1 for such projects shall be subject to section 302 of this  
2 Act, and of which the amounts made available for part  
3 B of title VII of the HEA shall be for the purposes and  
4 in the amounts specified in the table under the heading  
5 “Fund for the Improvement of Postsecondary Education”  
6 in the explanatory statement described in section 4 (in the  
7 matter preceding division A of this consolidated Act): *Pro-*  
8 *vided*, That of the amounts provided under this heading,  
9 \$493,331,000 shall be for carrying out part A of title III  
10 and title V of the HEA, of which \$53,807,000 shall be  
11 for carrying out section 316: *Provided further*, That of the  
12 amounts provided under this heading, \$528,556,000 shall  
13 be for carrying out part B of title III and section 723  
14 of the HEA, of which \$6,000,000 of the amounts available  
15 for section 323 of the HEA shall be for grants to supple-  
16 ment amounts awarded to part B institutions that are jun-  
17 ior or community colleges, as defined in section 312(f) of  
18 the HEA: *Provided further*, That the supplemental funds  
19 described in the preceding proviso are in addition to any  
20 grant award that any institution may receive under section  
21 323 of the HEA and shall be allocated in accordance with  
22 the allotments specified under section 324 of such Act:  
23 *Provided further*, That notwithstanding any other provi-  
24 sion of law, funds made available in this Act to carry out  
25 title VI of the HEA and section 102(b)(6) of the Mutual

1 Educational and Cultural Exchange Act of 1961 may be  
2 used to support visits and study in foreign countries by  
3 individuals who are participating in advanced foreign lan-  
4 guage training and international studies in areas that are  
5 vital to United States national security and who plan to  
6 apply their language skills and knowledge of these coun-  
7 tries in the fields of government, the professions, or inter-  
8 national development: *Provided further*, That of the funds  
9 referred to in the preceding proviso up to 1 percent may  
10 be used for program evaluation, national outreach, and in-  
11 formation dissemination activities: *Provided further*, That  
12 up to 1.5 percent of the funds made available under chap-  
13 ter 2 of subpart 2 of part A of title IV of the HEA may  
14 be used for evaluation: *Provided further*, That section  
15 313(d) of the HEA shall not apply to an institution of  
16 higher education that is eligible to receive funding under  
17 section 318 of the HEA: *Provided further*, That amounts  
18 made available for carrying out section 419N of the HEA  
19 may be awarded notwithstanding the limitations in section  
20 419N(b)(2) of the HEA: *Provided further*, That activities  
21 authorized under sections 317(c)(2)(B), 319(c)(2)(B), and  
22 320(c)(2)(B) of the HEA may include construction and  
23 maintenance in classrooms, libraries, laboratories, and  
24 other instructional facilities.



1           In addition, for administrative expenses to carry out  
2 the Historically Black College and University Capital Fi-  
3 nancing Program entered into pursuant to part D of title  
4 III of the HEA, \$528,000.

5                   INSTITUTE OF EDUCATION SCIENCES

6           For necessary expenses for the Institute of Education  
7 Sciences as authorized by section 208 of the Department  
8 of Education Organization Act and carrying out activities  
9 authorized by the National Assessment of Educational  
10 Progress Authorization Act, section 208 of the Edu-  
11 cational Technical Assistance Act of 2002, and section  
12 664 of the Individuals with Disabilities Education Act,  
13 \$789,606,000, to remain available through September 30,  
14 2027, which shall be for the purposes and in the amounts  
15 specified in the “Final Bill” column for Institute of Edu-  
16 cation Sciences in the “Departments of Labor, Health and  
17 Human Services, Education, and Related Agencies Appro-  
18 priations Act, 2026” table in the explanatory statement  
19 described in section 4 (in the matter preceding division  
20 A of this consolidated Act): *Provided*, That funds available  
21 to carry out section 208 of the Educational Technical As-  
22 sistance Act may be used to link Statewide elementary and  
23 secondary data systems with early childhood, postsec-  
24 ondary, and workforce data systems, or to further develop  
25 such systems: *Provided further*, That up to \$6,000,000 of

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

6 DEPARTMENTAL MANAGEMENT

7 PROGRAM ADMINISTRATION

8 For carrying out, to the extent not otherwise pro-  
9 vided, the Department of Education Organization Act, in-  
10 cluding rental of conference rooms in the District of Co-  
11 lumbia and hire of three passenger motor vehicles,  
12 \$399,407,000: *Provided*, That, notwithstanding any other  
13 provision of law, none of the funds provided by this Act  
14 or provided by previous Appropriations Acts to the De-  
15 partment of Education available for obligation or expendi-  
16 ture in the current fiscal year may be used for any activity  
17 relating to implementing a reorganization that decentral-  
18 izes, reduces the staffing level, or alters the responsibil-  
19 ities, structure, authority, or functionality of the Budget  
20 Service of the Department of Education, relative to the  
21 organization and operation of the Budget Service as in  
22 effect on January 1, 2018: *Provided further*, That none  
23 of the funds provided by this Act may be used to support  
24 a number of non-career employees that is more than the  
25 number of non-career employees as of December 31, 2022:

1 *Provided further*, That the Department of Education shall  
2 support staffing levels necessary to fulfill its statutory re-  
3 sponsibilities including carrying out programs, projects,  
4 and activities funded in this title of this Act in a timely  
5 manner.

6 OFFICE FOR CIVIL RIGHTS

7 For expenses necessary for the Office for Civil  
8 Rights, as authorized by section 203 of the Department  
9 of Education Organization Act, \$140,000,000.

10 OFFICE OF INSPECTOR GENERAL

11 For expenses necessary for the Office of Inspector  
12 General, as authorized by section 212 of the Department  
13 of Education Organization Act, \$67,500,000, of which  
14 \$3,000,000 shall remain available through September 30,  
15 2027.

16 GENERAL PROVISIONS

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

20 (TRANSFER OF FUNDS)

21 SEC. 302. Not to exceed 1 percent of any discre-  
22 tionary funds (pursuant to the Balanced Budget and  
23 Emergency Deficit Control Act of 1985) which are appro-  
24 priated for the Department of Education in this Act may  
25 be transferred between appropriations, but no such appro-

1 priation shall be increased by more than 3 percent by any  
2 such transfer: *Provided*, That the transfer authority grant-  
3 ed by this section shall not be used to create any new pro-  
4 gram or to fund any project or activity for which no funds  
5 are provided in this Act: *Provided further*, That the Com-  
6 mittees on Appropriations of the House of Representatives  
7 and the Senate are notified at least 15 days in advance  
8 of any transfer.

9       SEC. 303. Funds appropriated in this Act and con-  
10 solidated for evaluation purposes under section 8601(c) of  
11 the ESEA shall be available from July 1, 2026, through  
12 September 30, 2027.

13       SEC. 304. (a) An institution of higher education that  
14 maintains an endowment fund supported with funds ap-  
15 propriated for title III or V of the HEA for fiscal year  
16 2026 may use the income from that fund to award schol-  
17 arships to students, subject to the limitation in section  
18 331(c)(3)(B)(i) of the HEA. The use of such income for  
19 such purposes, prior to the enactment of this Act, shall  
20 be considered to have been an allowable use of that in-  
21 come, subject to that limitation.

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

1       SEC. 305. Section 114(f) of the HEA (20 U.S.C.  
2 1011c(f)) shall be applied by substituting “2026” for  
3 “2021”.

4       SEC. 306. Section 458(a)(4) of the HEA (20 U.S.C.  
5 1087h(a)) shall be applied by substituting “2027” for  
6 “2021”.

7       SEC. 307. Funds appropriated in this Act under the  
8 heading “Student Aid Administration” may be available  
9 for payments for student loan servicing to an institution  
10 of higher education that services outstanding Federal Per-  
11 kins Loans under part E of title IV of the Higher Edu-  
12 cation Act of 1965 (20 U.S.C. 1087aa et seq.).

13       SEC. 308. The Secretary may reserve not more than  
14 0.5 percent from any amount made available in this Act  
15 for an HEA program, except for any amounts made avail-  
16 able for subpart 1 of part A of title IV of the HEA, to  
17 carry out rigorous and independent evaluations and to col-  
18 lect and analyze outcome data for any program authorized  
19 by the HEA: *Provided*, That no funds made available in  
20 this Act for the “Student Aid Administration” account  
21 shall be subject to the reservation under this section: *Pro-*  
22 *vided further*, That any funds reserved under this section  
23 shall be available through September 30, 2028: *Provided*  
24 *further*, That if, under any other provision of law, funds  
25 are authorized to be reserved or used for evaluation activi-

1 ties with respect to a program or project, the Secretary  
2 may also reserve funds for such program or project for  
3 the purposes described in this section so long as the total  
4 reservation of funds for such program or project does not  
5 exceed any statutory limits on such reservations: *Provided*  
6 *further*, That not later than 30 days prior to the initial  
7 obligation of funds reserved under this section, the Sec-  
8 retary shall submit to the Committees on Appropriations  
9 of the Senate and the House of Representatives, the Com-  
10 mittee on Health, Education, Labor and Pensions of the  
11 Senate, and the Committee on Education and Workforce  
12 of the House of Representatives a plan that identifies the  
13 source and amount of funds reserved under this section,  
14 the impact on program grantees if funds are withheld for  
15 the purposes of this section, and the activities to be carried  
16 out with such funds.

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 309. Of the amounts appropriated in this Act  
19 for “Institute of Education Sciences” from amounts avail-  
20 able for Program Administration, up to \$20,000,000 shall  
21 be available for the Secretary of Education (“the Sec-  
22 retary”) to provide support services to the Institute of  
23 Education Sciences (including, but not limited to informa-  
24 tion technology services, lease or procurement of office  
25 space, human resource services, financial management

1 services, financial systems support, budget formulation  
2 and execution, legal counsel, equal employment oppor-  
3 tunity services, physical security, facilities management,  
4 acquisition and contract management, grants administra-  
5 tion and policy, and enterprise risk management): *Pro-*  
6 *vided*, That the Secretary shall calculate the actual  
7 amounts obligated and expended for such support services  
8 by using a standard Department of Education method-  
9 ology for allocating the cost of all such support services:  
10 *Provided further*, That the Secretary may transfer any  
11 amounts available for IES support services in excess of  
12 actual amounts needed for IES support services, as so cal-  
13 culated, to the “Program Administration” account from  
14 the “Institute of Education Sciences” account: *Provided*  
15 *further*, That in order to address any shortfall between  
16 amounts available for IES support services and amounts  
17 needed for IES support services, as so calculated, the Sec-  
18 retary may transfer necessary amounts to the “Institute  
19 of Education Sciences” account from the “Program Ad-  
20 ministration” account: *Provided further*, That the Com-  
21 mittees on Appropriations of the House of Representatives  
22 and the Senate are notified at least 14 days in advance  
23 of any transfer made pursuant to this section.

1 (RESCISSION AND TRANSFER OF FUNDS)

2 SEC. 310. Of the unobligated balances in the “De-  
3 partment of Education Nonrecurring Expenses Fund” es-  
4 tablished in section 313 of division H of Public Law 116–  
5 260, \$160,000,000 are hereby rescinded not later than  
6 September 30, 2026: *Provided*, That from any remaining  
7 unobligated balances in such Fund, the Secretary may  
8 transfer up to \$60,000,000 to “Innovation and Improve-  
9 ment” to be merged with funds made available under such  
10 heading for carrying out activities authorized under part  
11 C of title IV of the ESEA.

12 (RESCISSION)

13 SEC. 311. Of the funds made available under the  
14 heading “Institute of Education Sciences” pursuant to  
15 section 1101(a)(8) of the Full-Year Continuing Appro-  
16 priations Act, 2025 (division A of Public Law 119–4) for  
17 program administration, \$25,000,000 are hereby perma-  
18 nently rescinded not later than September 30, 2026.

19 SEC. 312. The Secretary shall award to each State  
20 an amount as required under the applicable provisions of  
21 the ESEA, McKinney-Vento Homeless Assistance Act,  
22 IDEA, Perkins Act, and AEFLA for each formula grant  
23 program to which funds are appropriated in this Act on  
24 the date such funds become available for obligation.

1        This title may be cited as the “Department of Edu-  
2    cation Appropriations Act, 2026”.

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

6 For expenses necessary for the Committee for Pur-  
7 chase From People Who Are Blind or Severely Disabled  
8 (referred to in this title as “the Committee”) established  
9 under section 8502 of title 41, United States Code,  
10 \$13,124,000: *Provided*, That in order to authorize any  
11 central nonprofit agency designated pursuant to section  
12 8503(c) of title 41, United States Code, to perform re-  
13 quirements of the Committee as prescribed under section  
14 51–3.2 of title 41, Code of Federal Regulations, the Com-  
15 mittee shall enter into a written agreement with any such  
16 central nonprofit agency: *Provided further*, That such  
17 agreement shall contain such auditing, oversight, and re-  
18 porting provisions as necessary to implement chapter 85  
19 of title 41, United States Code: *Provided further*, That  
20 such agreement shall include the elements listed under the  
21 heading “Committee For Purchase From People Who Are  
22 Blind or Severely Disabled—Written Agreement Ele-  
23 ments” in the explanatory statement described in section  
24 4 of Public Law 114–113 (in the matter preceding division  
25 A of that consolidated Act): *Provided further*, That any

1 such central nonprofit agency may not charge a fee under  
2 section 51–3.5 of title 41, Code of Federal Regulations,  
3 prior to executing a written agreement with the Com-  
4 mittee: *Provided further*, That no less than \$3,150,000  
5 shall be available for the Office of Inspector General.

6 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE  
7 OPERATING EXPENSES

8 For necessary expenses for the Corporation for Na-  
9 tional and Community Service (referred to in this title as  
10 “CNCS”) to carry out the Domestic Volunteer Service Act  
11 of 1973 (referred to in this title as “1973 Act”) and the  
12 National and Community Service Act of 1990 (referred  
13 to in this title as “1990 Act”), \$975,525,000, which shall  
14 be for the purposes and in the amounts specified in the  
15 “Final Bill” column for Corporation for National and  
16 Community Service in the “Departments of Labor, Health  
17 and Human Services, Education, and Related Agencies  
18 Appropriations Act, 2026” table in the explanatory state-  
19 ment described in section 4 (in the matter preceding divi-  
20 sion A of this consolidated Act), notwithstanding sections  
21 198B(b)(3), 198S(g), 501(a)(4)(C), and 501(a)(4)(F) of  
22 the 1990 Act: *Provided*, That of the amounts provided  
23 under this heading: (1) up to 1 percent of program grant  
24 funds may be used to defray the costs of conducting grant  
25 application reviews, including the use of outside peer re-

1 viewers and electronic management of the grants cycle; (2)  
2 the amounts made available for State Commission Sup-  
3 port Grants shall be available to provide assistance to  
4 State commissions on national and community service,  
5 under section 126(a) of the 1990 Act and notwithstanding  
6 section 501(a)(5)(B) of the 1990 Act; (3) of amounts  
7 made available for Innovation, Assistance, and Other Ac-  
8 tivities, \$8,558,000 shall be available for expenses author-  
9 ized under section 501(a)(4)(F) of the 1990 Act, which,  
10 notwithstanding the provisions of section 198P shall be  
11 awarded by CNCS on a competitive basis; and (4) of  
12 amounts made available for Innovation, Assistance, and  
13 Other Activities, \$6,148,000 shall be available to carry out  
14 sections 198(k) and 198(i) of the 1990 Act: *Provided fur-*  
15 *ther*, That for the purposes of carrying out the 1990 Act,  
16 satisfying the requirements in section 122(c)(1)(D) may  
17 include a determination of need by the local community:  
18 *Provided further*, That CNCS shall award to each State  
19 their allotted amount under AmeriCorps State and Na-  
20 tional formula grants no later than April 1, 2026 and to  
21 each state their allotted amount under State Service Com-  
22 mission Support Grants and State Commission Invest-  
23 ment Fund Grants no later than June 1, 2026: *Provided*  
24 *further*, That the Corporation shall support staffing levels  
25 necessary to fulfill its statutory responsibilities including

1 carrying out programs, projects, and activities funded in  
2 this title of this Act in a timely manner.

3 PAYMENT TO THE NATIONAL SERVICE TRUST

4 (INCLUDING TRANSFER OF FUNDS)

5 For payment to the National Service Trust estab-  
6 lished under subtitle D of title I of the 1990 Act,  
7 \$180,000,000, to remain available until expended: *Pro-*  
8 *vided*, That CNCS may transfer additional funds from the  
9 amount provided within “Operating Expenses” allocated  
10 to grants under subtitle C of title I of the 1990 Act to  
11 the National Service Trust upon determination that such  
12 transfer is necessary to support the activities of national  
13 service participants and after notice is transmitted to the  
14 Committees on Appropriations of the House of Represent-  
15 atives and the Senate: *Provided further*, That amounts ap-  
16 propriated for or transferred to the National Service Trust  
17 may be invested under section 145(b) of the 1990 Act  
18 without regard to the requirement to apportion funds  
19 under 31 U.S.C. 1513(b).

20 SALARIES AND EXPENSES

21 For necessary expenses of administration as provided  
22 under section 501(a)(5) of the 1990 Act and under section  
23 504(a) of the 1973 Act, including payment of salaries, au-  
24 thorized travel, hire of passenger motor vehicles, the rental  
25 of conference rooms in the District of Columbia, the em-

1 ployment of experts and consultants authorized under 5  
2 U.S.C. 3109, and not to exceed \$2,500 for official recep-  
3 tion and representation expenses, \$89,686,000.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector  
6 General in carrying out the Inspector General Act of 1978,  
7 \$8,595,000, of which \$1,000,000 shall be available until  
8 expended.

9 ADMINISTRATIVE PROVISIONS

10 SEC. 401. CNCS shall make any significant changes  
11 to program requirements, service delivery or policy only  
12 through public notice and comment rulemaking. For fiscal  
13 year 2026, during any grant selection process, an officer  
14 or employee of CNCS shall not knowingly disclose any cov-  
15 ered grant selection information regarding such selection,  
16 directly or indirectly, to any person other than an officer  
17 or employee of CNCS that is authorized by CNCS to re-  
18 ceive such information.

19 SEC. 402. AmeriCorps programs receiving grants  
20 under the National Service Trust program shall meet an  
21 overall minimum share requirement of 24 percent for the  
22 first 3 years that they receive AmeriCorps funding, and  
23 thereafter shall meet the overall minimum share require-  
24 ment as provided in section 2521.60 of title 45, Code of  
25 Federal Regulations, without regard to the operating costs

1 match requirement in section 121(e) or the member sup-  
2 port Federal share limitations in section 140 of the 1990  
3 Act, and subject to partial waiver consistent with section  
4 2521.70 of title 45, Code of Federal Regulations.

5 SEC. 403. Donations made to CNCS under section  
6 196 of the 1990 Act for the purposes of financing pro-  
7 grams and operations under titles I and II of the 1973  
8 Act or subtitle B, C, D, or E of title I of the 1990 Act  
9 shall be used to supplement and not supplant current pro-  
10 grams and operations.

11 SEC. 404. In addition to the requirements in section  
12 146(a) of the 1990 Act, use of an educational award for  
13 the purpose described in section 148(a)(4) shall be limited  
14 to individuals who are veterans as defined under section  
15 101 of the Act.

16 SEC. 405. For the purpose of carrying out section  
17 189D of the 1990 Act—

18 (1) entities described in paragraph (a) of such  
19 section shall be considered “qualified entities” under  
20 section 3 of the National Child Protection Act of  
21 1993 (“NCPA”);

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

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

6           SEC. 406. Notwithstanding sections 139(b), 146, and  
7           147 of the 1990 Act, an individual who successfully com-  
8           pletes a term of service of not less than 1,200 hours dur-  
9           ing a period of not more than one year may receive a na-  
10          tional service education award having a value of 70 per-  
11          cent of the value of a national service education award  
12          determined under section 147(a) of the Act.

13          SEC. 407. Section 148(f)(2)(A)(i) of the 1990 Act  
14          shall be applied by substituting “an approved national  
15          service position” for “a national service program that re-  
16          ceives grants under subtitle C”.

17          SEC. 408. In any case where a participant of a posi-  
18          tion eligible for an educational award described in subtitle  
19          D of title I of the National and Community Service Act  
20          of 1990 (42 U.S.C. 12601 et seq.) was required to exit  
21          the position early at the direction of the Corporation for  
22          National and Community Service and due to cir-  
23          cumstances outside the control of the individual, such as  
24          a lapse in availability of Federal appropriations, or termi-  
25          nation of their position, or the applicable program grant

1 or agreement under the national service laws is released  
2 from completing the required term of service for such posi-  
3 tion, the Chief Executive Officer of the Corporation for  
4 National and Community Service may—

5 (1) deem such individual as having met the  
6 minimum requirements of the position or program  
7 for purposes of section 139(c)(1) of the 1990 Act;  
8 and

9 (2) notwithstanding section 139(c)(2)(B) of the  
10 1990 Act, award the individual a pro-rated value of  
11 the educational award that corresponds to the quan-  
12 tity of the term of service actually completed by the  
13 individual without regard to whether such individual  
14 has completed at least 15 percent of their term of  
15 service as required under section 139(c) of the 1990  
16 Act.

17 FEDERAL MEDIATION AND CONCILIATION SERVICE

18 SALARIES AND EXPENSES

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

1 Reform Act, \$48,705,000: *Provided*, That notwithstanding  
2 31 U.S.C. 3302, fees charged, up to full-cost recovery, for  
3 special training activities and other conflict resolution  
4 services and technical assistance, including those provided  
5 to foreign governments and international organizations,  
6 and for arbitration services shall be credited to and  
7 merged with this account, and shall remain available until  
8 expended: *Provided further*, That fees for arbitration serv-  
9 ices shall be available only for education, training, and  
10 professional development of the agency workforce: *Pro-*  
11 *vided further*, That the Director of the Service is author-  
12 ized to accept and use on behalf of the United States gifts  
13 of services and real, personal, or other property in the aid  
14 of any projects or functions within the Director's jurisdic-  
15 tion.

16 FEDERAL MINE SAFETY AND HEALTH REVIEW

17 COMMISSION

18 SALARIES AND EXPENSES

19 For expenses necessary for the Federal Mine Safety  
20 and Health Review Commission, \$18,012,000.

21 INSTITUTE OF MUSEUM AND LIBRARY SERVICES

22 OFFICE OF MUSEUM AND LIBRARY SERVICES: GRANTS

23 AND ADMINISTRATION

24 For carrying out the Museum and Library Services  
25 Act of 1996 and the National Museum of African Amer-

1 ican History and Culture Act, \$291,800,000, which shall  
2 be for the purposes and in the amounts specified in the  
3 table under this heading in the explanatory statement in  
4 section 4 (in the matter preceding division A of this con-  
5 solidated Act).

6 MEDICAID AND CHIP PAYMENT AND ACCESS

7 COMMISSION

8 SALARIES AND EXPENSES

9 For expenses necessary to carry out section 1900 of  
10 the Social Security Act, \$9,405,000: *Provided*, That in fis-  
11 cal year 2026 and thereafter, for all contracts for goods  
12 and services to which the Medicaid and CHIP Payment  
13 and Access Commission is a party, the following Federal  
14 Acquisition Regulation (FAR) clauses will apply: FAR  
15 52.232–39 and FAR 52.233–4 (or a successor clause).

16 MEDICARE PAYMENT ADVISORY COMMISSION

17 SALARIES AND EXPENSES

18 For expenses necessary to carry out section 1805 of  
19 the Social Security Act, \$14,673,000, to be transferred to  
20 this appropriation from the Federal Hospital Insurance  
21 Trust Fund and the Federal Supplementary Medical In-  
22 surance Trust Fund: *Provided*, That in fiscal year 2026  
23 and thereafter, for all contracts for goods and services to  
24 which the Medicare Payment Advisory Commission is a  
25 party, the following Federal Acquisition Regulation (FAR)

1 clauses will apply: FAR 52.232–39 and FAR 52.233–4  
2 (or a successor clause).

3 NATIONAL COUNCIL ON DISABILITY

4 SALARIES AND EXPENSES

5 For expenses necessary for the National Council on  
6 Disability as authorized by title IV of the Rehabilitation  
7 Act of 1973, \$3,850,000.

8 NATIONAL LABOR RELATIONS BOARD

9 SALARIES AND EXPENSES

10 For expenses necessary for the National Labor Rela-  
11 tions Board to carry out the functions vested in it by the  
12 Labor-Management Relations Act, 1947, and other laws,  
13 \$294,224,000: *Provided*, That no part of this appropria-  
14 tion shall be available to organize or assist in organizing  
15 agricultural laborers or used in connection with investiga-  
16 tions, hearings, directives, or orders concerning bargaining  
17 units composed of agricultural laborers as referred to in  
18 section 2(3) of the Act of July 5, 1935, and as amended  
19 by the Labor-Management Relations Act, 1947, and as de-  
20 fined in section 3(f) of the Act of June 25, 1938, and  
21 including in said definition employees engaged in the  
22 maintenance and operation of ditches, canals, reservoirs,  
23 and waterways when maintained or operated on a mutual,  
24 nonprofit basis and at least 95 percent of the water stored  
25 or supplied thereby is used for farming purposes.

## 1 ADMINISTRATIVE PROVISION

2 SEC. 409. None of the funds provided by this Act  
3 or previous Acts making appropriations for the National  
4 Labor Relations Board may be used to issue any new ad-  
5 ministrative directive or regulation that would provide em-  
6 ployees any means of voting through any electronic means  
7 in an election to determine a representative for the pur-  
8 poses of collective bargaining.

## 9 NATIONAL MEDIATION BOARD

## 10 SALARIES AND EXPENSES

11 For expenses necessary to carry out the provisions  
12 of the Railway Labor Act, including emergency boards ap-  
13 pointed by the President, \$15,113,000.

## 14 OCCUPATIONAL SAFETY AND HEALTH REVIEW

## 15 COMMISSION

## 16 SALARIES AND EXPENSES

17 For expenses necessary for the Occupational Safety  
18 and Health Review Commission, \$14,449,000.

## 19 RAILROAD RETIREMENT BOARD

## 20 DUAL BENEFITS PAYMENTS ACCOUNT

21 For payment to the Dual Benefits Payments Ac-  
22 count, authorized under section 15(d) of the Railroad Re-  
23 tirement Act of 1974, \$5,000,000, which shall include  
24 amounts becoming available in fiscal year 2026 pursuant  
25 to section 224(e)(1)(B) of Public Law 98-76; and in addi-

1 tion, an amount, not to exceed 2 percent of the amount  
2 provided herein, shall be available proportional to the  
3 amount by which the product of recipients and the average  
4 benefit received exceeds the amount available for payment  
5 of vested dual benefits: *Provided*, That the total amount  
6 provided herein shall be credited in 12 approximately  
7 equal amounts on the first day of each month in the fiscal  
8 year.

9 FEDERAL PAYMENTS TO THE RAILROAD RETIREMENT

10 ACCOUNTS

11 For payment to the accounts established in the  
12 Treasury for the payment of benefits under the Railroad  
13 Retirement Act for interest earned on unnegotiated  
14 checks, \$150,000, to remain available through September  
15 30, 2027, which shall be the maximum amount available  
16 for payment pursuant to section 417 of Public Law 98–  
17 76.

18 LIMITATION ON ADMINISTRATION

19 For necessary expenses for the Railroad Retirement  
20 Board (“Board”) for administration of the Railroad Re-  
21 tirement Act and the Railroad Unemployment Insurance  
22 Act, \$127,000,000, to be derived in such amounts as de-  
23 termined by the Board from the railroad retirement ac-  
24 counts and from moneys credited to the railroad unem-  
25 ployment insurance administration fund: *Provided*, That

1 notwithstanding section 7(b)(9) of the Railroad Retirement Act this limitation may be used to hire attorneys  
2 only through the excepted service: *Provided further*, That  
3 the previous proviso shall not change the status under  
4 Federal employment laws of any attorney hired by the  
5 Railroad Retirement Board prior to January 1, 2013: *Provided further*, That notwithstanding section 7(b)(9) of the  
6 Railroad Retirement Act, this limitation may be used to  
7 hire students attending qualifying educational institutions  
8 or individuals who have recently completed qualifying educational programs using current excepted hiring authorities established by the Office of Personnel Management.

13 LIMITATION ON THE OFFICE OF INSPECTOR GENERAL

14 For expenses necessary for the Office of Inspector  
15 General for audit, investigatory and review activities, as  
16 authorized by the Inspector General Act of 1978, not more  
17 than \$14,000,000, to be derived from the railroad retirement accounts and railroad unemployment insurance account.

20 SOCIAL SECURITY ADMINISTRATION

21 PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

22 For payment to the Federal Old-Age and Survivors  
23 Insurance Trust Fund and the Federal Disability Insurance Trust Fund, as provided under sections 201(m) and  
24 1131(b)(2) of the Social Security Act, \$15,000,000.

## 1 SUPPLEMENTAL SECURITY INCOME PROGRAM

2 For carrying out titles XI and XVI of the Social Se-  
3 curity Act, section 401 of Public Law 92–603, section 212  
4 of Public Law 93–66, as amended, and section 405 of  
5 Public Law 95–216, including payment to the Social Secu-  
6 rity trust funds for administrative expenses incurred pur-  
7 suant to section 201(g)(1) of the Social Security Act,  
8 \$49,452,282,000, to remain available until expended: *Pro-*  
9 *vided*, That any portion of the funds provided to a State  
10 in the current fiscal year and not obligated by the State  
11 during that year shall be returned to the Treasury: *Pro-*  
12 *vided further*, That not more than \$91,000,000 shall be  
13 available for research and demonstrations under sections  
14 1110, 1115, and 1144 of the Social Security Act, and re-  
15 main available through September 30, 2028.

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

20 For making benefit payments under title XVI of the  
21 Social Security Act for the first quarter of fiscal year  
22 2027, \$23,500,000,000, to remain available until ex-  
23 pended.

1           LIMITATION ON ADMINISTRATIVE EXPENSES  
2                           (INCLUDING TRANSFER OF FUNDS)

3           For necessary expenses, including the hire and pur-  
4 chase of two passenger motor vehicles, and not to exceed  
5 \$20,000 for official reception and representation expenses,  
6 not more than \$14,671,978,000 may be expended, as au-  
7 thorized by section 201(g)(1) of the Social Security Act,  
8 from any one or all of the trust funds referred to in such  
9 section: *Provided*, That not less than \$2,700,000 shall be  
10 for the Social Security Advisory Board: *Provided further*,  
11 That unobligated balances of funds provided under this  
12 paragraph at the end of fiscal year 2026 not needed for  
13 fiscal year 2026 shall remain available until expended to  
14 invest in the Social Security Administration information  
15 technology and telecommunications hardware and soft-  
16 ware infrastructure, including related equipment and non-  
17 payroll administrative expenses associated solely with this  
18 information technology and telecommunications infra-  
19 structure, except unobligated balances of funds described  
20 in the first proviso of this paragraph at the end of fiscal  
21 year 2026 not needed for fiscal year 2026 shall remain  
22 available until expended to invest in the Social Security  
23 Advisory Board information technology: *Provided further*,  
24 That the Commissioner of Social Security shall notify the  
25 Committees on Appropriations of the House of Represent-

1 atives and the Senate prior to making unobligated bal-  
2 ances available under the authority in the previous pro-  
3 viso: *Provided further*, That reimbursement to the trust  
4 funds under this heading for expenditures for official time  
5 for employees of the Social Security Administration pursu-  
6 ant to 5 U.S.C. 7131, and for facilities or support services  
7 for labor organizations pursuant to policies, regulations,  
8 or procedures referred to in section 7135(b) of such title  
9 shall be made by the Secretary of the Treasury, with inter-  
10 est, from amounts in the general fund not otherwise ap-  
11 propriated, as soon as possible after such expenditures are  
12 made.

13       From funds provided under the first paragraph under  
14 this heading, not more than \$2,397,000,000, to remain  
15 available through March 31, 2027, is for the costs associ-  
16 ated with continuing disability reviews under titles II and  
17 XVI of the Social Security Act, including work-related  
18 continuing disability reviews to determine whether earn-  
19 ings derived from services demonstrate an individual's  
20 ability to engage in substantial gainful activity, for the  
21 cost associated with conducting redeterminations of eligi-  
22 bility under title XVI of the Social Security Act, for the  
23 cost of co-operative disability investigation units, and for  
24 the cost associated with the prosecution of fraud in the  
25 programs and operations of the Social Security Adminis-

1 tration by Special Assistant United States Attorneys: *Pro-*  
2 *vided*, That, of such amount, \$273,000,000 is provided to  
3 meet the terms of a concurrent resolution on the budget  
4 and \$2,124,000,000 is additional new budget authority  
5 specified for purposes of a concurrent resolution on the  
6 budget: *Provided further*, That, of the additional new  
7 budget authority described in the preceding proviso, up  
8 to \$24,600,000 may be transferred to the “Office of In-  
9 spector General”, Social Security Administration, for the  
10 cost of jointly operated co-operative disability investigation  
11 units: *Provided further*, That such transfer authority is in  
12 addition to any other transfer authority provided by law:  
13 *Provided further*, That the Commissioner shall provide to  
14 the Congress (at the conclusion of the fiscal year) a report  
15 on the obligation and expenditure of these funds, similar  
16 to the reports that were required by section 103(d)(2) of  
17 Public Law 104–121 for fiscal years 1996 through 2002:  
18 *Provided further*, That none of the funds described in this  
19 paragraph shall be available for transfer or reprogram-  
20 ming except as specified in this paragraph.

21 In addition, \$170,000,000 to be derived from admin-  
22 istration fees in excess of \$5.00 per supplementary pay-  
23 ment collected pursuant to section 1616(d) of the Social  
24 Security Act or section 212(b)(3) of Public Law 93–66,  
25 which shall remain available until expended: *Provided*,

1 That to the extent that the amounts collected pursuant  
2 to such sections in fiscal year 2026 exceed \$170,000,000,  
3 the amounts shall be available in fiscal year 2027 only  
4 to the extent provided in advance in appropriations Acts.

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

9 OFFICE OF INSPECTOR GENERAL  
10 (INCLUDING TRANSFER OF FUNDS)

11 For expenses necessary for the Office of Inspector  
12 General in carrying out the provisions of the Inspector  
13 General Act of 1978, \$32,000,000, together with not to  
14 exceed \$82,665,000, to be transferred and expended as  
15 authorized by section 201(g)(1) of the Social Security Act  
16 from the Federal Old-Age and Survivors Insurance Trust  
17 Fund and the Federal Disability Insurance Trust Fund:  
18 *Provided*, That \$2,000,000 shall remain available until ex-  
19 pended for information technology modernization, includ-  
20 ing related hardware and software infrastructure and  
21 equipment, and for administrative expenses directly asso-  
22 ciated with information technology modernization.

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

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

1 TITLE V  
2 GENERAL PROVISIONS  
3 (TRANSFER OF FUNDS)

4 SEC. 501. The Secretaries of Labor, Health and  
5 Human Services, and Education are authorized to transfer  
6 unexpended balances of prior appropriations to accounts  
7 corresponding to current appropriations provided in this  
8 Act. Such transferred balances shall be used for the same  
9 purpose, and for the same periods of time, for which they  
10 were originally appropriated.

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

14 SEC. 503. (a) No part of any appropriation contained  
15 in this Act or transferred pursuant to section 4002 of  
16 Public Law 111–148 shall be used, other than for normal  
17 and recognized executive-legislative relationships, for pub-  
18 licity or propaganda purposes, for the preparation, dis-  
19 tribution, or use of any kit, pamphlet, booklet, publication,  
20 electronic communication, radio, television, or video pres-  
21 entation designed to support or defeat the enactment of  
22 legislation before the Congress or any State or local legis-  
23 lature or legislative body, except in presentation to the  
24 Congress or any State or local legislature itself, or de-  
25 signed to support or defeat any proposed or pending regu-

1 lation, administrative action, or order issued by the execu-  
2 tive branch of any State or local government, except in  
3 presentation to the executive branch of any State or local  
4 government itself.

5 (b) No part of any appropriation contained in this  
6 Act or transferred pursuant to section 4002 of Public Law  
7 111–148 shall be used to pay the salary or expenses of  
8 any grant or contract recipient, or agent acting for such  
9 recipient, related to any activity designed to influence the  
10 enactment of legislation, appropriations, regulation, ad-  
11 ministrative action, or Executive order proposed or pend-  
12 ing before the Congress or any State government, State  
13 legislature or local legislature or legislative body, other  
14 than for normal and recognized executive-legislative rela-  
15 tionships or participation by an agency or officer of a  
16 State, local or Tribal government in policymaking and ad-  
17 ministrative processes within the executive branch of that  
18 government.

19 (c) The prohibitions in subsections (a) and (b) shall  
20 include any activity to advocate or promote any proposed,  
21 pending or future Federal, State or local tax increase, or  
22 any proposed, pending, or future requirement or restric-  
23 tion on any legal consumer product, including its sale or  
24 marketing, including but not limited to the advocacy or  
25 promotion of gun control.

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

15           SEC. 505. When issuing statements, press releases,  
16 requests for proposals, bid solicitations and other docu-  
17 ments describing projects or programs funded in whole or  
18 in part with Federal money, all grantees receiving Federal  
19 funds included in this Act, including but not limited to  
20 State and local governments and recipients of Federal re-  
21 search grants, shall clearly state—

22                   (1) the percentage of the total costs of the pro-  
23                   gram or project which will be financed with Federal  
24                   money;

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

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

6           SEC. 506. (a) None of the funds appropriated in this  
7           Act, and none of the funds in any trust fund to which  
8           funds are appropriated in this Act, shall be expended for  
9           any abortion.

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

14          (c) The term “health benefits coverage” means the  
15          package of services covered by a managed care provider  
16          or organization pursuant to a contract or other arrange-  
17          ment.

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

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

22                 (2) in the case where a woman suffers from a  
23                 physical disorder, physical injury, or physical illness,  
24                 including a life-endangering physical condition  
25                 caused by or arising from the pregnancy itself, that

1 would, as certified by a physician, place the woman  
2 in danger of death unless an abortion is performed.

3 (b) Nothing in the preceding section shall be con-  
4 strued as prohibiting the expenditure by a State, locality,  
5 entity, or private person of State, local, or private funds  
6 (other than a State's or locality's contribution of Medicaid  
7 matching funds).

8 (c) Nothing in the preceding section shall be con-  
9 strued as restricting the ability of any managed care pro-  
10 vider from offering abortion coverage or the ability of a  
11 State or locality to contract separately with such a pro-  
12 vider for such coverage with State funds (other than a  
13 State's or locality's contribution of Medicaid matching  
14 funds).

15 (d)(1) None of the funds made available in this Act  
16 may be made available to a Federal agency or program,  
17 or to a State or local government, if such agency, program,  
18 or government subjects any institutional or individual  
19 health care entity to discrimination on the basis that the  
20 health care entity does not provide, pay for, provide cov-  
21 erage of, or refer for abortions.

22 (2) In this subsection, the term "health care entity"  
23 includes an individual physician or other health care pro-  
24 fessional, a hospital, a provider-sponsored organization, a  
25 health maintenance organization, a health insurance plan,

1 or any other kind of health care facility, organization, or  
2 plan.

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

5 (1) the creation of a human embryo or embryos  
6 for research purposes; or

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

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

19 SEC. 509. (a) None of the funds made available in  
20 this Act may be used for any activity that promotes the  
21 legalization of any drug or other substance included in  
22 schedule I of the schedules of controlled substances estab-  
23 lished under section 202 of the Controlled Substances Act  
24 except for normal and recognized executive-congressional  
25 communications.

1 (b) The limitation in subsection (a) shall not apply  
2 when there is significant medical evidence of a therapeutic  
3 advantage to the use of such drug or other substance or  
4 that federally sponsored clinical trials are being conducted  
5 to determine therapeutic advantage.

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

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

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

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

1       SEC. 512. None of the funds made available in this  
2 Act may be transferred to any department, agency, or in-  
3 strumentality of the United States Government, except  
4 pursuant to a transfer made by, or transfer authority pro-  
5 vided in, this Act or any other appropriation Act.

6       SEC. 513. None of the funds made available by this  
7 Act to carry out the Library Services and Technology Act  
8 may be made available to any library covered by para-  
9 graph (1) of section 224(f) of such Act, as amended by  
10 the Children’s Internet Protection Act, unless such library  
11 has made the certifications required by paragraph (4) of  
12 such section.

13       SEC. 514. (a) None of the funds provided under this  
14 Act, or provided under previous appropriations Acts to the  
15 agencies funded by this Act that remain available for obli-  
16 gation or expenditure in fiscal year 2026, or provided from  
17 any accounts in the Treasury of the United States derived  
18 by the collection of fees available to the agencies funded  
19 by this Act, shall be available for obligation or expenditure  
20 through a reprogramming of funds that—

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

1 (4) relocates an office or employees;

2 (5) reorganizes or renames offices;

3 (6) reorganizes programs or activities; or

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

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

12 (b) None of the funds provided under this Act, or  
13 provided under previous appropriations Acts to the agen-  
14 cies funded by this Act that remain available for obligation  
15 or expenditure in fiscal year 2026, or provided from any  
16 accounts in the Treasury of the United States derived by  
17 the collection of fees available to the agencies funded by  
18 this Act, shall be available for obligation or expenditure  
19 through a reprogramming of funds in excess of \$500,000  
20 or 10 percent, whichever is less, that—

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

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

1           (3) results from any general savings from a re-  
2           duction in personnel which would result in a change  
3           in existing programs, activities, or projects as ap-  
4           proved by Congress;  
5           unless the Committees on Appropriations of the House of  
6           Representatives and the Senate are consulted 15 days in  
7           advance of such reprogramming or of an announcement  
8           of intent relating to such reprogramming, whichever oc-  
9           curs earlier, and are notified in writing 10 days in advance  
10          of such reprogramming.

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

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

21          SEC. 516. Within 45 days of enactment of this Act,  
22          each department and related agency funded through this  
23          Act shall submit an operating plan that details at the pro-  
24          gram, project, and activity level any funding allocations  
25          for fiscal year 2026 that are different than those specified

1 in this Act, the explanatory statement described in section  
2 4 (in the matter preceding division A of this consolidated  
3 Act) or the fiscal year 2026 budget request.

4       SEC. 517. The Secretaries of Labor, Health and  
5 Human Services, and Education shall each prepare and  
6 submit to the Committees on Appropriations of the House  
7 of Representatives and the Senate a report on the number  
8 and amount of contracts, grants, and cooperative agree-  
9 ments exceeding \$500,000, individually or in total for a  
10 particular project, activity, or programmatic initiative, in  
11 value and awarded by the Department on a non-competi-  
12 tive basis during each quarter of fiscal year 2026, but not  
13 to include grants awarded on a formula basis or directed  
14 by law. Such report shall include the name of the con-  
15 tractor or grantee, the amount of funding, the govern-  
16 mental purpose, including a justification for issuing the  
17 award on a non-competitive basis. Such report shall be  
18 transmitted to the Committees within 30 days after the  
19 end of the quarter for which the report is submitted.

20       SEC. 518. None of the funds appropriated in this Act  
21 shall be expended or obligated by the Commissioner of So-  
22 cial Security, for purposes of administering Social Security  
23 benefit payments under title II of the Social Security Act,  
24 to process any claim for credit for a quarter of coverage  
25 based on work performed under a social security account

1 number that is not the claimant's number and the per-  
2 formance of such work under such number has formed the  
3 basis for a conviction of the claimant of a violation of sec-  
4 tion 208(a)(6) or (7) of the Social Security Act.

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

15       SEC. 520. (a) None of the funds made available in  
16 this Act may be used to maintain or establish a computer  
17 network unless such network blocks the viewing,  
18 downloading, and exchanging of pornography.

19       (b) Nothing in subsection (a) shall limit the use of  
20 funds necessary for any Federal, State, Tribal, or local  
21 law enforcement agency or any other entity carrying out  
22 criminal investigations, prosecution, or adjudication activi-  
23 ties.

24       SEC. 521. For purposes of carrying out Executive  
25 Order 13589, Office of Management and Budget Memo-

1 random M-12-12 dated May 11, 2012, and requirements  
2 contained in the annual appropriations bills relating to  
3 conference attendance and expenditures:

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

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

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

19 SEC. 523. Not later than 30 days after the end of  
20 each calendar quarter, beginning with the first month of  
21 fiscal year 2026 the Departments of Labor, Health and  
22 Human Services and Education and the Social Security  
23 Administration shall provide the Committees on Appro-  
24 priations of the House of Representatives and Senate a  
25 report on the status of balances of appropriations: *Pro-*

1 *vided*, That for balances that are unobligated and uncom-  
2 mitted, committed, and obligated but unexpended, the  
3 monthly reports shall separately identify the amounts at-  
4 tributable to each source year of appropriation (beginning  
5 with fiscal year 2012, or, to the extent feasible, earlier  
6 fiscal years) from which balances were derived.

7       SEC. 524. The Departments of Labor, Health and  
8 Human Services, and Education and the Corporation for  
9 National and Community Service shall notify the Commit-  
10 tees on Appropriations of the House of Representatives  
11 and the Senate not less than 3 full business days prior  
12 to announcing or providing notice of—

13           (1) any new or non-competing continuation  
14 grant, including supplements, issued at the discre-  
15 tion of such Departments (other than emergency re-  
16 sponse grants at any time of the year or for grant  
17 awards made during the last 10 business days of the  
18 fiscal year, or if applicable, of the program year);  
19 and

20           (2) the termination or non-continuation of any  
21 grant, including a short description of the reason for  
22 the termination or non-continuation.

23       SEC. 525. Notwithstanding any other provision of  
24 this Act, no funds appropriated in this Act shall be used  
25 to purchase sterile needles or syringes for the hypodermic

1 injection of any illegal drug: *Provided*, That such limita-  
2 tion does not apply to the use of funds for elements of  
3 a program other than making such purchases if the rel-  
4 evant State or local health department, in consultation  
5 with the Centers for Disease Control and Prevention, de-  
6 termines that the State or local jurisdiction, as applicable,  
7 is experiencing, or is at risk for, a significant increase in  
8 hepatitis infections or an HIV outbreak due to injection  
9 drug use, and such program is operating in accordance  
10 with State and local law.

11 SEC. 526. Each department and related agency fund-  
12 ed through this Act shall provide answers to questions  
13 submitted for the record by members of the Committee  
14 within 45 business days after receipt.

15 SEC. 527. Of amounts deposited in the Child Enroll-  
16 ment Contingency Fund under section 2104(n)(2) of the  
17 Social Security Act and the income derived from invest-  
18 ment of those funds pursuant to section 2104(n)(2)(C) of  
19 that Act, \$12,340,000,000 shall not be available for obli-  
20 gation in this fiscal year.

21 (RESCISSION)

22 SEC. 528. Of the unobligated balances of amounts  
23 made available in section 10301(1)(A)(iii) of Public Law  
24 117–169, \$11,661,000,000 are hereby rescinded.

1           SEC. 529. (a) This section applies to: (1) the Admin-  
2   istration for Children and Families in the Department of  
3   Health and Human Services; and (2) the Chief Evaluation  
4   Office and the statistical-related cooperative and inter-  
5   agency agreements and contracting activities of the Bu-  
6   reau of Labor Statistics in the Department of Labor.

7           (b) Amounts made available under this Act which are  
8   either appropriated, allocated, advanced on a reimbursable  
9   basis, or transferred to the functions and organizations  
10  identified in subsection (a) for research, evaluation, or sta-  
11  tistical purposes shall be available for obligation through  
12  September 30, 2030: *Provided*, That when an office ref-  
13  erenced in subsection (a) receives research and evaluation  
14  funding from multiple appropriations, such offices may  
15  use a single Treasury account for such activities, with  
16  funding advanced on a reimbursable basis.

17          (c) Amounts referenced in subsection (b) that are un-  
18  expended at the time of completion of a contract, grant,  
19  or cooperative agreement may be deobligated and shall im-  
20  mediately become available and may be reobligated in that  
21  fiscal year or the subsequent fiscal year for the research,  
22  evaluation, or statistical purposes for which such amounts  
23  are available.

1 (RESCISSION)

2 SEC. 530. Of the unobligated balances of funds made  
3 available by sections 2023, 2206, 2301, 2302, 2303, 2401,  
4 2402, 2403, 2404, 2501, 2502, 2601, 2602, 2603, 2605,  
5 2701, 2702, 2703, 2704, 2705, 2706, 2707, 2708, 2709,  
6 2710, 2711, 2712, 2713, 2904, 2912, 3101, and 9911 of  
7 the American Rescue Plan Act of 2021 (Public Law 117–  
8 2), \$2,000,000,000 are hereby rescinded: *Provided*, That  
9 not later than 60 days after the date of enactment of this  
10 Act, the Secretary of Health and Human Services shall  
11 submit to the Committees on Appropriations of the House  
12 of Representatives and the Senate a report specifying the  
13 unobligated balances rescinded pursuant to this section by  
14 both account and amount from each applicable appropria-  
15 tion in Public Law 117–2.

16 This division may be cited as the “Departments of  
17 Labor, Health and Human Services, and Education, and  
18 Related Agencies Appropriations Act, 2026”.

1 **DIVISION C—DEPARTMENT OF HOME-**  
2 **LAND SECURITY APPROPRIATIONS**  
3 **ACT, 2026**

4 TITLE I

5 DEPARTMENTAL MANAGEMENT, INTEL-  
6 LIGENCE, SITUATIONAL AWARENESS, AND  
7 OVERSIGHT

8 OFFICE OF THE SECRETARY AND EXECUTIVE

9 MANAGEMENT

10 OPERATIONS AND SUPPORT

11 For necessary expenses of the Office of the Secretary  
12 and for executive management for operations and support,  
13 \$316,295,000, which shall be for the purposes and in the  
14 amounts specified in the “Final Bill” column for Office  
15 of the Secretary and Executive Management, Operations  
16 and Support, in the “Department of Homeland Security  
17 Appropriations Act, 2026” table in the explanatory state-  
18 ment described in section 4 (in the matter preceding divi-  
19 sion A of this consolidated Act), of which \$14,050,000 of  
20 amounts made available for Management and Oversight,  
21 Office of Health Security and \$8,000,000 of amounts  
22 made available for Office of Strategy, Policy, and Plans  
23 shall remain available until September 30, 2027: *Provided,*  
24 That \$5,000,000 shall be withheld from obligation until  
25 the Secretary submits to the Committees on Appropria-

1 tions of the House of Representatives and the Senate re-  
2 sponses to all questions for the record for each hearing  
3 on the fiscal year 2027 budget submission for the Depart-  
4 ment of Homeland Security held by such Committees prior  
5 to July 1: *Provided further*, That not to exceed \$15,000  
6 shall be for official reception and representation expenses.

7       PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

8       For necessary expenses of the Office of the Secretary  
9 and for executive management for procurement, construc-  
10 tion, and improvements, \$8,911,000, to remain available  
11 until September 30, 2028.

12                               MANAGEMENT DIRECTORATE

13                                       OPERATIONS AND SUPPORT

14       For necessary expenses of the Management Direc-  
15 torate for operations and support, including vehicle fleet  
16 modernization, \$1,690,380,000, which shall be for the  
17 purposes and in the amounts specified in the “Final Bill”  
18 column for Management Directorate, Operations and Sup-  
19 port, in the “Department of Homeland Security Appro-  
20 priations Act, 2026” table in the explanatory statement  
21 described in section 4 (in the matter preceding division  
22 A of this consolidated Act): *Provided*, That not to exceed  
23 \$2,000 shall be for official reception and representation  
24 expenses.

## 1       PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

2           For necessary expenses of the Management Direc-  
3 torate for procurement, construction, and improvements,  
4 \$58,106,000, to remain available until September 30,  
5 2028.

## 6                           FEDERAL PROTECTIVE SERVICE

7           The revenues and collections of security fees credited  
8 to this account shall be available until expended for nec-  
9 essary expenses related to the protection of federally  
10 owned and leased buildings and for the operations of the  
11 Federal Protective Service.

## 12           INTELLIGENCE, ANALYSIS, AND SITUATIONAL

## 13                           AWARENESS

## 14                           OPERATIONS AND SUPPORT

15           For necessary expenses of the Office of Intelligence  
16 and Analysis and the Office of Homeland Security Situa-  
17 tional Awareness for operations and support,  
18 \$340,819,000, of which \$121,274,000 shall remain avail-  
19 able until September 30, 2027: *Provided*, That not to ex-  
20 ceed \$3,825 shall for be official reception and representa-  
21 tion expenses and not to exceed \$2,000,000 is available  
22 for facility needs associated with secure space at fusion  
23 centers, including improvements to buildings.

1                   OFFICE OF INSPECTOR GENERAL  
2                   OPERATIONS AND SUPPORT

3           For necessary expenses of the Office of Inspector  
4 General for operations and support, \$257,599,000, of  
5 which \$20,000,000 shall be for additional inspections and  
6 oversight of detention facilities and shall remain available  
7 until September 30, 2027, and of which \$12,814,000 shall  
8 be for oversight of the execution of funds provided in Pub-  
9 lic Law 119–21: *Provided*, That not to exceed \$300,000  
10 may be used for certain confidential operational expenses,  
11 including the payment of informants, to be expended at  
12 the direction of the Inspector General.

13                   ADMINISTRATIVE PROVISIONS

14           SEC. 101. (a) The Secretary of Homeland Security  
15 shall submit a report not later than October 15, 2026,  
16 to the Inspector General of the Department of Homeland  
17 Security listing all grants and contracts awarded by any  
18 means other than full and open competition during fiscal  
19 years 2025 or 2026.

20           (b) The Inspector General shall review the report re-  
21 quired by subsection (a) to assess departmental compli-  
22 ance with applicable laws and regulations and report the  
23 results of that review to the Committees on Appropriations  
24 of the House of Representatives and the Senate not later  
25 than February 15, 2027.

1           SEC. 102. (a) Not later than 30 days after the last  
2 day of each month, the Chief Financial Officer of the De-  
3 partment of Homeland Security shall submit to the Com-  
4 mittees on Appropriations of the House of Representatives  
5 and the Senate a monthly budget and staffing report that  
6 includes total obligations of the Department for that  
7 month and for the fiscal year at the appropriation and  
8 program, project, and activity levels, by the source year  
9 of the appropriation.

10           (b) The initial staffing report submitted pursuant to  
11 subsection (a) shall be the baseline for which the Depart-  
12 ment of Homeland Security may increase or decrease  
13 staffing levels for any program, project, or activity pursu-  
14 ant to section 503(a)(4) of this Act.

15           SEC. 103. (a) The Secretary of Homeland Security,  
16 in consultation with the Secretary of the Treasury, shall  
17 notify the Committees on Appropriations of the House of  
18 Representatives and the Senate of any proposed transfers  
19 of funds available under section 9705(g)(4)(B) of title 31,  
20 United States Code, from the Department of the Treasury  
21 Forfeiture Fund to any agency within the Department of  
22 Homeland Security.

23           (b) None of the funds identified for such a transfer  
24 may be obligated until the Committees on Appropriations

1 of the House of Representatives and the Senate are noti-  
2 fied of the proposed transfer.

3 SEC. 104. All official costs associated with the use  
4 of Government aircraft by Department of Homeland Secu-  
5 rity personnel to support official travel of the Secretary  
6 and the Deputy Secretary shall be paid from amounts  
7 made available for the Office of the Secretary.

8 SEC. 105. (a) The Under Secretary for Management  
9 shall brief the Committees on Appropriations of the House  
10 of Representatives and the Senate not later than 45 days  
11 after the end of each fiscal quarter on all Level 1 and  
12 Level 2 acquisition programs on the Master Acquisition  
13 Oversight List between Acquisition Decision Event and  
14 Full Operational Capability, including programs that have  
15 been removed from such list during the preceding quarter.

16 (b) For each such program, the briefing described in  
17 subsection (a) shall include—

18 (1) a description of the purpose of the program,  
19 including the capabilities being acquired and the  
20 component(s) sponsoring the acquisition;

21 (2) the total number of units, as appropriate, to  
22 be acquired annually until procurement is complete  
23 under the current acquisition program baseline;

24 (3) the Acquisition Review Board status, in-  
25 cluding—

1 (A) the current acquisition phase by incre-  
2 ment, as applicable;

3 (B) the date of the most recent review; and

4 (C) whether the program has been paused  
5 or is in breach status;

6 (4) a comparison between the initial Depart-  
7 ment-approved acquisition program baseline cost,  
8 schedule, and performance thresholds and objectives  
9 and the program's current such thresholds and ob-  
10 jectives, if applicable;

11 (5) the lifecycle cost estimate, adjusted for com-  
12 parison to the Future Years Homeland Security  
13 Program, including—

14 (A) the confidence level for the estimate;

15 (B) the fiscal years included in the esti-  
16 mate;

17 (C) a breakout of the estimate for the  
18 prior five years, the current year, and the budg-  
19 et year;

20 (D) a breakout of the estimate by appro-  
21 priation account or other funding source; and

22 (E) a description of and rationale for any  
23 changes to the estimate as compared to the pre-  
24 viously approved baseline, as applicable, and  
25 during the prior fiscal year;

1           (6) a summary of the findings of any inde-  
2           pendent verification and validation of the items to be  
3           acquired or an explanation for why no such  
4           verification and validation has been performed;

5           (7) a table displaying the obligation of all pro-  
6           gram funds by prior fiscal year, the estimated obli-  
7           gation of funds for the current fiscal year, and an  
8           estimate for the planned carryover of funds into the  
9           subsequent fiscal year;

10          (8) a listing of prime contractors and major  
11          subcontractors; and

12          (9) narrative descriptions of risks to cost,  
13          schedule, or performance that could result in a pro-  
14          gram breach if not successfully mitigated.

15          (c) The Under Secretary for Management shall sub-  
16          mit each approved Acquisition Decision Memorandum for  
17          programs described in this section to the Committees on  
18          Appropriations of the House of Representatives and the  
19          Senate not later than five business days after the date of  
20          approval of such memorandum by the Under Secretary for  
21          Management or the designee of the Under Secretary for  
22          Management.

23          SEC. 106. (a) None of the funds made available to  
24          the Department of Homeland Security in this Act or prior  
25          appropriations Acts may be obligated for any new pilot

1 or demonstration unless the component or office carrying  
2 out such pilot or demonstration has documented the infor-  
3 mation described in subsection (c).

4 (b) Prior to the obligation of any such funds made  
5 available for “Operations and Support” for a new pilot  
6 or demonstration, the Under Secretary for Management  
7 shall provide a report to the Committees on Appropria-  
8 tions of the House of Representatives and the Senate on  
9 the information described in subsection (c).

10 (c) The information required under subsections (a)  
11 and (b) for a pilot or demonstration shall include the fol-  
12 lowing—

13 (1) documented objectives that are well-defined  
14 and measurable;

15 (2) an assessment methodology that details—

16 (A) the type and source of assessment  
17 data;

18 (B) the methods for, and frequency of, col-  
19 lecting such data; and

20 (C) how such data will be analyzed; and

21 (3) an implementation plan, including mile-  
22 stones, cost estimates, and implementation sched-  
23 ules, including a projected end date.

24 (d) Not later than 90 days after the date of comple-  
25 tion of a pilot or demonstration described in subsection

1 (e), the Under Secretary for Management shall provide a  
2 report to the Committees on Appropriations of the House  
3 of Representatives and the Senate detailing lessons  
4 learned, actual costs, any planned expansion or continu-  
5 ation of the pilot or demonstration, and any planned tran-  
6 sition of such pilot or demonstration into an enduring pro-  
7 gram or operation.

8 (e) For the purposes of this section, a pilot or dem-  
9 onstration program is a study, demonstration, experi-  
10 mental program, or trial that—

11 (1) is a small-scale, short-term experiment con-  
12 ducted in order to evaluate feasibility, duration,  
13 costs, or adverse events, and improve upon the de-  
14 sign of an effort prior to implementation of a larger  
15 scale effort; and

16 (2) uses more than 10 full-time equivalents or  
17 obligates, or proposes to obligate, \$5,000,000 or  
18 more, but does not include congressionally directed  
19 programs or enhancements and does not include pro-  
20 grams that were in operation as of the date of the  
21 enactment of this Act.

22 (f) For the purposes of this section, a pilot or dem-  
23 onstration does not include any testing, evaluation, or ini-  
24 tial deployment phase executed under a procurement con-  
25 tract for the acquisition of information technology services

1 or systems, or any pilot or demonstration carried out by  
2 a non-Federal recipient under any financial assistance  
3 agreement funded by the Department.

4 SEC. 107. (a) None of the funds appropriated or oth-  
5 erwise made available by this Act may be used by the Of-  
6 fice of Intelligence and Analysis of the Department of  
7 Homeland Security to conduct a covered activity (as de-  
8 fined by section 6303 of the Intelligence Authorization Act  
9 for Fiscal Year 2025 (division F of Public Law 118–159)).

10 (b) Nothing in this section shall be construed as lim-  
11 iting or superseding the authority of any official within  
12 the Department of Homeland Security to conduct legal,  
13 privacy, civil rights, or civil liberties oversight of the intel-  
14 ligence activities of the Office of Intelligence and Analysis.

15 (c) Nothing in this section shall be construed to pro-  
16 hibit, or to limit the authority of, personnel of the Office  
17 of Intelligence and Analysis of the Department of Home-  
18 land Security from sharing intelligence information with,  
19 or receiving information from—

20 (1) foreign, State, local, tribal, or territorial  
21 governments (or any agency or subdivision thereof);

22 (2) the private sector; or

23 (3) other elements of the Federal Government,  
24 including the components of the Department of  
25 Homeland Security.

1           SEC. 108. (a) The Inspector General shall report to  
2 the Committees on Appropriations of the House of Rep-  
3 resentatives and the Senate on a quarterly basis on over-  
4 sight of the funding provided to the Department in Public  
5 Law 119–21.

6           (b) The quarterly report required in subsection (a)  
7 shall include—

8                   (1) a review of the spend plans for every pro-  
9 gram, project, or activity funded by the Department  
10 under Public Law 119–21, including the current sta-  
11 tus of obligated funds compared to spend plan pro-  
12 jections; and

13                   (2) a summary of the audits being conducted on  
14 the Department’s contracting, procurement, and ac-  
15 quisition activities resulting from Public Law 119–  
16 21.

17           (c) Beginning one year after the date of enactment  
18 of this Act, and annually thereafter, the Inspector General  
19 shall submit a comprehensive report to the Committees on  
20 Appropriations of the House of Representatives and the  
21 Senate on the audits, inspections, and evaluations con-  
22 ducted on funds provided and activities undertaken in  
23 Public Law 119–21 and shall also provide recommenda-  
24 tions in such report on ways to improve effectiveness and

1 efficiency and prevent waste, fraud, and abuse of such pro-  
2 grams and funds.

3       SEC. 109. (a) For an additional amount for “Office  
4 of the Secretary and Executive Management—Operations  
5 and Support—Office of the Secretary”, \$20,000,000, for  
6 the procurement, deployment, and operations of body-  
7 worn cameras for agents and officers performing enforce-  
8 ment activities under 8 U.S.C. 1101 et seq.

9       (b) Within 30 days of the date of enactment of this  
10 Act, the Secretary shall provide the Committees on Appro-  
11 priations of the House of Representatives and the Senate  
12 a spend plan for the execution of funding provided in sub-  
13 section (a).

1 TITLE II  
2 SECURITY, ENFORCEMENT, AND  
3 INVESTIGATIONS  
4 U.S. CUSTOMS AND BORDER PROTECTION  
5 OPERATIONS AND SUPPORT  
6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses of U.S. Customs and Border  
8 Protection for operations and support, including the trans-  
9 portation of unaccompanied alien minors; the provision of  
10 air and marine support to Federal, State, local, and inter-  
11 national agencies in the enforcement or administration of  
12 laws enforced by the Department of Homeland Security;  
13 at the discretion of the Secretary of Homeland Security,  
14 the provision of such support to Federal, State, and local  
15 agencies in other law enforcement and emergency humani-  
16 tarian efforts; the purchase and lease of up to 7,500  
17 (6,500 for replacement only) police-type vehicles; the pur-  
18 chase, maintenance, or operation of marine vessels, air-  
19 craft, and unmanned aerial systems; and contracting with  
20 individuals for personal services abroad; \$17,727,974,000;  
21 of which \$3,274,000 shall be derived from the Harbor  
22 Maintenance Trust Fund for administrative expenses re-  
23 lated to the collection of the Harbor Maintenance Fee pur-  
24 suant to section 9505(c)(3) of the Internal Revenue Code  
25 of 1986 (26 U.S.C. 9505(c)(3)) and notwithstanding sec-

1 tion 1511(e)(1) of the Homeland Security Act of 2002 (6  
2 U.S.C. 551(e)(1)); of which \$550,000,000 shall be avail-  
3 able until September 30, 2027; and of which such sums  
4 as become available in the Customs User Fee Account, ex-  
5 cept sums subject to section 13031(f)(3) of the Consoli-  
6 dated Omnibus Budget Reconciliation Act of 1985 (19  
7 U.S.C. 58c(f)(3)), shall be derived from that account: *Pro-*  
8 *vided*, That not to exceed \$34,425 shall be for official re-  
9 ception and representation expenses: *Provided further*,  
10 That not to exceed \$150,000 shall be available for pay-  
11 ment for rental space in connection with preclearance op-  
12 erations: *Provided further*, That not to exceed \$2,000,000  
13 shall be for awards of compensation to informants, to be  
14 accounted for solely under the certificate of the Secretary  
15 of Homeland Security: *Provided further*, That not to ex-  
16 ceed \$2,500,000 may be transferred to the Bureau of In-  
17 dian Affairs for the maintenance and repair of roads on  
18 Native American reservations used by the U.S. Border Pa-  
19 trol.

20 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

21 For necessary expenses of U.S. Customs and Border  
22 Protection for procurement, construction, and improve-  
23 ments, including procurement of marine vessels, aircraft,  
24 and unmanned aerial systems, \$222,886,000, which shall  
25 be for the purposes and in the amounts specified in the

1 “Final Bill” column for U.S. Customs and Border Protec-  
2 tion, Procurement, Construction, and Improvements, in  
3 the “Department of Homeland Security Appropriations  
4 Act, 2026” table in the explanatory statement described  
5 in section 4 (in the matter preceding division A of this  
6 consolidated Act), of which—

7 (1) amounts made available for Border Security  
8 Assets and Infrastructure, Trade and Travel Assets  
9 and Infrastructure, Integrated Operations Assets  
10 and Infrastructure, Mission Support Assets and In-  
11 frastructure, and Radiological Detection Systems  
12 shall remain available until September 30, 2028; and

13 (2) amounts made available for Construction  
14 and Facility Improvements shall remain available  
15 until September 30, 2030.

16 U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

17 OPERATIONS AND SUPPORT

18 For necessary expenses of U.S. Immigration and  
19 Customs Enforcement for operations and support, includ-  
20 ing the purchase and lease of up to 3,790 (2,350 for re-  
21 placement only) police-type vehicles; overseas vetted units;  
22 and maintenance, minor construction, and minor leasehold  
23 improvements at owned and leased facilities;  
24 \$10,036,362,000, which shall be for the purposes and in  
25 the amounts specified in the “Final Bill” column for U.S.

1 Immigration and Customs Enforcement, Operations and  
2 Support, in the “Department of Homeland Security Ap-  
3 propriations Act, 2026” table in the explanatory state-  
4 ment described in section 4 (in the matter preceding divi-  
5 sion A of this consolidated Act), of which—

6 (1) of the amounts made available for Home-  
7 land Security Investigations—

8 (A) not less than \$6,000,000 shall remain  
9 available until expended for efforts to enforce  
10 laws against forced child labor;

11 (B) \$46,696,000 shall remain available  
12 until September 30, 2027;

13 (C) not less than \$3,000,000 is for paid  
14 apprenticeships for participants in the Human  
15 Exploitation Rescue Operative Child-Rescue  
16 Corps;

17 (D) not less than \$15,000,000 shall be  
18 available for investigation of intellectual prop-  
19 erty rights violations, including operation of the  
20 National Intellectual Property Rights Coordina-  
21 tion Center;

22 (E) \$15,000,000 shall be available until  
23 expended for conducting special operations  
24 under section 3131 of the Customs Enforce-  
25 ment Act of 1986 (19 U.S.C. 2801); and

1 (F) not to exceed \$4,000,000 shall be for  
2 awards of compensation to informants, to be ac-  
3 counted for solely under the certificate of the  
4 Secretary of Homeland Security;

5 (2) of the amounts made available for Enforce-  
6 ment and Removal Operations, not to exceed  
7 \$11,216,000 shall be available to fund or reimburse  
8 other Federal agencies for the costs associated with  
9 the care, maintenance, and repatriation of smuggled  
10 aliens unlawfully present in the United States; and

11 (3) of the amounts made available under this  
12 heading, \$11,475 shall be for official reception and  
13 representation expenses.

14 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

15 For necessary expenses of U.S. Immigration and  
16 Customs Enforcement for procurement, construction, and  
17 improvements, \$5,000,000, to remain available until Sep-  
18 tember 30, 2028.

19 TRANSPORTATION SECURITY ADMINISTRATION

20 OPERATIONS AND SUPPORT

21 For necessary expenses of the Transportation Secu-  
22 rity Administration for operations and support,  
23 \$10,635,434,000, of which \$300,000,000 shall remain  
24 available until September 30, 2027: *Provided*, That not  
25 to exceed \$7,650 shall be for official reception and rep-

1 representation expenses: *Provided further*, That security serv-  
2 ice fees authorized under section 44940 of title 49, United  
3 States Code, shall be credited to this appropriation as off-  
4 setting collections and shall be available only for aviation  
5 security: *Provided further*, That the sum appropriated  
6 under this heading from the general fund shall be reduced  
7 on a dollar-for-dollar basis as such offsetting collections  
8 are received during fiscal year 2026 so as to result in a  
9 final fiscal year appropriation from the general fund esti-  
10 mated at not more than \$7,605,434,000.

11 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

12 For necessary expenses of the Transportation Secu-  
13 rity Administration for procurement, construction, and  
14 improvements, \$330,230,000, to remain available until  
15 September 30, 2028.

16 RESEARCH AND DEVELOPMENT

17 For necessary expenses of the Transportation Secu-  
18 rity Administration for research and development,  
19 \$24,000,000, to remain available until September 30,  
20 2027.

21 COAST GUARD

22 OPERATIONS AND SUPPORT

23 For necessary expenses of the Coast Guard for oper-  
24 ations and support including the Coast Guard Reserve;  
25 purchase or lease of not to exceed 30 passenger motor ve-

1 hicles, which shall be for replacement only; purchase or  
2 lease of small boats for contingent and emergent require-  
3 ments (at a unit cost of not more than \$700,000) and  
4 repairs and service-life replacements, not to exceed a total  
5 of \$31,000,000; purchase, lease, or improvements of boats  
6 necessary for overseas deployments and activities; pay-  
7 ments pursuant to section 156 of Public Law 97–377 (42  
8 U.S.C. 402 note; 96 Stat. 1920); and recreation and wel-  
9 fare; \$11,272,401,000, of which \$530,000,000 shall be for  
10 defense-related activities; of which \$24,500,000 shall be  
11 derived from the Oil Spill Liability Trust Fund to carry  
12 out the purposes of section 1012(a)(5) of the Oil Pollution  
13 Act of 1990 (33 U.S.C. 2712(a)(5)); of which  
14 \$20,000,000 shall remain available until September 30,  
15 2028; of which \$25,335,000 shall remain available until  
16 September 30, 2030, for environmental compliance and  
17 restoration; and of which \$400,000,000 shall remain avail-  
18 able until September 30, 2027, which shall only be avail-  
19 able for depot level maintenance: *Provided*, That not to  
20 exceed \$23,000 shall be for official reception and represen-  
21 tation expenses.

22 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

23 For necessary expenses of the Coast Guard for pro-  
24 curement, construction, and improvements, including aids  
25 to navigation, shore facilities (including facilities at De-

1 partment of Defense installations used by the Coast  
2 Guard), and vessels and aircraft, including equipment re-  
3 lated thereto, \$991,872,000, to remain available until Sep-  
4 tember 30, 2030; of which \$20,000,000 shall be derived  
5 from the Oil Spill Liability Trust Fund to carry out the  
6 purposes of section 1012(a)(5) of the Oil Pollution Act  
7 of 1990 (33 U.S.C. 2712(a)(5)).

8 RESEARCH AND DEVELOPMENT

9 For necessary expenses of the Coast Guard for re-  
10 search and development; and for maintenance, rehabilita-  
11 tion, lease, and operation of facilities and equipment;  
12 \$6,763,000, to remain available until September 30, 2028,  
13 of which \$500,000 shall be derived from the Oil Spill Li-  
14 ability Trust Fund to carry out the purposes of section  
15 1012(a)(5) of the Oil Pollution Act of 1990 (33 U.S.C.  
16 2712(a)(5)): *Provided*, That there may be credited to and  
17 used for the purposes of this appropriation funds received  
18 from State and local governments, other public authori-  
19 ties, private sources, and foreign countries for expenses  
20 incurred for research, development, testing, and evalua-  
21 tion.

22 RETIRED PAY

23 For retired pay, including the payment of obligations  
24 otherwise chargeable to lapsed appropriations for this pur-  
25 pose, payments under the Retired Serviceman's Family

1 Protection and Survivor Benefits Plans, payment for ca-  
2 reer status bonuses, payment of continuation pay under  
3 section 356 of title 37, United States Code, concurrent  
4 receipts, combat-related special compensation, and pay-  
5 ments for medical care of retired personnel and their de-  
6 pendants under chapter 55 of title 10, United States Code,  
7 \$1,249,000,000, to remain available until expended.

8 UNITED STATES SECRET SERVICE

9 OPERATIONS AND SUPPORT

10 For necessary expenses of the United States Secret  
11 Service for operations and support, including purchase of  
12 not to exceed 652 vehicles for police-type use; hire of pas-  
13 senger motor vehicles; purchase of motorcycles made in  
14 the United States; hire of aircraft; rental of buildings in  
15 the District of Columbia; fencing, lighting, guard booths,  
16 and other facilities on private or other property not in  
17 Government ownership or control, as may be necessary to  
18 perform protective functions; conduct of and participation  
19 in firearms matches; presentation of awards; conduct of  
20 behavioral research in support of protective intelligence  
21 and operations; payment in advance for commercial ac-  
22 commodations as may be necessary to perform protective  
23 functions; and payment, without regard to section 5702  
24 of title 5, United States Code, of subsistence expenses of  
25 employees who are on protective missions, whether at or

1 away from their duty stations; \$3,128,304,000, of which  
2 \$96,299,000 shall remain available until September 30,  
3 2027, and of which \$20,000,000 shall remain available  
4 until September 30, 2028; and of which \$6,000,000 shall  
5 be for a grant for activities related to investigations of  
6 missing and exploited children; and of which up to  
7 \$33,000,000 may be for calendar year 2025 premium pay  
8 in excess of the annual equivalent of the limitation on the  
9 rate of pay contained in section 5547(a) of title 5, United  
10 States Code, pursuant to section 2 of the Overtime Pay  
11 for Protective Services Act of 2016 (5 U.S.C. 5547 note),  
12 as last amended by Public Law 118–38: *Provided*, That  
13 not to exceed \$19,125 shall be for official reception and  
14 representation expenses: *Provided further*, That not to ex-  
15 ceed \$100,000 shall be to provide technical assistance and  
16 equipment to foreign law enforcement organizations in  
17 criminal investigations within the jurisdiction of the  
18 United States Secret Service.

19 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

20 For necessary expenses of the United States Secret  
21 Service for procurement, construction, and improvements,  
22 \$118,517,000, of which \$96,167,000 shall remain avail-  
23 able until September 30, 2028, and of which \$22,350,000  
24 shall remain available until September 30, 2030.

## 1 RESEARCH AND DEVELOPMENT

2 For necessary expenses of the United States Secret  
3 Service for research and development, \$3,250,000, to re-  
4 main available until September 30, 2027.

## 5 ADMINISTRATIVE PROVISIONS

6 SEC. 201. Section 201 of the Department of Home-  
7 land Security Appropriations Act, 2018 (division F of  
8 Public Law 115–141), related to overtime compensation  
9 limitations, shall apply with respect to funds made avail-  
10 able in this Act in the same manner as such section ap-  
11 plied to funds made available in that Act, except that “fis-  
12 cal year 2026” shall be substituted for “fiscal year 2018”.

13 SEC. 202. Funding made available under the head-  
14 ings “U.S. Customs and Border Protection—Operations  
15 and Support” and “U.S. Customs and Border Protec-  
16 tion—Procurement, Construction, and Improvements”  
17 shall be available for customs expenses when necessary to  
18 maintain operations and prevent adverse personnel actions  
19 in Puerto Rico and the U.S. Virgin Islands, in addition  
20 to funding provided by sections 740 and 1406i of title 48,  
21 United States Code.

22 SEC. 203. As authorized by section 601(b) of the  
23 United States-Colombia Trade Promotion Agreement Im-  
24 plementation Act (Public Law 112–42), fees collected  
25 from passengers arriving from Canada, Mexico, or an ad-

1 jacent island pursuant to section 13031(a)(5) of the Con-  
2 solidated Omnibus Budget Reconciliation Act of 1985 (19  
3 U.S.C. 58e(a)(5)) shall be available until expended.

4       SEC. 204. (a) For an additional amount for “U.S.  
5 Customs and Border Protection—Operations and Sup-  
6 port”, \$31,000,000, to remain available until expended,  
7 to be reduced by amounts collected and credited to this  
8 appropriation in fiscal year 2026 from amounts authorized  
9 to be collected by section 286(i) of the Immigration and  
10 Nationality Act (8 U.S.C. 1356(i)), section 10412 of the  
11 Farm Security and Rural Investment Act of 2002 (7  
12 U.S.C. 8311), and section 817 of the Trade Facilitation  
13 and Trade Enforcement Act of 2015 (Public Law 114–  
14 125), or other such authorizing language.

15       (b) To the extent that amounts realized from such  
16 collections exceed \$31,000,000, those amounts in excess  
17 of \$31,000,000 shall be credited to this appropriation, to  
18 remain available until expended.

19       SEC. 205. None of the funds made available in this  
20 Act for U.S. Customs and Border Protection may be used  
21 to prevent an individual not in the business of importing  
22 a prescription drug (within the meaning of section 801(g)  
23 of the Federal Food, Drug, and Cosmetic Act) from im-  
24 porting a prescription drug from Canada that complies  
25 with the Federal Food, Drug, and Cosmetic Act: *Provided,*

1 That this section shall apply only to individuals trans-  
2 porting on their person a personal-use quantity of the pre-  
3 scription drug, not to exceed a 90-day supply: *Provided*  
4 *further*, That the prescription drug may not be—

5 (1) a controlled substance, as defined in section  
6 102 of the Controlled Substances Act (21 U.S.C.  
7 802); or

8 (2) a biological product, as defined in section  
9 351 of the Public Health Service Act (42 U.S.C.  
10 262).

11 SEC. 206. (a) Notwithstanding any other provision  
12 of law, none of the funds provided in this or any other  
13 Act shall be used to approve a waiver of the navigation  
14 and vessel-inspection laws pursuant to section 501(b) of  
15 title 46, United States Code, for the transportation of  
16 crude oil distributed from and to the Strategic Petroleum  
17 Reserve until the Secretary of Homeland Security, after  
18 consultation with the Secretaries of the Departments of  
19 Energy and Transportation and representatives from the  
20 United States flag maritime industry, takes adequate  
21 measures to ensure the use of United States flag vessels.

22 (b) The Secretary shall notify the Committees on Ap-  
23 propriations of the House of Representatives and the Sen-  
24 ate, the Committee on Transportation and Infrastructure  
25 of the House of Representatives, and the Committee on

1 Commerce, Science, and Transportation of the Senate  
2 within two business days of any request for waivers of  
3 navigation and vessel-inspection laws pursuant to section  
4 501(b) of title 46, United States Code, with respect to  
5 such transportation, and the disposition of such requests.

6 SEC. 207. (a) Beginning on the date of enactment  
7 of this Act, the Secretary of Homeland Security shall  
8 not—

9 (1) establish, collect, or otherwise impose any  
10 new border crossing fee on individuals crossing the  
11 Southern border or the Northern border at a land  
12 port of entry; or

13 (2) conduct any study relating to the imposition  
14 of a border crossing fee.

15 (b) In this section, the term “border crossing fee”  
16 means a fee that every pedestrian, cyclist, and driver and  
17 passenger of a private motor vehicle is required to pay  
18 for the privilege of crossing the Southern border or the  
19 Northern border at a land port of entry.

20 SEC. 208. (a) Not later than 90 days after the date  
21 of enactment of this Act, the Commissioner of U.S. Cus-  
22 toms and Border Protection shall submit an expenditure  
23 plan for any amounts made available for “U.S. Customs  
24 and Border Protection—Procurement, Construction, and  
25 Improvements” in this Act and prior Acts to the Commit-

1 tees on Appropriations of the House of Representatives  
2 and the Senate.

3 (b) No such amounts provided in this Act may be  
4 obligated prior to the submission of such plan.

5 SEC. 209. (a) Funds made available in this Act may  
6 be used to alter operations within the National Targeting  
7 Center of U.S. Customs and Border Protection.

8 (b) None of the funds provided by this Act, provided  
9 by previous appropriations Acts that remain available for  
10 obligation or expenditure in fiscal year 2026, or provided  
11 from any accounts in the Treasury of the United States  
12 derived by the collection of fees available to the compo-  
13 nents funded by this Act, may be used to reduce antici-  
14 pated or planned vetting operations at existing locations  
15 unless specifically authorized by a statute enacted after  
16 the date of enactment of this Act.

17 SEC. 210. None of the funds made available for Bor-  
18 der Security Assets and Infrastructure under the heading  
19 “U.S. Customs and Border Protection—Procurement,  
20 Construction, and Improvements” in this Act or prior ap-  
21 propriations Acts shall be used for the procurement or de-  
22 ployment of surveillance systems that are not autonomous,  
23 as such term is defined in section 90004 of Public Law  
24 119–21.

1           SEC. 211. The Secretary shall ensure that the No-  
2 vember 30, 2021, policy statement from U.S. Customs and  
3 Border Protection titled “Policy Statement and Required  
4 Actions Regarding Pregnant, Postpartum, Nursing Indi-  
5 viduals, and Infants in Custody,” or substantively similar  
6 standards of treatment developed in consultation with ma-  
7 ternal and pediatric health providers and experts, are in  
8 effect and are fully implemented to safeguard the health,  
9 safety, and rights of pregnant women in U.S. Customs  
10 and Border Protection custody.

11           SEC. 212. None of the funds provided under the  
12 heading “U.S. Immigration and Customs Enforcement—  
13 Operations and Support” may be used to continue a dele-  
14 gation of law enforcement authority authorized under sec-  
15 tion 287(g) of the Immigration and Nationality Act (8  
16 U.S.C. 1357(g)) if the Department of Homeland Security  
17 Inspector General determines that the terms of the agree-  
18 ment governing the delegation of authority have been ma-  
19 terially violated.

20           SEC. 213. (a) None of the funds provided under the  
21 heading “U.S. Immigration and Customs Enforcement—  
22 Operations and Support” may be used to continue any  
23 contract for the provision of detention services if the two  
24 most recent overall performance evaluations received by  
25 the contracted facility are less than “adequate” or the

1 equivalent median score in any subsequent performance  
2 evaluation system.

3 (b) The performance evaluations referenced in sub-  
4 section (a) shall be conducted by the U.S. Immigration  
5 and Customs Enforcement Office of Professional Respon-  
6 sibility.

7 SEC. 214. Without regard to the limitation as to time  
8 and condition of section 503(d) of this Act, the Secretary  
9 may reprogram within and transfer funds to “U.S. Immi-  
10 gration and Customs Enforcement—Operations and Sup-  
11 port” as necessary to ensure the detention of aliens  
12 prioritized for removal.

13 SEC. 215. The reports required to be submitted under  
14 section 216 of the Department of Homeland Security Ap-  
15 propriations Act, 2021 (division F of Public Law 116–  
16 260) shall continue to be submitted semimonthly and each  
17 matter required to be included in such reports by such  
18 section 216 shall apply in the same manner and to the  
19 same extent during the period described in such section  
20 216.

21 SEC. 216. The terms and conditions of sections 216  
22 and 217 of the Department of Homeland Security Appro-  
23 priations Act, 2020 (division D of Public Law 116–93)  
24 shall apply to this Act.

1           SEC. 217. (a) Not later than 30 days after the date  
2 of enactment of this Act, the Director of U.S. Immigration  
3 and Customs Enforcement shall provide a briefing and  
4 submit an initial, written obligation plan for funding pro-  
5 vided under the heading “U.S. Immigration and Customs  
6 Enforcement” in this or any other Act, including prior  
7 Acts, to the Committees on Appropriations of the House  
8 of Representatives and the Senate, which shall—

9           (1) be delineated by month, level II program,  
10          project, and activity, and pay and non-pay require-  
11          ments;

12          (2) incorporate and delineate all funding  
13          sources available to U.S. Immigration and Customs  
14          Enforcement, to include unobligated carryover bal-  
15          ances and fees; and

16          (3) contain data-driven assumptions for major  
17          contract costs, projected personnel levels, and oper-  
18          ational and policy considerations.

19          (b) The Director of U.S. Immigration and Customs  
20          Enforcement shall provide monthly briefings and written  
21          updates to the plan required in subsection (a), which shall  
22          include, at a minimum, the following information as of the  
23          conclusion of the preceding month—

24                 (1) actual obligations and expenditures, includ-  
25                 ing prior year;

1           (2) carryover from prior year unobligated bal-  
2           ances;

3           (3) resource projections for the remainder of  
4           the fiscal year;

5           (4) payroll projections for the remainder of the  
6           fiscal year, based on forecasted gains and losses;

7           (5) identification of any contracts with a period  
8           of performance extending beyond the current fiscal  
9           year;

10          (6) obligations and expenditures for specific do-  
11          mestic and international investigative mission areas,  
12          including countering fentanyl and child exploitation;

13          (7) the rate of operations for the Custody Oper-  
14          ations, Alternatives to Detention, and Transpor-  
15          tation and Removal Operations programs, projects,  
16          and activities, which shall include a projection of the  
17          exhaustion of funds based on current resources and  
18          operational levels; and

19          (8) the initial obligation plan as described in  
20          subsection (a), displayed unchanged for the purposes  
21          of comparison.

22          (c) The monthly updates required by subsection (b)  
23          shall be submitted no later than 15 days after the begin-  
24          ning of the month following the submission of the initial  
25          obligation plan as described in subsection (a).

1           (d)(1) For an additional amount for “U.S. Immigra-  
2 tion and Customs Enforcement—Operations and Sup-  
3 port—Executive Leadership and Oversight”, \$100,000,  
4 which shall be made available for Mission Support—Exec-  
5 utive Leadership and Oversight on the sixteenth day of  
6 each month, in a total amount for the fiscal year not to  
7 exceed \$700,000.

8           (2) Beginning 30 days after the date of enactment  
9 of this Act, amounts in paragraph (1) shall only be made  
10 available for obligation in a given month if the reporting  
11 requirements set forth in subsections (a) and (b) of this  
12 section are provided to the Committees on Appropriations  
13 of the House of Representatives and the Senate within the  
14 timeframe required pursuant to subsections (a) and (c),  
15 respectively.

16           SEC. 218. (a) Not later than 90 days after the date  
17 of enactment of this Act, the Director of U.S. Immigration  
18 and Customs Enforcement shall submit to the Committees  
19 on Appropriations of the House of Representatives and the  
20 Senate a written execution plan for the funding provided  
21 by Public Law 119–21 for detention facilities, to include  
22 the following elements:

23                   (1) the location, number of beds, and estimated  
24                   cost per bed of each detention facility utilized by or

1 on behalf of U.S. Immigration and Customs En-  
2 forcement in the preceding quarter;

3 (2) the location, number of beds, and estimated  
4 cost per bed of each detention facility projected to  
5 be utilized by or on behalf of U.S. Immigration and  
6 Customs Enforcement in the subsequent quarter;

7 (3) the total number of beds projected to be uti-  
8 lized by or on behalf of U.S. Immigration and Cus-  
9 toms Enforcement through the end of the fiscal  
10 year;

11 (4) any associated increase or decrease in trans-  
12 portation and removal operations cost estimates as-  
13 sociated with paragraphs (1), (2), and (3) of this  
14 section, to include removal flights; and

15 (5) a general overview of the desired geographic  
16 end-state for detention facilities, any new operational  
17 models or strategies related to detention capacity  
18 that will be utilized, and a comparison of current de-  
19 tention capacity against projected end-state capacity.

20 (b)(1) Subsequent to the submission of the written  
21 execution plan provided in subsection (a), the Director of  
22 U.S. Immigration and Customs Enforcement shall provide  
23 to the Committees on Appropriations of the House of Rep-  
24 resentatives and the Senate a briefing and written update

1 to such execution plan not later than 30 days following  
2 the end of each fiscal quarter; and

3 (2) each briefing and written update described  
4 in paragraph (1) shall include a review of the execu-  
5 tion of funds for the most recently completed quar-  
6 ter, a comparison of the actual execution of funds in  
7 relation to the planned execution of funds, and any  
8 remedial actions taken in the case of a failure to  
9 execute funding in accordance with the initial execu-  
10 tion plan as described in subsection (a); and

11 (c) The initial execution plan described in subsection  
12 (a) shall be displayed unchanged for purposes of compari-  
13 son in the briefings and written updates described in sub-  
14 section (b).

15 SEC. 219. (a) None of the funds made available by  
16 this Act or any other Act may be used to reduce the pres-  
17 ence of U.S. Immigration and Customs Enforcement  
18 attachés or liaisons at international U.S. embassies or con-  
19 sulates for the purposes of international investigations or  
20 partnerships with foreign law enforcement.

21 (b) Subsection (a) shall not apply to a reduction of  
22 presence in a specific country if—

23 (1) the Secretary of Homeland Security, in col-  
24 laboration with the Secretary of State, provides a  
25 written explanation of how maintaining a collabo-

1        rative investigatory presence in a specific country  
2        undermines U.S. foreign policy interests in that  
3        country to the Committees on Appropriations of the  
4        House of Representatives and the Senate; or

5            (2) a country requests the cessation of collabo-  
6        rative law enforcement activities performed by the  
7        attaché or liaison stationed at the embassy or con-  
8        sulate to their country.

9        SEC. 220. (a) Members of the United States House  
10      of Representatives and the United States Senate, includ-  
11      ing the leadership; the heads of Federal agencies and com-  
12      missions, including the Secretary, Deputy Secretary,  
13      Under Secretaries, and Assistant Secretaries of the De-  
14      partment of Homeland Security; the United States Attor-  
15      ney General, Deputy Attorney General, Assistant Attor-  
16      neys General, and the United States Attorneys; and senior  
17      members of the Executive Office of the President, includ-  
18      ing the Director of the Office of Management and Budget,  
19      shall not be exempt from Federal passenger and baggage  
20      screening.

21            (b) None of the funds made available in this or any  
22      other Act, including prior Acts, or provided from any ac-  
23      counts in the Treasury of the United States derived by  
24      the collection of fees available to the components funded  
25      by this Act may be used to carry out legislation altering

1 the applicability of the screening requirements outlined in  
2 subsection (a).

3       SEC. 221. Notwithstanding section 44923 of title 49,  
4 United States Code, for fiscal year 2026, any funds in  
5 the Aviation Security Capital Fund established by section  
6 44923(h) of title 49, United States Code, may be used  
7 for the procurement and installation of explosives detec-  
8 tion systems or for the issuance of other transaction agree-  
9 ments for the purpose of funding projects described in sec-  
10 tion 44923(a) of such title.

11       SEC. 222. Not later than 45 days after the submis-  
12 sion of the President's budget proposal, the Administrator  
13 of the Transportation Security Administration shall sub-  
14 mit to the Committees on Appropriations and Homeland  
15 Security of the House of Representatives and the Commit-  
16 tees on Appropriations and Commerce, Science, and  
17 Transportation of the Senate a single report that fulfills  
18 the following requirements:

19           (1) a Capital Investment Plan, both constrained  
20           and unconstrained, that includes a plan for contin-  
21           uous and sustained capital investment in new, and  
22           the replacement of aged, transportation security  
23           equipment;

24           (2) the 5-year technology investment plan as re-  
25           quired by section 1611 of title XVI of the Homeland

1 Security Act of 2002, as amended by section 3 of  
2 the Transportation Security Acquisition Reform Act  
3 (Public Law 113–245); and

4 (3) the Advanced Integrated Passenger Screen-  
5 ing Technologies report as required by the Senate  
6 Report accompanying the Department of Homeland  
7 Security Appropriations Act, 2019 (Senate Report  
8 115–283).

9 SEC. 223. Section 515(b) of Public Law 108–334 (49  
10 U.S.C. 44945 note) is amended by striking “report” each  
11 place it appears (including in the subsection heading) and  
12 inserting “briefing” and by striking “transmit to” and in-  
13 serting “provide”.

14 SEC. 224. (a) None of the funds made available by  
15 this Act under the heading “Coast Guard—Operations  
16 and Support” shall be for expenses incurred for rec-  
17 reational vessels under section 12114 of title 46, United  
18 States Code, except to the extent fees are collected from  
19 owners of yachts and credited to the appropriation made  
20 available by this Act under the heading “Coast Guard—  
21 Operations and Support”.

22 (b) To the extent such fees are insufficient to pay  
23 expenses of recreational vessel documentation under such  
24 section 12114, and there is a backlog of recreational vessel  
25 applications, personnel performing non-recreational vessel

1 documentation functions under subchapter II of chapter  
2 121 of title 46, United States Code, may perform docu-  
3 mentation under section 12114.

4       SEC. 225. Notwithstanding any other provision of  
5 law, the Commandant of the Coast Guard shall submit  
6 to the Committees on Appropriations of the House of Rep-  
7 resentatives and the Senate a future-years capital invest-  
8 ment plan as described in the second proviso under the  
9 heading “Coast Guard—Acquisition, Construction, and  
10 Improvements” in the Department of Homeland Security  
11 Appropriations Act, 2015 (Public Law 114–4), which shall  
12 be subject to the requirements in the third and fourth pro-  
13 visos under such heading.

14       SEC. 226. None of the funds in this Act shall be used  
15 to reduce the Coast Guard’s legacy Operations Systems  
16 Center mission or its government-employed or contract  
17 staff levels.

18       SEC. 227. None of the funds appropriated by this Act  
19 may be used to conduct, or to implement the results of,  
20 a competition under Office of Management and Budget  
21 Circular A–76 for activities performed with respect to the  
22 Coast Guard National Vessel Documentation Center.

23       SEC. 228. Funds made available in this Act may be  
24 used to alter operations within the Civil Engineering Pro-  
25 gram of the Coast Guard nationwide, including civil engi-

1 neering units, facilities design and construction centers,  
2 maintenance and logistics commands, and the Coast  
3 Guard Academy, except that none of the funds provided  
4 in this Act may be used to reduce operations within any  
5 civil engineering unit unless specifically authorized by a  
6 statute enacted after the date of enactment of this Act.

7       SEC. 229. Amounts deposited into the Coast Guard  
8 Housing Fund in fiscal year 2026 shall be available until  
9 expended to carry out the purposes of section 2946 of title  
10 14, United States Code, and shall be in addition to funds  
11 otherwise available for such purposes.

12       SEC. 230. (a) For an additional amount for “Coast  
13 Guard—Procurement, Construction, and Improvements”,  
14 \$98,000,000, to remain available until September 30,  
15 2030, for the procurement and acquisition of MQ–9 air-  
16 craft and associated base stations, equipment related to  
17 such aircraft and associated base stations, and program  
18 management for such aircraft and base stations.

19       (b) None of the funds made available in this Act or  
20 any other act may be used to procure or acquire long-  
21 range unmanned aircraft with kinetic capabilities or to  
22 equip any long-range unmanned aircraft with kinetic capa-  
23 bilities.

24       SEC. 231. None of the funds made available to the  
25 United States Coast Guard by this Act may be available

1 for implementation of Force Design 2028 until the Coast  
2 Guard provides the Committees on Appropriations of the  
3 House of Representatives and the Senate detailed brief-  
4 ings on the initiatives of organization, people, technology,  
5 and contracting and acquisitions.

6       SEC. 232. The United States Secret Service is au-  
7 thorized to obligate funds in anticipation of reimburse-  
8 ments from executive agencies, as defined in section 105  
9 of title 5, United States Code, for personnel receiving  
10 training sponsored by the James J. Rowley Training Cen-  
11 ter, except that total obligations at the end of the fiscal  
12 year shall not exceed total budgetary resources available  
13 under the heading “United States Secret Service—Oper-  
14 ations and Support” at the end of the fiscal year.

15       SEC. 233. (a) None of the funds made available to  
16 the United States Secret Service by this Act or by previous  
17 appropriations Acts may be made available for the protec-  
18 tion of the head of a Federal agency other than the Sec-  
19 retary of Homeland Security.

20       (b) The Director of the United States Secret Service  
21 may enter into agreements to provide such protection on  
22 a fully reimbursable basis.

23       SEC. 234. For purposes of section 503(a)(3) of this  
24 Act, up to \$15,000,000 may be reprogrammed within  
25 “United States Secret Service—Operations and Support”.

1           SEC. 235. Funding made available in this Act for  
2 “United States Secret Service—Operations and Support”  
3 is available for travel of United States Secret Service em-  
4 ployees on protective missions without regard to the limi-  
5 tations on such expenditures in this or any other Act if  
6 the Director of the United States Secret Service or a des-  
7 ignee notifies the Committees on Appropriations of the  
8 House of Representatives and the Senate 10 or more days  
9 in advance, or as early as practicable, prior to such ex-  
10 penditures.

11           SEC. 236. Of the amounts made available by this Act  
12 under the heading “United States Secret Service—Oper-  
13 ations and Support”, \$2,000,000, to remain available  
14 until expended, shall be distributed as a grant or coopera-  
15 tive agreement for existing National Computer Forensics  
16 Institute facilities currently used by the United States Se-  
17 cret Service to carry out activities under section 383 of  
18 title 6, United States Code.

19           SEC. 237. (a) Section 118 of the Treasury and Gen-  
20 eral Government Appropriations Act, 2001 (5 U.S.C.  
21 5547 note) is amended, in the first sentence, by inserting  
22 “(or, for 2024, to the extent that such aggregate amount  
23 would exceed the per annum rate of salary payable under  
24 section 104 of title 3, United States Code)” before the  
25 period at the end.

1 (b) Subsection (a) shall take effect as if enacted on  
2 December 31, 2023.

3 (c) Not later than 180 days after the date of enact-  
4 ment of this Act, and annually thereafter through 2028,  
5 the Director shall submit to the Committee on Appropria-  
6 tions of the House of Representatives and the Senate; the  
7 Committee on Homeland Security, the Committee on  
8 Oversight and Accountability, and the Committee on the  
9 Judiciary of the House of Representatives; and the Com-  
10 mittee on Homeland Security and Governmental Affairs,  
11 and the Committee on the Judiciary of the Senate of Con-  
12 gress a report describing the steps that the United States  
13 Secret Service is taking to address the increased protective  
14 service demands placed upon United States Secret Service  
15 personnel.

16 (d) Each report required under subparagraph (c)  
17 shall include the following:

18 (1) An analysis of the current (as of the date  
19 on which the report is submitted) operational de-  
20 mands and staffing levels with respect to the United  
21 States Secret Service.

22 (2) Recommended strategies for reducing over-  
23 time requirements for United States Secret Service  
24 personnel, including—  
25

1 (i) the appointment of additional per-  
2 sonnel;

3 (ii) solutions such that sufficient re-  
4 sources are available throughout each year  
5 without the need for exceptions to, or waiv-  
6 ers of, premium pay limitations;

7 (iii) the redistribution of workload  
8 among United States Secret Service per-  
9 sonnel; and

10 (iv) other improvements in operational  
11 efficiency with respect to the United States  
12 Secret Service.

13 (e) Within the reports required under paragraphs (3)  
14 and (4) of section 2(c) of the Overtime Pay for Protective  
15 Services Act of 2023 (Public Law 118–38; 138 Stat. 13)  
16 that are submitted after the date of enactment of this Act,  
17 the Director shall include information about—

18 (1) the average number of overtime hours and  
19 range of number of overtime hours completed by  
20 United States Secret Service personnel receiving pre-  
21 mium pay above the pay limitation in subsection (a)  
22 of section 5547 of title 5, United States Code; and

23 (2) the average number of overtime hours and  
24 range of number of overtime hours completed by  
25 United States Secret Service personnel who are not

1 fully compensated for their overtime because their  
2 premium pay would be above the pay limitation in  
3 section 2 of the Overtime Pay Protection Act of  
4 2016 (5 U.S.C. 5547 note).

5 (f) The matter preceding the first proviso under the  
6 heading “United States Secret Service—Operations and  
7 Support” in division C of Public Law 118–47 shall be ap-  
8 plied to funds appropriated by this Act by substituting  
9 “\$40,000,000” for “\$24,000,000” and substituting  
10 “2024” for “2023”.

11 SEC. 238. Section 211 of the Department of Home-  
12 land Security Appropriations Act, 2021 (division F of  
13 Public Law 116–260), prohibiting the use of funds for the  
14 construction of fencing in certain areas, shall apply with  
15 respect to funds made available in this Act in the same  
16 manner as such section applied to funds made available  
17 in that Act.

1 TITLE III  
2 PROTECTION, PREPAREDNESS, RESPONSE, AND  
3 RECOVERY  
4 CYBERSECURITY AND INFRASTRUCTURE SECURITY  
5 AGENCY  
6 OPERATIONS AND SUPPORT

7 For necessary expenses of the Cybersecurity and In-  
8 frastructure Security Agency for operations and support,  
9 \$2,218,634,000, which shall be for the purposes and in  
10 the amounts specified in the “Final Bill” column for Cy-  
11 bersecurity and Infrastructure Security Agency, Oper-  
12 ations and Support in the “Department of Homeland Se-  
13 curity Appropriations Act, 2026” table in the explanatory  
14 statement described in section 4 (in the matter preceding  
15 division A of this consolidated Act), of which amounts  
16 made available for Risk Management Operations, National  
17 Infrastructure Simulation Analysis Center shall remain  
18 available until September 30, 2027: *Provided*, That not  
19 to exceed \$3,825 shall be for official reception and rep-  
20 resentation expenses.

21 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

22 For necessary expenses of the Cybersecurity and In-  
23 frastructure Security Agency for procurement, construc-  
24 tion, and improvements, \$386,464,000, to remain avail-  
25 able until September 30, 2028.

1           FEDERAL EMERGENCY MANAGEMENT AGENCY  
2                           OPERATIONS AND SUPPORT

3           For necessary expenses of the Federal Emergency  
4 Management Agency for operations and support,  
5 \$1,667,038,000: *Provided*, That not less than \$3,000,000  
6 shall be for the Emergency Management Assistance Com-  
7 pact: *Provided further*, That not to exceed \$2,250 shall  
8 be for official reception and representation expenses.

9           PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

10          For necessary expenses of the Federal Emergency  
11 Management Agency for procurement, construction, and  
12 improvements, \$156,419,000, of which \$92,794,000 shall  
13 remain available until September 30, 2028, and of which  
14 \$63,625,000 shall remain available until September 30,  
15 2030.

16                           FEDERAL ASSISTANCE

17          For activities of the Federal Emergency Management  
18 Agency for Federal assistance through grants, contracts,  
19 cooperative agreements, and other activities,  
20 \$3,836,748,513, which shall be allocated as follows:

21                   (1) \$494,000,000 for the State Homeland Secu-  
22 rity Grant Program under section 2004 of the  
23 Homeland Security Act of 2002 (6 U.S.C. 605), of  
24 which \$85,500,000 shall be for Operation  
25 Stonegarden and \$14,250,000 shall be for Tribal

1 Homeland Security Grants under section 2005 of  
2 the Homeland Security Act of 2002 (6 U.S.C. 606):  
3 *Provided*, That notwithstanding subsection (c)(4) of  
4 such section 2004, for fiscal year 2026, the Com-  
5 monwealth of Puerto Rico shall make available to  
6 local and tribal governments amounts provided to  
7 the Commonwealth of Puerto Rico under this para-  
8 graph in accordance with subsection (c)(1) of such  
9 section 2004.

10 (2) \$584,250,000 for the Urban Area Security  
11 Initiative under section 2003 of the Homeland Secu-  
12 rity Act of 2002 (6 U.S.C. 604).

13 (3) \$300,000,000 for the Nonprofit Security  
14 Grant Program under section 2009 of the Homeland  
15 Security Act of 2002 (6 U.S.C. 609a), of which  
16 \$150,000,000 is for eligible recipients located in  
17 high-risk urban areas that receive funding under  
18 section 2003 of such Act and \$150,000,000 is for el-  
19 igible recipients that are located outside such areas:  
20 *Provided*, That eligible recipients are those described  
21 in section 2009(b) of such Act (6 U.S.C. 609a(b))  
22 or are an otherwise eligible recipient at risk of a ter-  
23 rorist or other extremist attack.

24 (4) \$99,750,000 for Public Transportation Se-  
25 curity Assistance, Railroad Security Assistance, and

1 Over-the-Road Bus Security Assistance under sec-  
2 tions 1406, 1513, and 1532 of the Implementing  
3 Recommendations of the 9/11 Commission Act of  
4 2007 (6 U.S.C. 1135, 1163, and 1182), of which  
5 \$9,500,000 shall be for Amtrak security and  
6 \$1,900,000 shall be for Over-the-Road Bus Security:  
7 *Provided*, That such public transportation security  
8 assistance shall be provided directly to public trans-  
9 portation agencies.

10 (5) \$95,000,000 for Port Security Grants in ac-  
11 cordance with section 70107 of title 46, United  
12 States Code.

13 (6) \$684,000,000, to remain available until  
14 September 30, 2027, of which \$342,000,000 shall be  
15 for Assistance to Firefighter Grants and  
16 \$342,000,000 shall be for Staffing for Adequate  
17 Fire and Emergency Response Grants under sec-  
18 tions 33 and 34 respectively of the Federal Fire Pre-  
19 vention and Control Act of 1974 (15 U.S.C. 2229  
20 and 2229a).

21 (7) \$337,250,000 for emergency management  
22 performance grants under the National Flood Insur-  
23 ance Act of 1968 (42 U.S.C. 4001 et seq.), the Rob-  
24 ert T. Stafford Disaster Relief and Emergency As-  
25 sistance Act (42 U.S.C. 5121), the Earthquake Haz-

1       ards Reduction Act of 1977 (42 U.S.C. 7701), sec-  
2       tion 762 of title 6, United States Code, and Reorga-  
3       nization Plan No. 3 of 1978 (5 U.S.C. App.).

4           (8) \$297,113,000 for necessary expenses for  
5       Flood Hazard Mapping and Risk Analysis, in addi-  
6       tion to and to supplement any other sums appro-  
7       priated under the National Flood Insurance Fund,  
8       and such additional sums as may be provided by  
9       States or other political subdivisions for cost-shared  
10      mapping activities under section 1360(f)(2) of the  
11      National Flood Insurance Act of 1968 (42 U.S.C.  
12      4101(f)(2)), to remain available until expended.

13          (9) \$11,400,000 for Regional Catastrophic Pre-  
14      paredness Grants.

15          (10) \$11,400,000 for Rehabilitation of High  
16      Hazard Potential Dams under section 8A of the Na-  
17      tional Dam Safety Program Act (33 U.S.C. 467f-2).

18          (11) \$123,500,000 for the emergency food and  
19      shelter program under title III of the McKinney-  
20      Vento Homeless Assistance Act (42 U.S.C. 11331),  
21      to remain available until September 30, 2027: *Pro-*  
22      *vided*, That not to exceed 3.5 percent shall be for  
23      total administrative costs.

24          (12) \$48,000,000 for the Next Generation  
25      Warning System.

1           (13) \$272,671,513 for Community Project  
2 Funding and Congressionally Directed Spending  
3 grants, which shall be for the purposes, and the  
4 amounts, specified in the table entitled “Homeland  
5 Security—Community Project Funding/Congression-  
6 ally Directed Spending” under the “Disclosure of  
7 Earmarks and Congressionally Directed Spending  
8 Items” heading in the explanatory statement de-  
9 scribed in section 4 (in the matter preceding division  
10 A of this consolidated Act), of which—

11           (A) \$82,957,854, in addition to amounts  
12 otherwise made available for such purpose, is  
13 for emergency operations center grants under  
14 section 614 of the Robert T. Stafford Disaster  
15 Relief and Emergency Assistance Act (42  
16 U.S.C. 5196e); and

17           (B) \$189,713,659, in addition to amounts  
18 otherwise made available for such purpose, is  
19 for pre-disaster mitigation grants under section  
20 203 of the Robert T. Stafford Disaster Relief  
21 and Emergency Assistance Act (42 U.S.C.  
22 5133(e)), notwithstanding subsections (f), (g),  
23 and (l) of that section (42 U.S.C. 5133(f), (g),  
24 (l)).

1           (14) \$478,414,000 to sustain current oper-  
2           ations for training, exercises, technical assistance,  
3           and other programs, of which—

4                   (A) \$85,711,000 is for the Center for Do-  
5                   mestic Preparedness;

6                   (B) \$17,100,000 is for the Center for  
7                   Homeland Defense and Security;

8                   (C) \$33,366,000 is for the Emergency  
9                   Management Institute;

10                  (D) \$72,140,000 is for the United States  
11                  Fire Administration;

12                  (E) \$95,950,000 is for the National Do-  
13                  mestic Preparedness Consortium;

14                  (F) \$15,200,000 is for Continuing Train-  
15                  ing Grants;

16                  (G) \$21,266,000 is for the National Exer-  
17                  cise Program;

18                  (H) \$83,657,000 is for the Biological Sup-  
19                  port Program;

20                  (I) \$34,465,000 is for the Securing the  
21                  Cities Program; and

22                  (J) \$19,559,000 is for Countering Weap-  
23                  ons of Mass Destruction Training, Exercises,  
24                  and Readiness.

## 1 DISASTER RELIEF FUND

2 For necessary expenses in carrying out the Robert  
3 T. Stafford Disaster Relief and Emergency Assistance Act  
4 (42 U.S.C. 5121 et seq.), \$26,367,000,000, to remain  
5 available until expended: *Provided*, That such amount  
6 shall be for major disasters declared pursuant to the Rob-  
7 ert T. Stafford Disaster Relief and Emergency Assistance  
8 Act (42 U.S.C. 5121 et seq.) and is designated by the  
9 Congress as being for disaster relief pursuant to a concur-  
10 rent resolution on the budget.

## 11 NATIONAL FLOOD INSURANCE FUND

12 For activities under the National Flood Insurance  
13 Act of 1968 (42 U.S.C. 4001 et seq.), the Flood Disaster  
14 Protection Act of 1973 (42 U.S.C. 4001 et seq.), the  
15 Biggert-Waters Flood Insurance Reform Act of 2012  
16 (Public Law 112–141, 126 Stat. 916), and the Home-  
17 owner Flood Insurance Affordability Act of 2014 (Public  
18 Law 113–89; 128 Stat. 1020), \$226,000,000, to remain  
19 available until September 30, 2027, which shall be derived  
20 from offsetting amounts collected under section 1308(d)  
21 of the National Flood Insurance Act of 1968 (42 U.S.C.  
22 4015(d)); of which \$16,302,000 shall be available for mis-  
23 sion support associated with flood management; and of  
24 which \$209,698,000 shall be available for flood plain man-  
25 agement and flood mapping: *Provided*, That any addi-

1 tional fees collected pursuant to section 1308(d) of the  
2 National Flood Insurance Act of 1968 (42 U.S.C.  
3 4015(d)) shall be credited as offsetting collections to this  
4 account, to be available for flood plain management and  
5 flood mapping: *Provided further*, That in fiscal year 2026,  
6 no funds shall be available from the National Flood Insur-  
7 ance Fund under section 1310 of the National Flood In-  
8 surance Act of 1968 (42 U.S.C. 4017) in excess of—

9 (1) \$230,669,000 for operating expenses and  
10 salaries and expenses associated with flood insurance  
11 operations;

12 (2) \$1,505,000,000 for commissions and taxes  
13 of agents;

14 (3) such sums as are necessary for interest on  
15 Treasury borrowings; and

16 (4) \$175,000,000, which shall remain available  
17 until expended, for flood mitigation actions and for  
18 flood mitigation assistance under section 1366 of the  
19 National Flood Insurance Act of 1968 (42 U.S.C.  
20 4104e), notwithstanding sections 1366(e) and  
21 1310(a)(7) of such Act (42 U.S.C. 4104e(e), 4017):

22 *Provided further*, That the amounts collected under section  
23 102 of the Flood Disaster Protection Act of 1973 (42  
24 U.S.C. 4012a) and section 1366(e) of the National Flood  
25 Insurance Act of 1968 (42 U.S.C. 4104c(e)), shall be de-

1 posited in the National Flood Insurance Fund to supple-  
2 ment other amounts specified as available for section 1366  
3 of the National Flood Insurance Act of 1968, notwith-  
4 standing section 102(f)(8), section 1366(e) of the National  
5 Flood Insurance Act of 1968, and paragraphs (1) through  
6 (3) of section 1367(b) of such Act (42 U.S.C. 4012a(f)(8),  
7 4104c(e), 4104d(b)(1)–(3)): *Provided further*, That total  
8 administrative costs shall not exceed 4 percent of the total  
9 appropriation: *Provided further*, That up to \$4,000,000 is  
10 available to carry out section 24 of the Homeowner Flood  
11 Insurance Affordability Act of 2014 (42 U.S.C. 4033).

12 ADMINISTRATIVE PROVISIONS

13 (INCLUDING TRANSFERS OF FUNDS)

14 SEC. 301. Funds made available under the heading  
15 “Cybersecurity and Infrastructure Security Agency—Op-  
16 erations and Support” may be made available for the nec-  
17 essary expenses of procuring or providing access to cyber-  
18 security threat feeds for branches, agencies, independent  
19 agencies, corporations, establishments, and instrumental-  
20 ities of the Federal Government of the United States,  
21 State, local, tribal, and territorial entities, fusion centers  
22 as described in section 210A of the Homeland Security  
23 Act (6 U.S.C. 124h), and Information Sharing and Anal-  
24 ysis Organizations.

1       SEC. 302. (a) Notwithstanding section 2008(a)(12)  
2 of the Homeland Security Act of 2002 (6 U.S.C.  
3 609(a)(12)) or any other provision of law, not more than  
4 5 percent of the amount of a grant made available in para-  
5 graphs (1) through (5) under “Federal Emergency Man-  
6 agement Agency—Federal Assistance”, may be used by  
7 the recipient for expenses directly related to administra-  
8 tion of the grant.

9       (b) The authority provided in subsection (a) shall also  
10 apply to a state recipient for the administration of a grant  
11 under such paragraph (3).

12       SEC. 303. (a) Applications for grants under the head-  
13 ing “Federal Emergency Management Agency—Federal  
14 Assistance”, for paragraphs (1) through (5), shall be  
15 made available to eligible applicants not later than 60 days  
16 after the date of enactment of this Act, eligible applicants  
17 shall submit applications not later than 80 days after the  
18 grant announcement, and the Administrator of the Fed-  
19 eral Emergency Management Agency shall act within 65  
20 days after the receipt of an application.

21       (b) Amounts appropriated by this Act for “Federal  
22 Emergency Management Agency—Operations and Sup-  
23 port” shall be reduced by \$100,000 for each day past the  
24 60-day requirement that applications are not made avail-  
25 able to eligible applicants as required in subsection (a),

1 and the amount made available under such heading and  
2 specified in the “Department of Homeland Security Ap-  
3 propriations Act, 2026” table in the explanatory state-  
4 ment described in section 4 (in the matter preceding divi-  
5 sion A of this Consolidated Act) for Mission Support shall  
6 be correspondingly reduced by an equivalent amount.

7       SEC. 304. (a) Under the heading “Federal Emer-  
8 gency Management Agency—Federal Assistance”, for  
9 grants under paragraphs (1) through (5), (9), and (10)  
10 the Administrator of the Federal Emergency Management  
11 Agency shall brief the Committees on Appropriations of  
12 the House of Representatives and the Senate five full busi-  
13 ness days in advance of announcing publicly the intention  
14 of making an award.

15       (b) If any such public announcement is made before  
16 five full business days have elapsed following such briefing,  
17 \$1,000,000 of amounts appropriated by this Act for “Fed-  
18 eral Emergency Management Agency—Operations and  
19 Support” shall be rescinded, and the amount made avail-  
20 able under such heading and specified in the “Department  
21 of Homeland Security Appropriations Act, 2026” table in  
22 the explanatory statement described in section 4 (in the  
23 matter preceding division A of this Consolidated Act) for  
24 Mission Support shall be correspondingly reduced by an  
25 equivalent amount.

1           SEC. 305. Under the heading “Federal Emergency  
2 Management Agency—Federal Assistance”, for grants  
3 under paragraphs (1) and (2), the installation of commu-  
4 nications towers is not considered construction of a build-  
5 ing or other physical facility.

6           SEC. 306. The reporting requirements in paragraphs  
7 (1) and (2) under the heading “Federal Emergency Man-  
8 agement Agency—Disaster Relief Fund” in the Depart-  
9 ment of Homeland Security Appropriations Act, 2015  
10 (Public Law 114–4), related to reporting on the Disaster  
11 Relief Fund, shall be applied in fiscal year 2026 with re-  
12 spect to budget year 2027 and current fiscal year 2026,  
13 respectively—

14                   (1) in paragraph (1) by substituting “fiscal  
15 year 2027” for “fiscal year 2016”; and

16                   (2) in paragraph (2) by inserting “business”  
17 after “fifth”.

18           SEC. 307. In making grants under the heading “Fed-  
19 eral Emergency Management Agency—Federal Assist-  
20 ance”, for Staffing for Adequate Fire and Emergency Re-  
21 sponse grants, the Administrator of the Federal Emer-  
22 gency Management Agency may grant waivers from the  
23 requirements in subsections (a)(1)(A), (a)(1)(B),  
24 (a)(1)(E), (c)(1), (c)(2), and (c)(4) of section 34 of the

1 Federal Fire Prevention and Control Act of 1974 (15  
2 U.S.C. 2229a).

3 SEC. 308. (a) The aggregate charges assessed during  
4 fiscal year 2026, as authorized in title III of the Depart-  
5 ments of Veterans Affairs and Housing and Urban Devel-  
6 opment, and Independent Agencies Appropriations Act,  
7 1999 (42 U.S.C. 5196e), shall not be less than 100 per-  
8 cent of the amounts anticipated by the Department of  
9 Homeland Security to be necessary for its Radiological  
10 Emergency Preparedness Program for the next fiscal year.

11 (b) The methodology for assessment and collection of  
12 fees shall be fair and equitable and shall reflect costs of  
13 providing such services, including administrative costs of  
14 collecting such fees.

15 (c) Such fees shall be deposited in a Radiological  
16 Emergency Preparedness Program account as offsetting  
17 collections and will become available for authorized pur-  
18 poses on October 1, 2026, and remain available until ex-  
19 pended.

20 SEC. 309. In making grants under the heading “Fed-  
21 eral Emergency Management Agency—Federal Assist-  
22 ance”, for Assistance to Firefighter Grants, the Adminis-  
23 trator of the Federal Emergency Management Agency  
24 may waive subsection (k) of section 33 of the Federal Fire  
25 Prevention and Control Act of 1974 (15 U.S.C. 2229).

1           SEC. 310. Any unobligated balances of funds appro-  
2           priated in any prior Act for activities funded by the Na-  
3           tional Predisaster Mitigation Fund under section 203 of  
4           the Robert T. Stafford Disaster Relief and Emergency As-  
5           sistance Act (42 U.S.C. 5133), as in effect on the day  
6           before the date of enactment of section 1234 of division  
7           D of Public Law 115–254, shall be transferred to and  
8           merged with funds set aside pursuant to subsection (i)(1)  
9           of section 203 of the Robert T. Stafford Disaster Relief  
10          and Emergency Assistance Act (42 U.S.C. 5133), as in  
11          effect on the date of the enactment of this section.

12          SEC. 311. Any unobligated balances of funds appro-  
13          priated under the heading “Federal Emergency Manage-  
14          ment Agency—Flood Hazard Mapping and Risk Analysis  
15          Program” in any prior Act shall be transferred to and  
16          merged with funds appropriated under the heading “Fed-  
17          eral Emergency Management Agency—Federal Assist-  
18          ance” for necessary expenses for Flood Hazard Mapping  
19          and Risk Analysis: *Provided*, That funds transferred pur-  
20          suant to this section shall be in addition to and supple-  
21          ment any other sums appropriated for such purposes  
22          under the National Flood Insurance Fund and such addi-  
23          tional sums as may be provided by States or other political  
24          subdivisions for cost-shared mapping activities under sec-  
25          tion 1360(f)(2) of the National Flood Insurance Act of

1 1968 (42 U.S.C. 4101(f)(2)), to remain available until ex-  
2 pended.

3 SEC. 312. Each award for grants under the heading  
4 “Federal Emergency Management Agency—Federal As-  
5 sistance” for paragraphs (1) through (10) and (12), shall  
6 have a period of performance, as defined by 2 CFR 200.1,  
7 that shall be of not less than three years and not more  
8 than five years.

9 SEC. 313. (a) The Administrator of the Federal  
10 Emergency Management Agency shall post an interactive  
11 dashboard on the public-facing website of the Federal  
12 Emergency Management Agency with any request for re-  
13 imbursement for a covered expense, delineated by state  
14 and any amount for individual assistance or public assist-  
15 ance related to emergency (42 U.S.C. 5122(1)) or major  
16 disaster (42 U.S.C. 5122(2)) declarations under the Rob-  
17 ert T. Stafford Disaster Relief and Emergency Assistance  
18 Act (42 U.S.C. 5121 et seq.)—

19 (1) not more than 90 days after such informa-  
20 tion has been received by the Federal Emergency  
21 Management Agency; and

22 (2) not more than 60 days after such informa-  
23 tion is under final review by the Department of  
24 Homeland Security.

1           (b) The information in the interactive dashboard ref-  
2           erenced in subsection (a) shall include at a minimum the  
3           information listed in subparagraphs (1) through (7) under  
4           the heading in the paragraph titled “Public and Individual  
5           Assistance” in the explanatory statement described in sec-  
6           tion 4 (in the matter preceding division A of this consoli-  
7           dated Act).

8           SEC. 314. (a) None of the funds appropriated in this  
9           Act may be used to pause a training or grant funded  
10          under the heading “Federal Emergency Management  
11          Agency—Federal Assistance”.

12          (b) Subsection (a) shall not apply if the Secretary of  
13          Homeland Security notifies the Committees on Appropria-  
14          tions of the House of Representatives and the Senate not  
15          more than 10 business days in advance of the pause.

16          (c) The notification required by subsection (b) shall  
17          include an explanation for the pause, plans to make up  
18          any missed classes resulting from the pause, and the budg-  
19          etary impact of any paused training.

20          (d) The Secretary may waive the requirement in sub-  
21          section (b) in the event of extraordinary circumstances  
22          that imminently threaten the safety of human life or the  
23          protection of property.

1 TITLE IV  
2 RESEARCH, DEVELOPMENT, TRAINING, AND  
3 SERVICES

4 U.S. CITIZENSHIP AND IMMIGRATION SERVICES  
5 OPERATIONS AND SUPPORT

6 For necessary expenses of U.S. Citizenship and Im-  
7 migration Services for operations and support, including  
8 for the E-Verify Program, \$122,941,000: *Provided*, That  
9 such amounts shall be in addition to any other amounts  
10 made available for such purposes, and shall not be con-  
11 strued to require any reduction of any fee described in  
12 section 286(m) of the Immigration and Nationality Act  
13 (8 U.S.C. 1356(m)): *Provided further*, That not to exceed  
14 \$5,000 shall be for official reception and representation  
15 expenses.

16 FEDERAL LAW ENFORCEMENT TRAINING CENTERS  
17 OPERATIONS AND SUPPORT

18 For necessary expenses of the Federal Law Enforce-  
19 ment Training Centers for operations and support, includ-  
20 ing the purchase of not to exceed 117 vehicles for police-  
21 type use and hire of passenger motor vehicles, and services  
22 as authorized by section 3109 of title 5, United States  
23 Code, \$379,837,000, of which \$75,551,000 shall remain  
24 available until September 30, 2027: *Provided*, That not

1 to exceed \$7,180 shall be for official reception and rep-  
2 resentation expenses.

3       PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

4       For necessary expenses of the Federal Law Enforce-  
5 ment Training Centers for procurement, construction, and  
6 improvements, \$18,300,000, to remain available until Sep-  
7 tember 30, 2030, for acquisition of necessary additional  
8 real property and facilities, construction and ongoing  
9 maintenance, facility improvements, and related expenses  
10 of the Federal Law Enforcement Training Centers.

11               SCIENCE AND TECHNOLOGY DIRECTORATE

12                               OPERATIONS AND SUPPORT

13       For necessary expenses of the Science and Tech-  
14 nology Directorate for operations and support, including  
15 the purchase or lease of not to exceed 5 vehicles,  
16 \$352,802,000, of which \$201,183,000 shall remain avail-  
17 able until September 30, 2027: *Provided*, That not to ex-  
18 ceed \$10,000 shall be for official reception and representa-  
19 tion expenses.

20       PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

21       For necessary expenses of the Science and Tech-  
22 nology Directorate for procurement, construction, and im-  
23 provements, \$51,500,000, to remain available until Sep-  
24 tember 30, 2030.

## 1 RESEARCH AND DEVELOPMENT

2 For necessary expenses of the Science and Tech-  
3 nology Directorate for research and development,  
4 \$426,904,000, to remain available until September 30,  
5 2028.

## 6 ADMINISTRATIVE PROVISIONS

7 SEC. 401. (a) Notwithstanding any other provision  
8 of law, funds otherwise made available to U.S. Citizenship  
9 and Immigration Services may be used to acquire, operate,  
10 equip, and dispose of up to 5 vehicles, for replacement  
11 only, for areas where the Administrator of General Serv-  
12 ices does not provide vehicles for lease.

13 (b) The Director of U.S. Citizenship and Immigration  
14 Services may authorize employees who are assigned to  
15 those areas to use such vehicles to travel between the em-  
16 ployees' residences and places of employment.

17 SEC. 402. None of the funds appropriated by this Act  
18 may be used to process or approve a competition under  
19 Office of Management and Budget Circular A-76 for serv-  
20 ices provided by employees (including employees serving  
21 on a temporary or term basis) of U.S. Citizenship and Im-  
22 migration Services of the Department of Homeland Secu-  
23 rity who are known as Immigration Information Officers,  
24 Immigration Service Analysts, Contact Representatives,  
25 Investigative Assistants, or Immigration Services Officers.

1        SEC. 403. Notwithstanding any other provision of  
2 law, any Federal funds made available to U.S. Citizenship  
3 and Immigration Services may be used for the collection  
4 and use of biometrics taken at a U.S. Citizenship and Im-  
5 migration Services Application Support Center that is  
6 overseen virtually by U.S. Citizenship and Immigration  
7 Services personnel using appropriate technology.

8        SEC. 404. The Director of the Federal Law Enforce-  
9 ment Training Centers is authorized to distribute funds  
10 to Federal law enforcement agencies for expenses incurred  
11 participating in training accreditation.

12       SEC. 405. The Federal Law Enforcement Training  
13 Accreditation Board, including representatives from the  
14 Federal law enforcement community and non-Federal ac-  
15 creditation experts involved in law enforcement training,  
16 shall lead the Federal law enforcement training accredita-  
17 tion process to continue the implementation of measuring  
18 and assessing the quality and effectiveness of Federal law  
19 enforcement training programs, facilities, and instructors.

20       SEC. 406. (a) The Director of the Federal Law En-  
21 forcement Training Centers may accept transfers to its  
22 “Procurement, Construction, and Improvements” account  
23 from Government agencies requesting the construction of  
24 special use facilities, as authorized by the Economy Act  
25 (31 U.S.C. 1535(b)).

1           (b) The Federal Law Enforcement Training Centers  
2 shall maintain administrative control and ownership upon  
3 completion of such facilities.

4           SEC. 407. The functions of the Federal Law Enforce-  
5 ment Training Centers instructor staff shall be classified  
6 as inherently governmental for purposes of the Federal  
7 Activities Inventory Reform Act of 1998 (31 U.S.C. 501  
8 note).

1

## TITLE V

2

## GENERAL PROVISIONS

3

(INCLUDING TRANSFERS AND RESCISSIONS OF FUNDS)

4

SEC. 501. No part of any appropriation contained in

5

this Act shall remain available for obligation beyond the

6

current fiscal year unless expressly so provided herein.

7

SEC. 502. Subject to the requirements of section 503

8

of this Act, the unexpended balances of prior appropria-

9

tions provided for activities in this Act may be transferred

10

to appropriation accounts for such activities established

11

pursuant to this Act, may be merged with funds in the

12

applicable established accounts, and thereafter may be ac-

13

counted for as one fund for the same time period as origi-

14

nally enacted.

15

SEC. 503. (a) None of the funds provided by this Act,

16

provided by previous appropriations Acts to the compo-

17

nents in or transferred to the Department of Homeland

18

Security that remain available for obligation or expendi-

19

ture in fiscal year 2026, or provided from any accounts

20

in the Treasury of the United States derived by the collec-

21

tion of fees available to the components funded by this

22

Act, shall be available for obligation or expenditure

23

through a reprogramming of funds that—

24

(1) creates or eliminates a program, project, or

25

activity, or increases funds for any program, project,

1 or activity for which funds have been denied or re-  
2 stricted by the Congress;

3 (2) contracts out any function or activity pres-  
4 ently performed by Federal employees or any new  
5 function or activity proposed to be performed by  
6 Federal employees in the President's budget pro-  
7 posal for fiscal year 2026 for the Department of  
8 Homeland Security;

9 (3) augments funding for existing programs,  
10 projects, or activities in excess of \$5,000,000 or 10  
11 percent, whichever is less;

12 (4) reduces funding for any program, project,  
13 or activity, or numbers of personnel, by 10 percent  
14 or more; or

15 (5) results from any general savings from a re-  
16 duction in personnel that would result in a change  
17 in funding levels for programs, projects, or activities  
18 as approved by the Congress.

19 (b) Subsection (a) shall not apply if the Committees  
20 on Appropriations of the House of Representatives and the  
21 Senate are notified at least 30 days in advance of such  
22 reprogramming.

23 (c) Up to 5 percent of any appropriation made avail-  
24 able for the current fiscal year for the Department of  
25 Homeland Security by this Act or provided by previous

1 appropriations Acts may be transferred between such ap-  
2 propriations if the Committees on Appropriations of the  
3 House of Representatives and the Senate are notified at  
4 least 30 days in advance of such transfer, but no such  
5 appropriation, except as otherwise specifically provided,  
6 shall be increased by more than 10 percent by such trans-  
7 fer.

8 (d) Notwithstanding subsections (a), (b), and (c), no  
9 funds shall be reprogrammed within or transferred be-  
10 tween appropriations—

11 (1) based upon an initial notification provided  
12 after June 15, except in extraordinary circumstances  
13 that imminently threaten the safety of human life or  
14 the protection of property;

15 (2) to increase or decrease funding for grant  
16 programs; or

17 (3) to create a program, project, or activity  
18 pursuant to subsection (a)(1), including any new  
19 function or requirement within any program, project,  
20 or activity, not approved by Congress in the consid-  
21 eration of the enactment of this Act.

22 (e) The notification thresholds and procedures set  
23 forth in subsections (a), (b), (c), and (d) shall apply to  
24 any use of deobligated balances of funds provided in pre-  
25 vious Department of Homeland Security Appropriations

1 Acts that remain available for obligation in the current  
2 year.

3 (f) Notwithstanding subsection (c), the Secretary of  
4 Homeland Security may transfer to the fund established  
5 by 8 U.S.C. 1101 note, up to \$20,000,000 from appro-  
6 priations available to the Department of Homeland Secu-  
7 rity: *Provided*, That the Secretary shall notify the Com-  
8 mittees on Appropriations of the House of Representatives  
9 and the Senate at least 5 days in advance of such transfer.

10 SEC. 504. (a) Section 504 of the Department of  
11 Homeland Security Appropriations Act, 2017 (division F  
12 of Public Law 115–31), related to the operations of a  
13 working capital fund, shall apply with respect to funds  
14 made available in this Act in the same manner as such  
15 section applied to funds made available in that Act.

16 (b) Funds from such working capital fund may be  
17 obligated and expended in anticipation of reimbursements  
18 from components of the Department of Homeland Secu-  
19 rity.

20 SEC. 505. (a) Except as otherwise specifically pro-  
21 vided by law, not to exceed 50 percent of unobligated bal-  
22 ances remaining available at the end of fiscal year 2026,  
23 as recorded in the financial records at the time of a re-  
24 programming notification, but not later than June 15,  
25 2027, from appropriations for “Operations and Support”

1 for fiscal year 2026 in this Act shall remain available  
2 through September 30, 2027, in the account and for the  
3 purposes for which the appropriations were provided.

4 (b) Prior to the obligation of such funds, a notifica-  
5 tion shall be submitted to the Committees on Appropria-  
6 tions of the House of Representatives and the Senate in  
7 accordance with section 503 of this Act.

8 SEC. 506. (a) Funds made available by this Act for  
9 intelligence activities are deemed to be specifically author-  
10 ized by the Congress for purposes of section 504 of the  
11 National Security Act of 1947 (50 U.S.C. 414) during fis-  
12 cal year 2026 until the enactment of an Act authorizing  
13 intelligence activities for fiscal year 2026.

14 (b) Amounts described in subsection (a) made avail-  
15 able for “Intelligence, Analysis, and Situational Aware-  
16 ness—Operations and Support” that exceed the amounts  
17 in such authorization for such account shall be transferred  
18 to and merged with amounts made available under the  
19 heading “Management Directorate—Operations and Sup-  
20 port”.

21 (c) Prior to the obligation of any funds transferred  
22 under subsection (b), the Undersecretary for Management  
23 shall brief the Committees on Appropriations of the House  
24 of Representatives and the Senate on a plan for the use  
25 of such funds.

1       SEC. 507. (a) The Secretary of Homeland Security,  
2 or the designee of the Secretary, shall notify the Commit-  
3 tees on Appropriations of the House of Representatives  
4 and the Senate at least three full business days in advance  
5 of—

6           (1) making or awarding a grant allocation or  
7 grant in excess of \$1,000,000 or a grant made from  
8 the Disaster Relief Fund in excess of \$100,000;

9           (2) making or awarding a contract, other trans-  
10 action agreement, or task or delivery order on a  
11 multiple award contract, or to issue a letter of intent  
12 totaling in excess of \$2,000,000;

13           (3) awarding a task or delivery order requiring  
14 an obligation of funds in an amount greater than  
15 \$5,000,000 from multi-year Department of Home-  
16 land Security funds;

17           (4) making a sole-source grant award; or

18           (5) announcing publicly the intention to make  
19 or award items under paragraph (1), (2), (3), or (4)  
20 including a contract covered by the Federal Acquisi-  
21 tion Regulation.

22       (b) If the Secretary of Homeland Security determines  
23 that compliance with this section would pose a substantial  
24 risk to human life, health, or safety, an award may be  
25 made without notification, and the Secretary shall notify

1 the Committees on Appropriations of the House of Rep-  
2 resentatives and the Senate not later than three full busi-  
3 ness days after such an award is made or letter issued.

4 (c) A notification under this section—

5 (1) may not involve funds that are not available  
6 for obligation; and

7 (2) shall include the amount of the award; the  
8 fiscal year for which the funds for the award were  
9 appropriated; the type of contract; and the account  
10 from which the funds are being drawn.

11 SEC. 508. Notwithstanding any other provision of  
12 law, no agency shall purchase, construct, or lease any ad-  
13 ditional facilities, except within or contiguous to existing  
14 locations, to be used for the purpose of conducting Federal  
15 law enforcement training without advance notification to  
16 the Committees on Appropriations of the House of Rep-  
17 resentatives and the Senate, except that the Federal Law  
18 Enforcement Training Centers is authorized to obtain the  
19 temporary use of additional facilities by lease, contract,  
20 or other agreement for training that cannot be accommo-  
21 dated in existing Centers' facilities.

22 SEC. 509. None of the funds appropriated or other-  
23 wise made available by this Act may be used for expenses  
24 for any construction, repair, alteration, or acquisition  
25 project for which a prospectus otherwise required under

1 chapter 33 of title 40, United States Code, has not been  
2 approved, except that necessary funds may be expended  
3 for each project for required expenses for the development  
4 of a proposed prospectus.

5 SEC. 510. Sections 522 and 530 of the Department  
6 of Homeland Security Appropriations Act, 2008 (division  
7 E of Public Law 110–161; 121 Stat. 2073 and 2074) shall  
8 apply with respect to funds made available in this Act in  
9 the same manner as such sections applied to funds made  
10 available in that Act.

11 SEC. 511. (a) None of the funds made available in  
12 this Act may be used in contravention of the applicable  
13 provisions of the Buy American Act.

14 (b) For purposes of subsection (a), the term “Buy  
15 American Act” means chapter 83 of title 41, United  
16 States Code.

17 SEC. 512. None of the funds made available in this  
18 Act may be used to amend the oath of allegiance required  
19 by section 337 of the Immigration and Nationality Act  
20 (8 U.S.C. 1448).

21 SEC. 513. (a) None of the funds provided or other-  
22 wise made available by this Act may be made available  
23 to carry out section 872 of the Homeland Security Act  
24 of 2002 (6 U.S.C. 452) unless explicitly authorized by the  
25 Congress after the date of enactment of this Act.

1 (b) Subsection (a) shall not apply to the use of the  
2 authorities provided by such section 872—

3 (1) to allocate or reallocate the functions of the  
4 Assistant Secretary for the Countering Weapons of  
5 Mass Destruction Office to other offices and organi-  
6 zational units within the Department consistent with  
7 the “Countering Weapons of Mass Destruction”  
8 table in the explanatory statement described in sec-  
9 tion 4 (in the matter preceding division A of this  
10 consolidated Act); or

11 (2) to allocate or reallocate any other functions  
12 of the Countering Weapons of Mass Destruction Of-  
13 fice to other offices and organizational units within  
14 the Department consistent with the “Countering  
15 Weapons of Mass Destruction” table in the explana-  
16 tory statement described in section 4 (in the matter  
17 preceding division A of this consolidated Act).

18 (c) Notwithstanding subsection (a), the Secretary  
19 may transfer funds made available in prior appropriations  
20 Acts to the Countering Weapons of Mass Destruction Of-  
21 fice between any appropriations available to the Depart-  
22 ment as necessary to carry out the purposes described in  
23 subsection (b).

1       SEC. 514. None of the funds made available in this  
2 Act may be used for planning, testing, piloting, or devel-  
3 oping a national identification card.

4       SEC. 515. Any official that is required by this Act  
5 to report or to certify to the Committees on Appropria-  
6 tions of the House of Representatives and the Senate may  
7 not delegate such authority to perform that act unless spe-  
8 cifically authorized herein.

9       SEC. 516. None of the funds made available in this  
10 Act may be used for first-class travel by the employees  
11 of agencies funded by this Act in contravention of sections  
12 301–10.122 through 301–10.124 of title 41, Code of Fed-  
13 eral Regulations.

14       SEC. 517. None of the funds made available in this  
15 Act may be used to employ workers described in section  
16 274A(h)(3) of the Immigration and Nationality Act (8  
17 U.S.C. 1324a(h)(3)).

18       SEC. 518. Notwithstanding any other provision of  
19 this Act, none of the funds appropriated or otherwise  
20 made available by this Act may be used to pay award or  
21 incentive fees for contractor performance that has been  
22 judged to be below satisfactory performance or perform-  
23 ance that does not meet the basic requirements of a con-  
24 tract.

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

5       (b) Nothing in subsection (a) shall limit the use of  
6 funds necessary for any Federal, State, tribal, territorial,  
7 or local law enforcement agency or any other entity car-  
8 rying out criminal investigations, prosecution, or judicia-  
9 tion activities.

10       SEC. 520. None of the funds made available in this  
11 Act may be used by a Federal law enforcement officer to  
12 facilitate the transfer of an operable firearm to an indi-  
13 vidual if the Federal law enforcement officer knows or sus-  
14 pects that the individual is an agent of a drug cartel unless  
15 law enforcement personnel of the United States continu-  
16 ously monitor or control the firearm at all times.

17       SEC. 521. (a) None of the funds made available in  
18 this Act may be used to pay for the travel to or attendance  
19 of more than 50 employees of a single component of the  
20 Department of Homeland Security, who are stationed in  
21 the United States, at a single international conference un-  
22 less the Secretary of Homeland Security, or a designee,  
23 determines that such attendance is in the national interest  
24 and notifies the Committees on Appropriations of the  
25 House of Representatives and the Senate within at least

1 10 days of that determination and the basis for that deter-  
2 mination.

3 (b) For purposes of this section the term “inter-  
4 national conference” shall mean a conference occurring  
5 outside of the United States attended by representatives  
6 of the United States Government and of foreign govern-  
7 ments, international organizations, or nongovernmental  
8 organizations.

9 (c) The total cost to the Department of Homeland  
10 Security of any such conference shall not exceed \$500,000.

11 (d) Employees who attend a conference virtually  
12 without travel away from their permanent duty station  
13 within the United States shall not be counted for purposes  
14 of this section, and the prohibition contained in this sec-  
15 tion shall not apply to payments for the costs of attend-  
16 ance for such employees.

17 SEC. 522. None of the funds made available in this  
18 Act may be used to reimburse any Federal department  
19 or agency for its participation in a National Special Secu-  
20 rity Event.

21 SEC. 523. (a) None of the funds made available to  
22 the Department of Homeland Security by this or any other  
23 Act may be obligated for the implementation of any struc-  
24 tural pay reform or the introduction of any new position  
25 classification that will affect more than 100 full-time posi-

1 tions or costs more than \$5,000,000 in a single year be-  
2 fore the end of the 30-day period beginning on the date  
3 on which the Secretary of Homeland Security submits to  
4 Congress a notification that includes—

5 (1) the number of full-time positions affected by  
6 such change;

7 (2) funding required for such change for the  
8 current fiscal year and through the Future Years  
9 Homeland Security Program;

10 (3) justification for such change; and

11 (4) for a structural pay reform, an analysis of  
12 compensation alternatives to such change that were  
13 considered by the Department.

14 (b) Subsection (a) shall not apply to such change if—

15 (1) it was proposed in the President's budget  
16 proposal for the fiscal year funded by this Act; and

17 (2) funds for such change have not been explic-  
18 itly denied or restricted in this Act.

19 SEC. 524. (a) Any agency receiving funds made avail-  
20 able in this Act shall, subject to subsections (b) and (c),  
21 post on the public website of that agency any report re-  
22 quired to be submitted by the Committees on Appropria-  
23 tions of the House of Representatives and the Senate in  
24 this Act, upon the determination by the head of the agency  
25 that it shall serve the national interest.

1 (b) Subsection (a) shall not apply to a report if—

2 (1) the public posting of the report com-  
3 promises homeland or national security; or

4 (2) the report contains proprietary information.

5 (c) The head of the agency posting such report shall  
6 do so only after such report has been made available to  
7 the Committees on Appropriations of the House of Rep-  
8 resentatives and the Senate for not less than 45 days ex-  
9 cept as otherwise specified in law.

10 (d) If the requirements of this section are not met,  
11 the reprogramming and transfer authority provided in sec-  
12 tion 503 of this Act shall be suspended until the require-  
13 ments of subsection (a) are met.

14 SEC. 525. (a) Funding provided in this Act for “Op-  
15 erations and Support” may be used for minor procure-  
16 ment, construction, and improvements.

17 (b) For purposes of subsection (a), “minor” refers  
18 to end items with a unit cost of \$250,000 or less for per-  
19 sonal property, and \$4,000,000 or less for real property.

20 SEC. 526. The authority provided by section 532 of  
21 the Department of Homeland Security Appropriations  
22 Act, 2018 (Public Law 115–141) regarding primary and  
23 secondary schooling of dependents shall continue in effect  
24 during fiscal year 2026.

1           SEC. 527. (a) Except as provided in subsection (b),  
2 none of the funds made available in this Act may be used  
3 to place restraints on a woman in the custody of the De-  
4 partment of Homeland Security (including during trans-  
5 port, in a detention facility, or at an outside medical facil-  
6 ity) who is pregnant or in post-delivery recuperation.

7           (b) Subsection (a) shall not apply with respect to a  
8 pregnant woman if—

9                   (1) an appropriate official of the Department of  
10 Homeland Security makes an individualized deter-  
11 mination that the woman—

12                           (A) is a serious flight risk, and such risk  
13 cannot be prevented by other means; or

14                           (B) poses an immediate and serious threat  
15 to harm herself or others that cannot be pre-  
16 vented by other means; or

17                   (2) a medical professional responsible for the  
18 care of the pregnant woman determines that the use  
19 of therapeutic restraints is appropriate for the med-  
20 ical safety of the woman.

21           (c) If a pregnant woman is restrained pursuant to  
22 subsection (b), only the safest and least restrictive re-  
23 straints, as determined by the appropriate medical profes-  
24 sional treating the woman, may be used. In no case may  
25 restraints be used on a woman who is in active labor or

1 delivery, and in no case may a pregnant woman be re-  
2 strained in a face-down position with four-point restraints,  
3 on her back, or in a restraint belt that constricts the area  
4 of the pregnancy. A pregnant woman who is immobilized  
5 by restraints shall be positioned, to the maximum extent  
6 feasible, on her left side.

7       SEC. 528. (a) None of the funds made available by  
8 this Act may be used to destroy any document, recording,  
9 or other record pertaining to any—

10           (1) death of;

11           (2) potential sexual assault or abuse per-  
12       petrated against; or

13           (3) allegation of abuse, criminal activity, or dis-  
14       ruption committed by an individual held in the cus-  
15       tody of the Department of Homeland Security.

16       (b) The records referred to in subsection (a) shall be  
17 made available, in accordance with applicable laws and  
18 regulations, and Federal rules governing disclosure in liti-  
19 gation, to an individual who has been charged with a  
20 crime, been placed into segregation, or otherwise punished  
21 as a result of an allegation described in paragraph (3),  
22 upon the request of such individual.

23       SEC. 529. Section 519 of division F of Public Law  
24 114–113, regarding a prohibition on funding for any posi-  
25 tion designated as a Principal Federal Official, shall apply

1 with respect to any Federal funds in the same manner  
2 as such section applied to funds made available in that  
3 Act.

4       SEC. 530. (a) Not later than 10 days after the date  
5 on which the budget of the President for a fiscal year is  
6 submitted to Congress pursuant to section 1105(a) of title  
7 31, United States Code, the Under Secretary for Manage-  
8 ment of Homeland Security shall submit to the Commit-  
9 tees on Appropriations of the House of Representatives  
10 and the Senate a report on the unfunded priorities, for  
11 the Department of Homeland Security and separately for  
12 each departmental component, for which discretionary  
13 funding would be classified as budget function 050.

14       (b) Each report under this section shall specify, for  
15 each such unfunded priority—

16           (1) a summary description, including the objec-  
17 tives to be achieved if such priority is funded  
18 (whether in whole or in part);

19           (2) the description, including the objectives to  
20 be achieved if such priority is funded (whether in  
21 whole or in part);

22           (3) account information, including the following  
23 (as applicable):

24                   (A) appropriation account; and

1 (B) program, project, or activity name;  
2 and

3 (4) the additional number of full-time or part-  
4 time positions to be funded as part of such priority.

5 (c) In this section, the term “unfunded priority”, in  
6 the case of a fiscal year, means a requirement that—

7 (1) is not funded in the budget referred to in  
8 subsection (a);

9 (2) is necessary to fulfill a requirement associ-  
10 ated with an operational or contingency plan for the  
11 Department; and

12 (3) would have been recommended for funding  
13 through the budget referred to in subsection (a) if—

14 (A) additional resources had been available  
15 for the budget to fund the requirement;

16 (B) the requirement has emerged since the  
17 budget was formulated; or

18 (C) the requirement is necessary to sustain  
19 prior-year investments.

20 SEC. 531. (a) Not later than 10 days after a deter-  
21 mination is made by the President to evaluate and initiate  
22 protection under any authority for a former or retired  
23 Government official or employee, or for an individual who,  
24 during the duration of the directed protection, will become  
25 a former or retired Government official or employee (re-

1 referred to in this section as a “covered individual”), the  
2 Secretary of Homeland Security shall submit a notifica-  
3 tion to congressional leadership and the Committees on  
4 Appropriations of the House of Representatives and the  
5 Senate, the Committees on the Judiciary of the House of  
6 Representatives and the Senate, the Committee on Home-  
7 land Security of the House of Representatives, the Com-  
8 mittee on Homeland Security and Governmental Affairs  
9 of the Senate, and the Committee on Oversight and Re-  
10 form of the House of Representatives (referred to in this  
11 section as the “appropriate congressional committees”).

12 (b) Such notification may be submitted in classified  
13 form, if necessary, and in consultation with the Director  
14 of National Intelligence or the Director of the Federal Bu-  
15 reau of Investigation, as appropriate, and shall include the  
16 threat assessment, scope of the protection, and the antici-  
17 pated cost and duration of such protection.

18 (c) Not later than 15 days before extending, or 30  
19 days before terminating, protection for a covered indi-  
20 vidual, the Secretary of Homeland Security shall submit  
21 a notification regarding the extension or termination and  
22 any change to the threat assessment to the congressional  
23 leadership and the appropriate congressional committees.

24 (d) Not later than 45 days after the date of enact-  
25 ment of this Act, and quarterly thereafter, the Secretary

1 shall submit a report to the congressional leadership and  
2 the appropriate congressional committees, which may be  
3 submitted in classified form, if necessary, detailing each  
4 covered individual, and the scope and associated cost of  
5 protection.

6 SEC. 532. (a) None of the funds provided to the De-  
7 partment of Homeland Security in this or any prior Act  
8 may be used by an agency to submit an initial project pro-  
9 posal to the Technology Modernization Fund (as author-  
10 ized by section 1078 of subtitle G of title X of the National  
11 Defense Authorization Act for Fiscal Year 2018 (Public  
12 Law 115–91)) unless, concurrent with the submission of  
13 an initial project proposal to the Technology Moderniza-  
14 tion Board, the head of the agency—

15 (1) notifies the Committees on Appropriations  
16 of the House of Representatives and the Senate of  
17 the proposed submission of the project proposal;

18 (2) submits to the Committees on Appropria-  
19 tions a copy of the project proposal; and

20 (3) provides a detailed analysis of how the pro-  
21 posed project funding would supplement or supplant  
22 funding requested as part of the Department’s most  
23 recent budget submission.

24 (b) None of the funds provided to the Department  
25 of Homeland Security by the Technology Modernization

1 Fund shall be available for obligation until 15 days after  
2 a report on such funds has been transmitted to the Com-  
3 mittees on Appropriations of the House of Representatives  
4 and the Senate.

5 (c) The report described in subsection (b) shall in-  
6 clude—

7 (1) the full project proposal submitted to and  
8 approved by the Fund's Technology Modernization  
9 Board;

10 (2) the finalized interagency agreement between  
11 the Department and the Fund including the  
12 project's deliverables and repayment terms, as appli-  
13 cable;

14 (3) a detailed analysis of how the project will  
15 supplement or supplant existing funding available to  
16 the Department for similar activities;

17 (4) a plan for how the Department will repay  
18 the Fund, including specific planned funding  
19 sources, as applicable; and

20 (5) other information as determined by the Sec-  
21 retary.

22 SEC. 533. Within 60 days of any budget submission  
23 for the Department of Homeland Security for fiscal year  
24 2027 that assumes revenues or proposes a reduction from  
25 the previous year based on user fees proposals that have

1 not been enacted into law prior to the submission of the  
2 budget, the Secretary of Homeland Security shall provide  
3 the Committees on Appropriations of the House of Rep-  
4 resentatives and the Senate specific reductions in proposed  
5 discretionary budget authority commensurate with the  
6 revenues assumed in such proposals in the event that they  
7 are not enacted prior to October 1, 2026.

8       SEC. 534. None of the funds made available by this  
9 Act may be obligated or expended to implement the Arms  
10 Trade Treaty until the Senate approves a resolution of  
11 ratification for the Treaty.

12       SEC. 535. No Federal funds made available to the  
13 Department of Homeland Security may be used to enter  
14 into a procurement contract, memorandum of under-  
15 standing, or cooperative agreement with, or make a grant  
16 to, or provide a loan or guarantee to, any entity identified  
17 under section 1260H of the William M. (Mac) Thornberry  
18 National Defense Authorization Act for Fiscal Year 2021  
19 (Public Law 116–283) or any subsidiary of such entity.

20       SEC. 536. None of the funds appropriated or other-  
21 wise made available in this or any other Act may be used  
22 to transfer, release, or assist in the transfer or release to  
23 or within the United States, its territories, or possessions  
24 Khalid Sheikh Mohammed or any other detainee who—

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

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

6       SEC. 537. (a) The Secretary of Homeland Security  
7 shall, on a monthly basis beginning immediately after the  
8 date of enactment of this Act, develop estimates of the  
9 number of migrants anticipated to arrive at the southwest  
10 border of the United States.

11       (b) The Secretary shall ensure that, at a minimum,  
12 the estimates developed pursuant to subsection (a)—

13           (1) cover the current fiscal year and the fol-  
14 lowing fiscal year;

15           (2) include a breakout by demographic, to in-  
16 clude single adults, family units, and unaccompanied  
17 children;

18           (3) undergo an independent validation and  
19 verification review;

20           (4) are used to inform policy planning and  
21 budgeting processes within the Department of  
22 Homeland Security; and

23           (5) are included in the budget materials sub-  
24 mitted to Congress for each fiscal year beginning

1 after the date of enactment of this Act and in sup-  
2 port of—

3 (A) the President’s annual budget request  
4 pursuant to section 1105 of title 31, United  
5 States Code;

6 (B) any supplemental funding request sub-  
7 mitted to Congress;

8 (C) any reprogramming and transfer noti-  
9 fication pursuant to section 503 of this Act;  
10 and

11 (D) such budget materials shall include—

12 (i) the most recent monthly estimates  
13 developed pursuant to subsection (a);

14 (ii) a description and quantification of  
15 the estimates used to justify funding re-  
16 quests for Department programs related to  
17 border security, immigration enforcement,  
18 and immigration services;

19 (iii) a description and quantification  
20 of the anticipated workload and require-  
21 ments resulting from such estimates; and

22 (iv) a confirmation as to whether the  
23 budget requests for impacted agencies were  
24 developed using the same estimates.

1 (c) The Secretary shall share the monthly estimates  
2 developed pursuant to subsection (a) with the Secretary  
3 of Health and Human Services, the Attorney General, the  
4 Secretary of State, and the Committees on Appropriations  
5 of the House of Representatives and the Senate.

6 (d) If the monthly estimates described in subsection  
7 (b) are not provided for the purposes described, the re-  
8 programming and transfer authority provided in section  
9 503 of this Act shall be suspended until such time as the  
10 required estimates are provided to the Committees on Ap-  
11 propriations of the House of Representatives and the Sen-  
12 ate.

13 SEC. 538. (a) The Secretary of Homeland Security  
14 shall, on a monthly basis beginning immediately after the  
15 date of enactment of this Act, develop estimates of the  
16 number of individuals anticipated to be detained in and  
17 removed from the United States.

18 (b) The Secretary shall ensure that, at a minimum,  
19 the estimates developed pursuant to subsection (a)—

20 (1) cover the current fiscal year and the fol-  
21 lowing fiscal year;

22 (2) include a breakout by demographics, to in-  
23 clude single adults and family units;

24 (3) undergo an independent validation and  
25 verification review;

1           (4) are used to inform policy planning and  
2 budgeting processes within the Department of  
3 Homeland Security; and

4           (5) are included in the budget materials sub-  
5 mitted to Congress for each fiscal year beginning  
6 after the date of enactment of this Act and in sup-  
7 port of—

8           (A) the President’s annual budget request  
9 pursuant to section 1105 of title 31, United  
10 States Code;

11           (B) any supplemental funding request sub-  
12 mitted to Congress;

13           (C) any reprogramming and transfer noti-  
14 fication pursuant to section 503 of this Act;  
15 and

16           (D) such budget materials shall include—

17           (i) the most recent monthly estimates  
18 developed pursuant to subsection (a);

19           (ii) a description and quantification of  
20 the estimates used to justify funding re-  
21 quests for Department programs related to  
22 border security, immigration enforcement,  
23 and immigration services;

1 (iii) a description and quantification  
2 of the anticipated workload and require-  
3 ments resulting from such estimates; and

4 (iv) a confirmation as to whether the  
5 budget requests for impacted agencies were  
6 developed using the same estimates.

7 (c) The Secretary shall share the monthly estimates  
8 developed pursuant to subsection (a) with the Attorney  
9 General, the Secretary of State, and the Committees on  
10 Appropriations of the House of Representatives and the  
11 Senate.

12 (d) If the monthly estimates described in subsection  
13 (b) are not provided for the purposes described, the re-  
14 programming and transfer authority provided in section  
15 503 of this Act shall be suspended until such time as the  
16 required estimates are provided to the Committees on Ap-  
17 propriations of the House of Representatives and the Sen-  
18 ate.

19 SEC. 539. (a) Prior to the Secretary of Homeland Se-  
20 curity requesting assistance from the Department of De-  
21 fense for border security operations, the Secretary shall  
22 ensure that an alternatives analysis and cost-benefit anal-  
23 ysis is conducted before such request is made, which shall  
24 include an examination of obtaining such support through  
25 other means.

1           (b) Not later than 30 days after the date on which  
2 a request for assistance is made, the Secretary of Home-  
3 land Security shall submit to the Committees on Appro-  
4 priations of the House of Representatives and the Senate  
5 a report detailing the types of support requested, the alter-  
6 natives analysis and cost-benefit analysis described in sub-  
7 section (a), and the operational impact to Department of  
8 Homeland Security operations of any Department of De-  
9 fense border security support requested by the Secretary.

10          (c) Not later than 30 days after the date on which  
11 a request made for assistance is granted and quarterly  
12 thereafter through the duration of such assistance, the  
13 Secretary of Homeland Security shall submit to the Com-  
14 mittees on Appropriations of the House of Representatives  
15 and the Senate, a report detailing the assistance provided  
16 and the operational impacts to border security operations.

17          SEC. 540. Funds made available in this Act or any  
18 other Act for Operations and Support may be used for  
19 the necessary expenses of providing an employee emer-  
20 gency back-up care program.

21          SEC. 541. (a) Not less than \$5,000,000 made avail-  
22 able in this Act shall be transferred to “U.S. Immigration  
23 and Customs Enforcement—Operations and Support” to  
24 support and conduct necessary operations of the Blue  
25 Campaign for fiscal year 2026.

1 (b) Prior to the obligation of funds made available  
2 by subsection (a), notification shall be submitted to the  
3 Committees on Appropriations of the House of Represent-  
4 atives and the Senate.

5 SEC. 542. (a) If the reporting requirement set forth  
6 in paragraph (2) under the heading “Federal Emergency  
7 Management Agency—Disaster Relief Fund” in the De-  
8 partment of Homeland Security Appropriations Act, 2015  
9 (Public Law 114–4), as applied in this fiscal year by sec-  
10 tion 306 of this Act, is not submitted to the Committees  
11 on Appropriations of the House of Representatives and the  
12 Senate and published on the Agency’s website not later  
13 than the fifth business day of the applicable month, the  
14 amount made available for “Office of the Secretary and  
15 Executive Management—Operations and Support—Man-  
16 agement and Oversight” shall be reduced by \$100,000 for  
17 each day such report is not submitted and published on  
18 the Agency’s website.

19 (b) During any period in which the total number of  
20 requests for reimbursement for a covered expense for indi-  
21 vidual assistance or public assistance related to emergency  
22 (42 U.S.C. 5122(1)) or major disaster (42 U.S.C.  
23 5122(2)) declarations under the Robert T. Stafford Dis-  
24 aster Relief and Emergency Assistance Act (42 U.S.C.  
25 5121 et seq.) that the Department of Homeland Security

1 has been considering under final review for greater than  
2 60 days exceeds 500, the amount made available for “Of-  
3 fice of the Secretary and Executive Management—Oper-  
4 ations and Support—Management and Oversight” shall be  
5 reduced by \$100,000 for each day during such period on  
6 which the cumulative total of requests over 60 days in  
7 final review exceeds 500.

8 (c) Subsection (b) shall not apply if the balance of  
9 funding for the Disaster Relief Fund is sufficient only for  
10 the purpose of obligating funds for activities determined  
11 to be lifesaving or life-sustaining.

12 SEC. 543. Section 16005(c) of title VI of division B  
13 of the Coronavirus Aid, Relief, and Economic Security Act  
14 (Public Law 116–136) shall be applied as if the language  
15 read as follows: “Subsection (a) shall apply until Sep-  
16 tember 30, 2026.”.

17 SEC. 544. The levels for appropriations accounts  
18 specified for classified programs in this Act shall conform  
19 to the direction included in the classified annex accom-  
20 panying this Act and shall be implemented in a manner  
21 consistent with section 545.

22 SEC. 545. Upon a determination by the Director of  
23 National Intelligence that such action is necessary and in  
24 the national interest, the Director may, with the approval  
25 of the Secretary of Homeland Security and the Director

1 of the Office of Management and Budget, transfer  
2 amounts for the National Intelligence Program consistent  
3 with the percentage caps specified in section 503(c): *Pro-*  
4 *vided*, That such authority to transfer may not be used  
5 unless for higher priority items, based on unforeseen intel-  
6 ligence requirements, than those for which originally ap-  
7 propriated and in no case where the item for which funds  
8 are requested has been denied by the Congress: *Provided*  
9 *further*, That a request for any transfer of funds using  
10 authority provided in this section shall be made consistent  
11 with the requirements of section 503(d)(1).

12 SEC. 546. Within seven days of the date of enactment  
13 of this Act, and quarterly thereafter, the Department shall  
14 submit to the Committees on Appropriation of the House  
15 of Representatives and the Senate—

16 (1) an obligation plan by program, project, or  
17 activity for each component receiving funds from  
18 Public Law 119–21;

19 (2) estimated fee collections for each component  
20 collecting new or enhanced fees authorized by Public  
21 Law 119–21, delineated by collections that a compo-  
22 nent will retain and collections that a component will  
23 remit to other agencies or the Treasury; and

24 (3) an obligation plan by program, project, or  
25 activity for fee collections identified in paragraph (2)

1 as being retained by a component within the Depart-  
2 ment.

3 SEC. 547. (a) None of the funds appropriated or oth-  
4 erwise made available to the Department of Homeland Se-  
5 curity by this Act may be used to prevent any of the fol-  
6 lowing persons from entering, for the purpose of con-  
7 ducting oversight, any facility operated by or for the De-  
8 partment of Homeland Security used to detain or other-  
9 wise house aliens, or to make any temporary modification  
10 at any such facility that in any way alters what is observed  
11 by a visiting Member of Congress or such designated em-  
12 ployee, compared to what would be observed in the absence  
13 of such modification:

14 (1) A Member of Congress.

15 (2) An employee of the United States House of  
16 Representatives or the United States Senate des-  
17 igned by such a Member for the purposes of this  
18 section.

19 (b) Nothing in this section may be construed to re-  
20 quire a Member of Congress to provide prior notice of the  
21 intent to enter a facility described in subsection (a) for  
22 the purpose of conducting oversight.

23 (c) With respect to individuals described in subsection  
24 (a)(2), the Department of Homeland Security may require

1 that a request be made at least 24 hours in advance of  
2 an intent to enter a facility described in subsection (a).

3 SEC. 548. In addition to amounts otherwise made  
4 available for such purposes, there is appropriated  
5 \$30,000,000, for an additional amount for “The Judici-  
6 ary—Supreme Court of the United States—Salaries and  
7 Expenses”, to remain available until September 30, 2028:  
8 *Provided*, That amounts made available pursuant to this  
9 section shall be subject to the same authorities and condi-  
10 tions as if such amounts were provided under the heading  
11 “The Judiciary—Supreme Court of the United States—  
12 Salaries and Expenses” in the Financial Services and  
13 General Government Appropriations Act, 2026.

14 SEC. 549. There is appropriated \$140,000,000 for an  
15 additional amount for “Department of Transportation-  
16 Federal Aviation Administration-Operations” for air traf-  
17 fic organization activities, to remain available until Sep-  
18 tember 30, 2027: *Provided*, That the Administrator of the  
19 Federal Aviation Administration shall only use such  
20 amounts to provide a rate of pay increase for calendar  
21 year 2026 of 3.8 percent, for air traffic controllers, as de-  
22 fined by section 2109(1)(A) of title 5, United States Code,  
23 and air traffic controller supervisors or managers who are  
24 not covered under such section, but who manage air traf-  
25 fic: *Provided further*, That such adjustment shall be imple-

1 mented for all such employees only to the extent the Ad-  
2 ministrator determines, in his sole discretion, that im-  
3 provements in workforce scheduling, staffing utilization,  
4 or other operational efficiencies are achieved that con-  
5 tribute to addressing workforce shortfalls and enhancing  
6 aviation safety: *Provided further*, That if the Adminis-  
7 trator makes such determination, then such adjustment  
8 shall be effective the first pay period beginning after Janu-  
9 ary 1, 2026: *Provided further*, That amounts provided by  
10 this section shall be subject to the same authorities and  
11 conditions as if such amounts were provided by the De-  
12 partment of Transportation Appropriations Act, 2026.

13       SEC. 550. (a) Of the total amount provided under the  
14 heading “Cybersecurity and Infrastructure Security Agen-  
15 cy—Operations and Support”, \$99,750,000 shall be de-  
16 rived by transfer from the unobligated balances of  
17 amounts previously appropriated under the heading “Cy-  
18 bersecurity and Infrastructure Security Agency—Cyberse-  
19 curity Response and Recovery Fund” in division J of the  
20 Infrastructure Investment and Jobs Act (Public Law 117–  
21 58).

22       (b) Amounts derived by transfer pursuant to this sec-  
23 tion shall continue to be treated as amounts specified in  
24 section 103(b) of division A of Public Law 118–5.

## 1 (RESCISSIONS OF FUNDS)

2 SEC. 551. Of the funds appropriated to the Depart-  
3 ment of Homeland Security, the following funds are here-  
4 by rescinded from the following accounts and programs  
5 in the specified amounts: *Provided*, That no amounts may  
6 be rescinded from amounts that were designated by the  
7 Congress as an emergency requirement pursuant to a con-  
8 current resolution on the budget or the Balanced Budget  
9 and Emergency Deficit Control Act of 1985:

10 (1) \$73,327,000 from the unobligated balances  
11 available in the “Management Directorate—Procure-  
12 ment, Construction, and Improvements” account (70  
13 22/26 0406).

14 (2) \$6,713,000 from the unobligated balances  
15 available in the “U.S. Customs and Border Protec-  
16 tion—Operations and Support” account (70 X  
17 0530).

18 (3) \$387,000 from the unobligated balances  
19 available in the “U.S. Customs and Border Protec-  
20 tion—Automation Modernization” account (70 X  
21 0531).

22 (4) \$917,000 from the unobligated balances  
23 available in the “U.S. Customs and Border Protec-  
24 tion—Procurement, Construction, and Improve-  
25 ments” account (70 X 0532).

1           (5) \$6,336,000 from the unobligated balances  
2           available in the “U.S. Customs and Border Protec-  
3           tion—Border Security Fencing, Infrastructure, and  
4           Technology” account (70 X 0533).

5           (6) \$1,413,000 from the unobligated balances  
6           available in the “U.S. Customs and Border Protec-  
7           tion—Air and Marine Interdiction, Operations,  
8           Maintenance, and Procurement” account (70 X  
9           0544).

10          (7) \$172,000 from the unobligated balances  
11          available in the “Cybersecurity and Infrastructure  
12          Security Agency—Infrastructure Protection and In-  
13          frastructure Security” account (70 X 0565).

14          SEC. 552. The following unobligated balances made  
15          available to the Department of Homeland Security pursu-  
16          ant to section 505 of the Department of Homeland Secu-  
17          rity Appropriations Act, 2024 (Public Law 118–47), as  
18          incorporated by section 1101 of the Full-Year Continuing  
19          Appropriations Act, 2025 (Public Law 119–4), are re-  
20          scinded:

21               (1) \$2,072,147 from “Office of the Secretary  
22               and Executive Management—Operations and Sup-  
23               port”.

24               (2) \$5,487,177 from “Management Direc-  
25               torate—Operations and Support”.

1           (3) \$4,493,650 from “Intelligence, Analysis,  
2           and Situational Awareness—Operations and Sup-  
3           port”.

4           (4) \$88,190 from “Office of the Inspector Gen-  
5           eral—Operations and Support”.

6           (5) \$1,139,096 from “U.S. Customs and Bor-  
7           der Protection—Operations and Support”.

8           (6) \$19,650,000 from “Transportation Security  
9           Administration—Operations and Support”.

10          (7) \$703,390 from “United States Secret Serv-  
11          ice—Operations and Support”.

12          (8) \$52,349,050 from “Cybersecurity and In-  
13          frastructure Security Agency—Operations and Sup-  
14          port”.

15          (9) \$18,525,975 from “Federal Emergency  
16          Management Agency—Operations and Support”.

17          (10) \$120,860 from “U.S. Citizenship and Im-  
18          migration Services—Operations and Support”.

19          (11) \$178,340 from “Science and Technology  
20          Directorate—Operations and Support”.

21          (12) \$6,937,020 from “Countering Weapons of  
22          Mass Destruction Office—Operations and Support”.

23          SEC. 553. Of the unobligated balances in the “De-  
24          partment of Homeland Security Nonrecurring Expenses

- 1 Fund” established in section 538 of division F of Public
- 2 Law 117–103, \$2,362,000 are hereby rescinded.
- 3 This division may be cited as the “Department of
- 4 Homeland Security Appropriations Act, 2026”.

1 **DIVISION D—TRANSPORTATION, HOUSING**  
2 **AND URBAN DEVELOPMENT, AND RE-**  
3 **LATED AGENCIES APPROPRIATIONS**  
4 **ACT, 2026**

5 TITLE I

6 DEPARTMENT OF TRANSPORTATION

7 OFFICE OF THE SECRETARY

8 SALARIES AND EXPENSES

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses of the Office of the Secretary,  
11 \$187,344,000, to remain available until September 30,  
12 2027: *Provided*, That of the sums appropriated under this  
13 heading—

14 (1) \$3,764,000 shall be available for the imme-  
15 diate Office of the Secretary;

16 (2) \$1,348,000 shall be available for the imme-  
17 diate Office of the Deputy Secretary;

18 (3) \$27,780,000 shall be available for the Office  
19 of the General Counsel: *Provided*, That the Sec-  
20 retary of Transportation (referred to in this title as  
21 “the Secretary”) shall report to the House and Sen-  
22 ate Committees on Appropriations on the implemen-  
23 tation of all sections under title V of the FAA Reau-  
24 thorization Act of 2024 (Public Law 118–63) not  
25 later than 90 days after enactment of this Act;

1           (4) \$21,358,000 shall be available for the Office  
2 of the Under Secretary of Transportation for Policy,  
3 of which \$5,000,000 is for the Office for Multimodal  
4 Freight Infrastructure and Policy: *Provided*, That  
5 the Secretary must obtain reprogramming approval  
6 from the House and Senate Committees on Appro-  
7 priations under section 405 of this Act prior to exe-  
8 cuting the authorities of section 118(g)(2)–(3) of  
9 title 49, United States Code;

10           (5) \$21,505,000 shall be available for the Office  
11 of the Assistant Secretary for Budget and Pro-  
12 grams;

13           (6) \$3,807,000 shall be available for the Office  
14 of the Assistant Secretary for Governmental Affairs;

15           (7) \$16,181,000 shall be available for the Office  
16 of the Assistant Secretary for Administration;

17           (8) \$5,664,000 shall be available for the Office  
18 of Public Affairs and Public Engagement;

19           (9) \$2,332,000 shall be available for the Office  
20 of the Executive Secretariat;

21           (10) \$19,388,000 shall be available for the Of-  
22 fice of Intelligence, Security, and Emergency Re-  
23 sponse;

24           (11) \$1,707,000 shall be available for the Office  
25 of the Chief Information Officer;

1           (12) \$1,517,000 shall be available for the Office  
2           of Tribal Government Affairs; and

3           (13) \$60,993,000 shall be available for shared  
4           services as authorized in section 327 of title 49,  
5           United States Code, for the Office of the Secretary  
6           that would otherwise be provided by the Working  
7           Capital Fund, in addition to amounts otherwise  
8           available for such purposes:

9   *Provided further,* That the Secretary is authorized to  
10 transfer funds appropriated under this heading among the  
11 purposes specified in the first proviso under this heading:

12 *Provided further,* That such transfers combined shall not  
13 increase or decrease the amount appropriated for any pur-  
14 pose specified in the first proviso under this heading by

15 more than 7 percent: *Provided further,* That notice of any  
16 change in funding greater than 7 percent shall be sub-  
17 mitted for approval to the House and Senate Committees

18 on Appropriations not later than 7 business days in ad-  
19 vance of any such change: *Provided further,* That not to  
20 exceed \$70,000 shall be for allocation within the Depart-

21 ment for official reception and representation expenses as  
22 the Secretary may determine: *Provided further,* That not-

23 withstanding any other provision of law, there may be  
24 credited to this appropriation up to \$2,500,000 in funds  
25 received in user fees.

## 1 RESEARCH AND TECHNOLOGY

2 For necessary expenses related to the Office of the  
3 Assistant Secretary for Research and Technology,  
4 \$74,471,000, of which \$56,000,000 shall remain available  
5 until expended: *Provided*, That of such amounts that are  
6 available until expended, \$9,000,000 shall be for necessary  
7 expenses of the Advanced Research Projects Agency—In-  
8 frastructure (ARPA–I) as authorized by section 119 of  
9 title 49, United States Code: *Provided further*, That within  
10 the funds made available under the preceding proviso, not  
11 less than \$7,000,000 shall be available for research on du-  
12 rability, resiliency, and sustainability of bridges and other  
13 infrastructure and shall be directed to an accredited uni-  
14 versity of higher education in the northeast United States  
15 that has experience leading a regional university transpor-  
16 tation center and a proven record of developing, patenting,  
17 deploying, and commercializing innovative composite ma-  
18 terials and technologies for bridge and other transpor-  
19 tation applications, as well as conducting research and de-  
20 veloping prototypes using very large-scale polymer-based  
21 additive manufacturing: *Provided further*, That of such  
22 amounts that are available until expended, \$4,000,000  
23 shall be for the Highly Automated Systems Safety Center  
24 of Excellence as authorized in section 105 of title I of divi-  
25 sion H of the Further Consolidated Appropriations Act,

1 2020 (Public Law 116–94): *Provided further*, That of such  
2 amounts that are available until expended, \$3,000,000  
3 shall be for activities relating to complementary posi-  
4 tioning, navigation, and timing technologies demonstra-  
5 tions as identified in the U.S. Department of Transpor-  
6 tation Complementary PNT Action Plan (March 2024):  
7 *Provided further*, That of such amounts that are available  
8 until expended, \$10,000,000 shall be for the drone infra-  
9 structure inspection grant program authorized in section  
10 912 of Public Law 118–63: *Provided further*, That, not-  
11 withstanding subsection (g)(2) of such section 912,  
12 amounts made available under section 106(k) of title 49,  
13 United States Code, shall not be available to carry out  
14 such program: *Provided further*, That of amounts made  
15 available for the drone infrastructure inspection grant pro-  
16 gram, \$1,000,000 shall be available for administrative ex-  
17 penses: *Provided further*, That of such amounts that are  
18 available until expended, \$30,000,000 shall be for research  
19 on transportation resilience and nuclear technology and  
20 shall be directed, without competition, to a university of  
21 higher education, as defined under 20 U.S.C. 1067(q)(1),  
22 that has a nuclear engineering program and experience as  
23 a consortium member of a university transportation center  
24 that conducts research on transportation cybersecurity  
25 and resiliency: *Provided further*, That there may be cred-

1 ited to this appropriation, to be available until expended,  
2 funds received from States, counties, municipalities, other  
3 public authorities, and private sources for expenses in-  
4 curred for training: *Provided further*, That any reference  
5 in law, regulation, judicial proceedings, or elsewhere to the  
6 Research and Innovative Technology Administration shall  
7 continue to be deemed to be a reference to the Office of  
8 the Assistant Secretary for Research and Technology of  
9 the Department of Transportation.

10 NATIONAL INFRASTRUCTURE INVESTMENTS

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses to carry out a local and re-  
13 gional project assistance grant program under section  
14 6702 of title 49, United States Code, \$145,000,000, to  
15 remain available until expended: *Provided*, That section  
16 6702(f)(2) of title 49, United States Code, shall not apply  
17 to amounts made available under this heading in this Act:  
18 *Provided further*, That of the amounts made available  
19 under this heading in this Act, not less than 5 percent  
20 shall be awarded to projects in historically disadvantaged  
21 communities or areas of persistent poverty as defined  
22 under section 6702(a)(1) of title 49, United States Code:  
23 *Provided further*, That grants awarded under this heading  
24 in this Act for eligible projects for planning, preparation,  
25 or design shall not be subject to a minimum grant size:

1 *Provided further*, That in distributing amounts made avail-  
2 able under this heading in this Act, the Secretary shall  
3 take such measures so as to ensure an equitable geo-  
4 graphic distribution of funds, an appropriate balance in  
5 addressing the needs of urban and rural areas, including  
6 Tribal areas, and the investment in a variety of transpor-  
7 tation modes: *Provided further*, That for amounts made  
8 available under this heading in this Act, the Secretary  
9 shall give priority to projects that require a contribution  
10 of Federal funds in order to complete an overall financing  
11 package: *Provided further*, That section 6702(f)(1) of title  
12 49, United States Code, shall not apply to amounts made  
13 available under this heading in this Act: *Provided further*,  
14 That of the amounts awarded under this heading in this  
15 Act, not more than 50 percent shall be allocated for eligi-  
16 ble projects located in rural areas and not more than 50  
17 percent shall be allocated for eligible projects located in  
18 urbanized areas: *Provided further*, That for the purpose  
19 of determining if an award for planning, preparation, or  
20 design under this heading in this Act is an urban award,  
21 the project location is the location of the project being  
22 planned, prepared, or designed: *Provided further*, That the  
23 Secretary may retain up to 2 percent of the amounts made  
24 available under this heading in this Act, and may transfer  
25 portions of such amounts to the Administrators of the

1 Federal Aviation Administration, the Federal Highway  
2 Administration, the Federal Transit Administration, the  
3 Federal Railroad Administration and the Maritime Ad-  
4 ministration to fund the award and oversight of grants  
5 and credit assistance made under the program authorized  
6 under section 6702 of title 49, United States Code: *Pro-*  
7 *vided further*, That for amounts made available under this  
8 heading in this Act, the Secretary shall consider and  
9 award projects based solely on the selection criteria as  
10 identified under section 6702(d)(3) and (d)(4) of title 49,  
11 United States Code.

12 NATIONAL SURFACE TRANSPORTATION AND INNOVATIVE  
13 FINANCE BUREAU

14 For necessary expenses of the National Surface  
15 Transportation and Innovative Finance Bureau as author-  
16 ized by 49 U.S.C. 116, \$9,250,000, to remain available  
17 until expended: *Provided*, That the Secretary may collect  
18 and spend fees, as authorized by title 23, United States  
19 Code, to cover the costs of services of expert firms, includ-  
20 ing counsel, in the field of municipal and project finance  
21 to assist in the underwriting and servicing of Federal cred-  
22 it instruments and all or a portion of the costs to the Fed-  
23 eral Government of servicing such credit instruments: *Pro-*  
24 *vided further*, That such fees are available until expended  
25 to pay for such costs: *Provided further*, That such amounts

1 are in addition to other amounts made available for such  
2 purposes and are not subject to any obligation limitation  
3 or the limitation on administrative expenses under section  
4 608 of title 23, United States Code.

5 RURAL AND TRIBAL INFRASTRUCTURE ADVANCEMENT

6 For necessary expenses to carry out rural and Tribal  
7 infrastructure advancement as authorized in section  
8 21205 of Public Law 117–58, \$10,000,000, to remain  
9 available until September 30, 2028: *Provided*, That the  
10 Secretary may enter into cooperative agreements with  
11 philanthropic entities, non-profit organizations, other Fed-  
12 eral agencies, State or local governments and their agen-  
13 cies, Indian Tribes, or other technical assistance providers,  
14 to provide such technical assistance, planning, and capac-  
15 ity building to State, local, or Tribal governments, United  
16 States territories, metropolitan planning organizations,  
17 transit agencies, or other political subdivisions of State or  
18 local governments.

19 RAILROAD REHABILITATION AND IMPROVEMENT

20 FINANCING PROGRAM

21 The Secretary is authorized to issue direct loans and  
22 loan guarantees pursuant to chapter 224 of title 49,  
23 United States Code, and such authority shall exist as long  
24 as any such direct loan or loan guarantee is outstanding.

## 1 FINANCIAL MANAGEMENT CAPITAL

2 For necessary expenses for upgrading and enhancing  
3 the Department of Transportation's financial systems and  
4 re-engineering business processes, \$5,000,000, to remain  
5 available through September 30, 2027.

## 6 CYBER SECURITY INITIATIVES

7 For necessary expenses for cyber security initiatives,  
8 including necessary upgrades to network and information  
9 technology infrastructure, improvement of identity man-  
10 agement and authentication capabilities, securing and pro-  
11 tecting data, implementation of Federal cyber security ini-  
12 tiatives, and implementation of enhanced security controls  
13 on agency computers and mobile devices, \$60,000,000, to  
14 remain available until September 30, 2027.

## 15 OFFICE OF CIVIL RIGHTS

16 For necessary expenses of the Office of Civil Rights,  
17 \$11,761,000.

## 18 TRANSPORTATION PLANNING, RESEARCH, AND

## 19 DEVELOPMENT

## 20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses for conducting transportation  
22 planning, research, systems development, development ac-  
23 tivities, and making grants, \$32,043,000, to remain avail-  
24 able until expended: *Provided*, That of such amount,  
25 \$5,436,000 shall be for necessary expenses of the Inter-

1 agency Infrastructure Permitting Improvement Center  
2 (IIPIC): *Provided further*, That there may be transferred  
3 to this appropriation, to remain available until expended,  
4 amounts transferred from other Federal agencies for ex-  
5 penses incurred under this heading for IIPIC activities not  
6 related to transportation infrastructure: *Provided further*,  
7 That the tools and analysis developed by the IIPIC shall  
8 be available to other Federal agencies for the permitting  
9 and review of major infrastructure projects not related to  
10 transportation only to the extent that other Federal agen-  
11 cies provide funding to the Department in accordance with  
12 the preceding proviso: *Provided further*, That of the  
13 amounts made available under this heading, \$9,647,000  
14 shall be for the purposes, and in the amounts, specified  
15 for Community Project Funding/Congressionally Directed  
16 Spending in the table entitled “Community Project Fund-  
17 ing/Congressionally Directed Spending” included for this  
18 division in the explanatory statement described in section  
19 4 (in the matter preceding division A of this consolidated  
20 Act): *Provided further*, That amounts made available in  
21 the preceding proviso for such purposes shall not diminish  
22 or prejudice any application or geographic region for other  
23 discretionary grant or loan awards made by the Depart-  
24 ment of Transportation: *Provided further*, That of the  
25 amounts made available under this heading, \$2,000,000

1 shall be made available for an independent review of air-  
2 space design, civil-military coordination, and operational  
3 safety in the National Capital Region, with particular  
4 focus on airspace activities at Ronald Reagan Washington  
5 National Airport, as specified under the paragraph enti-  
6 tled “Flight 5342” in Senate Report 119–47.

7 WORKING CAPITAL FUND

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses for operating costs and cap-  
10 ital outlays of the Working Capital Fund as authorized  
11 in section 327 of title 49, United States Code, not to ex-  
12 ceed \$764,965,000, shall be paid from appropriations  
13 made available to the Department of Transportation: *Pro-*  
14 *vided*, That such services shall be provided on a competi-  
15 tive basis to entities within the Department of Transpor-  
16 tation: *Provided further*, That the limitation under this  
17 heading on operating expenses shall not apply to entities  
18 external to the Department of Transportation or for funds  
19 provided in Public Law 117–58: *Provided further*, That  
20 no funds made available by this Act to an agency of the  
21 Department shall be transferred to the Working Capital  
22 Fund without majority approval of the Working Capital  
23 Fund Steering Committee and approval of the Secretary:  
24 *Provided further*, That no assessments may be levied  
25 against any program, budget activity, subactivity, or

1 project funded by this Act unless notice of such assess-  
2 ments and the basis therefor are presented to the House  
3 and Senate Committees on Appropriations and are ap-  
4 proved by such Committees: *Provided further*, That the  
5 Secretary may provide non-commodity information tech-  
6 nology and procurement services in a consolidated or  
7 shared manner for operating administrations through the  
8 Working Capital Fund: *Provided further*, That the pre-  
9 ceding proviso shall not apply to the Federal Aviation Ad-  
10 ministration, the Great Lakes St. Lawrence Seaway De-  
11 velopment Corporation, and the Office of Inspector Gen-  
12 eral: *Provided further*, That an operating administration  
13 may determine that certain non-commodity information  
14 technology and procurement services do not provide a di-  
15 rect benefit to the operating administration and shall not  
16 be required to obligate funds appropriated by this Act to  
17 the Office of the Secretary pursuant to section 188 of this  
18 Act: *Provided further*, That if the determination in the pre-  
19 ceding proviso concludes that non-commodity information  
20 technology and procurement services do not provide a di-  
21 rect benefit to the operating administration, those services  
22 shall remain within the operating administration: *Provided*  
23 *further*, That not less than 30 days prior to using the au-  
24 thority provided in the preceding four provisos, the Sec-  
25 retary shall provide the House and Senate Committees on

1 Appropriations a plan describing the non-commodity infor-  
2 mation technology and procurement services consolidated  
3 or shared through the Working Capital Fund: *Provided*  
4 *further*, That the Secretary shall provide monthly briefings  
5 to the House and Senate Committees on Appropriations  
6 on all activities relating to non-commodity information  
7 technology and procurement services as authorized under  
8 this heading, including: (1) the amount of funding partici-  
9 pating operating administrations provide the Working  
10 Capital Fund for programming and full time equivalent  
11 positions, including reimbursable and non-reimbursable  
12 details, to support non-commodity information technology  
13 and procurement services as authorized under this head-  
14 ing; and (2) the number of full time equivalent positions  
15 in the Office of the Chief Information Officer within the  
16 Office of the Secretary and the Office of the Assistant Sec-  
17 retary for Administration within the Office of the Sec-  
18 retary to support non-commodity information technology  
19 and procurement services as authorized under this head-  
20 ing: *Provided further*, That the Secretary shall include  
21 funding for programming and full time equivalent posi-  
22 tions to support non-commodity information technology  
23 and procurement services, as authorized under this head-  
24 ing, in the congressional budget justification for fiscal year  
25 2027 for the Working Capital Fund, the Office of the

1 Chief Information Officer within the Office of the Sec-  
2 retary, the Office of the Assistant Secretary for Adminis-  
3 tration within the Office of the Secretary, and each par-  
4 ticipating operating administration: *Provided further*, That  
5 unless otherwise specified under this heading, the Working  
6 Capital Fund shall only deliver services consisting of ad-  
7 ministration and commodity information technology: *Pro-*  
8 *vided further*, That the departmental consolidation of ac-  
9 tivities including human resources, governmental affairs,  
10 public affairs and public engagement, and civil rights in  
11 the Working Capital Fund are prohibited: *Provided fur-*  
12 *ther*, That amounts within the Working Capital Fund are  
13 not available to provide services not specifically authorized  
14 under this heading.

15 SMALL AND DISADVANTAGED BUSINESS UTILIZATION AND  
16 OUTREACH

17 For necessary expenses for small and disadvantaged  
18 business utilization and outreach activities, \$5,330,000, to  
19 remain available until September 30, 2027: *Provided*,  
20 That not less than 6 small business transportation re-  
21 source centers shall be maintained and operated: *Provided*  
22 *further*, That notwithstanding section 332 of title 49,  
23 United States Code, such amounts may be used for busi-  
24 ness opportunities related to any mode of transportation:  
25 *Provided further*, That appropriations made available

1 under this heading shall be available for any purpose con-  
2 sistent with prior year appropriations that were made  
3 available under the heading “Office of the Secretary—Mi-  
4 nority Business Resource Center Program”.

5 PAYMENTS TO AIR CARRIERS

6 (AIRPORT AND AIRWAY TRUST FUND)

7 In addition to funds made available from any other  
8 source to carry out the essential air service program under  
9 sections 41731 through 41742 of title 49, United States  
10 Code, \$513,637,231, to be derived from the Airport and  
11 Airway Trust Fund, to remain available until expended:  
12 *Provided*, That in determining between or among carriers  
13 competing to provide service to a community, the Sec-  
14 retary may consider the relative subsidy requirements of  
15 the carriers: *Provided further*, That basic essential air  
16 service minimum requirements shall not include the 15-  
17 passenger capacity requirement under section 41732(b)(3)  
18 of title 49, United States Code: *Provided further*, That  
19 amounts authorized to be distributed for the essential air  
20 service program under section 41742(b) of title 49, United  
21 States Code, shall be made available immediately from  
22 amounts otherwise provided to the Administrator of the  
23 Federal Aviation Administration: *Provided further*, That  
24 the Administrator may reimburse such amounts from fees  
25 credited to the account established under section 45303

1 of title 49, United States Code: *Provided further*, That,  
2 notwithstanding section 41733 of title 49, United States  
3 Code, for fiscal year 2026, the requirements established  
4 under subparagraphs (B) and (C) of section 41731(a)(1)  
5 of title 49, United States Code, shall not apply to maintain  
6 eligibility under section 41731 of title 49, United States  
7 Code.

8 ADMINISTRATIVE PROVISIONS—OFFICE OF THE  
9 SECRETARY OF TRANSPORTATION  
10 (INCLUDING RESCISSIONS)  
11 (INCLUDING TRANSFER OF FUNDS)

12 SEC. 101. None of the funds made available by this  
13 Act to the Department of Transportation may be obligated  
14 for the Office of the Secretary of Transportation to ap-  
15 prove assessments or reimbursable agreements pertaining  
16 to funds appropriated to the operating administrations in  
17 this Act, except for activities underway on the date of en-  
18 actment of this Act, unless such assessments or agree-  
19 ments have completed the normal reprogramming process  
20 for congressional notification.

21 SEC. 102. The Secretary shall post on the website  
22 of the Department of Transportation a schedule of all  
23 meetings of the Council on Credit and Finance, including  
24 the agenda for each meeting, and require the Council on

1 Credit and Finance to record the decisions and actions  
2 of each meeting.

3       SEC. 103. In addition to authority provided by section  
4 327 of title 49, United States Code, the Department's  
5 Working Capital Fund is authorized to provide partial or  
6 full payments in advance and accept subsequent reim-  
7 bursements from all Federal agencies from available funds  
8 for transit benefit distribution services that are necessary  
9 to carry out the Federal transit pass transportation fringe  
10 benefit program under Executive Order No. 13150 and  
11 section 3049 of SAFETEA-LU (5 U.S.C. 7905 note):  
12 *Provided*, That the Department shall maintain a reason-  
13 able operating reserve in the Working Capital Fund, to  
14 be expended in advance to provide uninterrupted transit  
15 benefits to Government employees: *Provided further*, That  
16 such reserve shall not exceed 1 month of benefits payable  
17 and may be used only for the purpose of providing for  
18 the continuation of transit benefits: *Provided further*, That  
19 the Working Capital Fund shall be fully reimbursed by  
20 each customer agency from available funds for the actual  
21 cost of the transit benefit.

22       SEC. 104. Receipts collected in the Department's  
23 Working Capital Fund, as authorized by section 327 of  
24 title 49, United States Code, for unused transit and van  
25 pool benefits, in an amount not to exceed 10 percent of

1 fiscal year 2026 collections, shall be available until ex-  
2 pended in the Department's Working Capital Fund to pro-  
3 vide contractual services in support of section 189 of this  
4 Act: *Provided*, That obligations in fiscal year 2026 of such  
5 collections shall not exceed \$1,000,000.

6       SEC. 105. None of the funds in this title may be obli-  
7 gated or expended for retention or senior executive bo-  
8 nuses for an employee of the Department of Transpor-  
9 tation without the prior written approval of the Assistant  
10 Secretary for Administration.

11       SEC. 106. In addition to authority provided by section  
12 327 of title 49, United States Code, the Department's Ad-  
13 ministrative Working Capital Fund is hereby authorized  
14 to transfer information technology equipment, software,  
15 and systems from departmental sources or other entities  
16 and collect and maintain a reserve at rates which will re-  
17 turn full cost of transferred assets.

18       SEC. 107. None of the funds provided in this Act to  
19 the Department of Transportation may be used to provide  
20 credit assistance unless not less than 3 days before any  
21 application approval to provide credit assistance under  
22 sections 603 and 604 of title 23, United States Code, the  
23 Secretary provides notification in writing to the following  
24 committees: the House and Senate Committees on Appro-  
25 priations; the Committee on Environment and Public

1 Works and the Committee on Banking, Housing and  
2 Urban Affairs of the Senate; and the Committee on Trans-  
3 portation and Infrastructure of the House of Representa-  
4 tives: *Provided*, That such notification shall include, but  
5 not be limited to, the name of the project sponsor; a de-  
6 scription of the project; whether credit assistance will be  
7 provided as a direct loan, loan guarantee, or line of credit;  
8 and the amount of credit assistance.

9       SEC. 108. (a) Amounts made available to the Sec-  
10 retary of Transportation or the Department of Transpor-  
11 tation's operating administrations in this Act for the costs  
12 of award, administration, or oversight of financial assist-  
13 ance under the programs identified in subsection (c) may  
14 be transferred to the account identified in section 801 of  
15 division J of Public Law 117-58, as amended by section  
16 425 of title IV of division L of Public Law 117-103, to  
17 remain available until expended, for the necessary ex-  
18 penses of award, administration, or oversight of any finan-  
19 cial assistance programs in the Department of Transpor-  
20 tation.

21       (b) Amounts transferred under the authority in this  
22 section are available in addition to amounts otherwise  
23 available for such purpose.

1           (c) The programs from which funds made available  
2 under this Act may be transferred under subsection (a)  
3 are—

4           (1) the local and regional project assistance  
5 program under section 6702 of title 49, United  
6 States Code;

7           (2) the university transportation centers pro-  
8 gram under section 5505 of title 49, United States  
9 Code; and

10           (3) the drone infrastructure inspection grant  
11 program as authorized by section 912 of title IX of  
12 Public Law 118–63.

13       SEC. 109. The Secretary of Transportation may  
14 transfer amounts awarded to a federally recognized Tribe  
15 under a funding agreement entered into under part 29 of  
16 title 49, Code of Federal Regulations, from the Depart-  
17 ment of Transportation’s operating administrations to the  
18 Office of Tribal Government Affairs: *Provided*, That any  
19 amounts retroceded or reassumed under such part may  
20 be transferred back to the appropriate operating adminis-  
21 tration.

22       SEC. 109A. For amounts provided for this fiscal year  
23 and prior fiscal years, section 24112(c)(2)(B) of Public  
24 Law 117–58 shall be applied by substituting “30 percent”  
25 for “40 percent”: *Provided*, That if the Secretary deter-

1 mines that there are insufficient merit-worthy applications  
2 for the amounts provided for fiscal year 2022 through fis-  
3 cal year 2026 in division J of Public Law 117–58 for com-  
4 petitive grants as authorized in section 24112 of division  
5 B of Public Law 117–58 to meet the requirement in sec-  
6 tion 24112(c)(2)(B) for a fiscal year, the Secretary shall  
7 use the unutilized amounts to make other grants as au-  
8 thorized in section 24112 of division B of Public Law  
9 117–58: *Provided further*, That amounts repurposed pur-  
10 suant to this section shall continue to be treated as  
11 amounts specified in section 103(b) of division A of Public  
12 Law 118–5.

13       SEC. 109B. The remaining unobligated balances, as  
14 of September 30, 2026, from amounts made available for  
15 “Department of Transportation—Office of the Sec-  
16 retary—National Infrastructure Investments” in division  
17 J of Public Law 117–58 for local and regional project as-  
18 sistance under section 6702 of title 49, United States  
19 Code, for fiscal year 2022 are hereby permanently re-  
20 scinded, and an amount of additional new budget author-  
21 ity equivalent to the amount rescinded pursuant to this  
22 section is hereby appropriated on September 30, 2026, for  
23 an additional amount for fiscal year 2026, to remain avail-  
24 able until September 30, 2031, and shall be available,  
25 without additional competition, for completing the funding

1 of awards made pursuant to section 6702 of title 49,  
2 United States Code, for fiscal year 2022 funding, in addi-  
3 tion to other funds as may be available for such purposes:  
4 *Provided*, That the amounts rescinded pursuant to this  
5 section that were previously designated by the Congress  
6 as an emergency requirement pursuant to section 4112(a)  
7 of H. Con. Res. 71 (115th Congress), the concurrent reso-  
8 lution on the budget for fiscal year 2018, and to section  
9 251(b) of the Balanced Budget and Emergency Deficit  
10 Control Act of 1985 are designated by the Congress as  
11 an emergency requirement pursuant to 4001(a)(1) of S.  
12 Con. Res 14 (117th Congress), the concurrent resolution  
13 on the budget for fiscal year 2022, and to legislation es-  
14 tablishing fiscal year 2026 budget enforcement in the  
15 House of Representatives: *Provided further*, That the  
16 amount of additional new budget authority is designated  
17 by the Congress as being for an emergency requirement  
18 pursuant to such section 4001(a) and to legislation estab-  
19 lishing fiscal year 2026 budget enforcement in the House  
20 of Representatives.

21 SEC. 109C. None of the funds made available by this  
22 or any other Act shall be used to cancel or seek to renego-  
23 tiate an existing contract under the essential air service  
24 program under subchapter II of chapter 417 of title 49,  
25 United States Code, before the standard period of rebid-

1 ding occurring prior to a contract's expiration unless in  
2 response to an explicit written request from the EAS Com-  
3 munity: *Provided*, That this section shall only apply to ex-  
4 isting contracts under which the carrier is in compliance  
5 with the contract terms.

6 SEC. 109D. Of the unobligated balances of funds re-  
7 maining from—

8 (1) “Transportation Planning, Research, and  
9 Development” account in title I of division A of  
10 Public Law 111–117, \$108,147.49 is hereby perma-  
11 nently rescinded; and

12 (2) “Transportation Planning, Research, and  
13 Development” account in title I of division F of  
14 Public Law 108–199, \$744,000 is hereby perma-  
15 nently rescinded.

16 SEC. 109E. Of the unobligated balances from  
17 amounts made available for “Railroad Rehabilitation and  
18 Improvement Financing Program” in section 420 of title  
19 IV of division G of Public Law 116–6, \$25,476 is hereby  
20 permanently rescinded.

21 SEC. 109F. Of the unobligated balances from  
22 amounts made available for “Department of Transpor-  
23 tation—Office of the Secretary—Salaries and Expenses”  
24 in Public Law 119–4, \$10,368,826 is hereby permanently  
25 rescinded.

1       SEC. 109G. Of the unobligated balances from  
2 amounts made available until expended for “Department  
3 of Transportation—Office of the Secretary—Research and  
4 Technology” in division L of title I of Public Law 117–  
5 103, \$1,272,800.79 is hereby permanently rescinded.

6                   FEDERAL AVIATION ADMINISTRATION

7                                   OPERATIONS

8                                           (AIRPORT AND AIRWAY TRUST FUND)

9       For necessary expenses of the Federal Aviation Ad-  
10 ministration (FAA), not otherwise provided for, including  
11 operations and research activities related to commercial  
12 space transportation, administrative expenses for research  
13 and development, establishment of air navigation facilities,  
14 the operation (including leasing) and maintenance of air-  
15 craft, subsidizing the cost of aeronautical charts and maps  
16 sold to the public, the lease or purchase of passenger  
17 motor vehicles for replacement only, \$13,710,000,000, to  
18 remain available until September 30, 2027, of which  
19 \$13,040,600,000 to be derived from the Airport and Air-  
20 way Trust Fund: *Provided*, That of the amounts made  
21 available under this heading—

22                   (1) not less than \$1,842,037,000 shall be avail-  
23                   able for aviation safety activities;

24                   (2) \$10,340,667,000 shall be available for air  
25                   traffic organization activities;

1           (3) \$41,755,000 shall be available for commer-  
2           cial space transportation activities;

3           (4) \$963,410,000 shall be available for finance  
4           and management activities;

5           (5) \$65,813,000 shall be available for NextGen  
6           and operations planning activities;

7           (6) \$154,896,000 shall be available for security  
8           and hazardous materials safety activities; and

9           (7) \$301,422,000 shall be available for staff of-  
10          fices:

11       *Provided further,* That of the amounts allocated under the  
12       previous proviso—

13           (A) not less than \$379,223,000 shall be for air-  
14           craft certification service;

15           (B) not less than \$100,000,000 shall be for the  
16           Office of Aerospace Medicine;

17           (C) not less than \$279,200,000 shall be used to  
18           fund direct operations of the current air traffic con-  
19           trol towers in the contract tower program, including  
20           the contract tower cost share program, and any air-  
21           port that is currently qualified or that will qualify  
22           for the program during the fiscal year;

23           (D) \$6,000,000 shall be for the pilot program  
24           to convert high activity air traffic control towers op-  
25           erating under the contract tower program to FAA

1       staffed visual flight rules towers, as authorized  
2       under section 625 of the FAA Reauthorization Act  
3       of 2024, and to prioritize the contract towers as re-  
4       quired under section 625(a)(2) of such Act;

5               (E) not less than \$16,000,000 shall be for the  
6       Office of Spectrum Engineering;

7               (F) \$6,000,000 shall be for unmanned aircraft  
8       system test ranges;

9               (G) not less than \$7,500,000 shall be for the  
10       internship program authorized under section 404 of  
11       the FAA Reauthorization Act of 2024 (Public Law  
12       118–63);

13              (H) not less than \$1,000,000 shall be for the  
14       human intervention motivation study contract and  
15       the flight attendant drug and alcohol program con-  
16       tract; and

17              (I) \$3,000,000 shall be for the FAA’s veterans’  
18       pilot training program:

19       *Provided further,* That not to exceed 5 percent of any  
20       budget activity, except for aviation safety budget activity,  
21       may be transferred to any budget activity under this head-  
22       ing: *Provided further,* That no transfer may increase or  
23       decrease any appropriation under this heading by more  
24       than 5 percent: *Provided further,* That any transfer in ex-  
25       cess of 5 percent shall be treated as a reprogramming of

1 funds under section 405 of this Act and shall not be avail-  
2 able for obligation or expenditure except in compliance  
3 with the procedures set forth in that section: *Provided fur-*  
4 *ther*, That not later than 45 days after the submission of  
5 the budget request, the Administrator of the Federal Avia-  
6 tion Administration shall transmit to Congress an annual  
7 update to the report submitted to Congress in December  
8 2004 pursuant to section 221 of the Vision 100-Century  
9 of Aviation Reauthorization Act (49 U.S.C. 44506 note):  
10 *Provided further*, That not later than 45 days after the  
11 submission of the budget request, the Administrator shall  
12 transmit to Congress reports that describe a comprehen-  
13 sive strategy for staffing, hiring, and training of flight  
14 standards and aircraft certification staff, and airway  
15 transportation system specialists in a format similar to the  
16 one utilized for the controller staffing plan, including stat-  
17 ed attrition estimates and numerical hiring goals by fiscal  
18 year: *Provided further*, That the amounts made available  
19 under this heading shall be reduced by \$100,000 for each  
20 day after 45 days after the submission of the budget re-  
21 quest that reports containing the information described in  
22 the preceding two provisos have not been transmitted to  
23 Congress: *Provided further*, That funds may be used to  
24 enter into a grant agreement with a nonprofit standard-  
25 setting organization to assist in the development of avia-

1 tion safety standards: *Provided further*, That none of the  
2 funds made available by this Act shall be available for new  
3 applicants for the second career training program: *Pro-*  
4 *vided further*, That none of the funds made available by  
5 this Act shall be available for the Federal Aviation Admin-  
6 istration to finalize or implement any regulation that  
7 would promulgate new aviation user fees not specifically  
8 authorized by law after the date of the enactment of this  
9 Act: *Provided further*, That there may be credited to this  
10 appropriation, as offsetting collections, funds received  
11 from States, counties, municipalities, foreign authorities,  
12 other public authorities, and private sources for expenses  
13 incurred in the provision of agency services, including re-  
14 cepts for the maintenance and operation of air navigation  
15 facilities, and for issuance, renewal or modification of cer-  
16 tificates, including airman, aircraft, and repair station cer-  
17 tificates, or for tests related thereto, or for processing  
18 major repair or alteration forms: *Provided further*, That  
19 not later than 120 days after enactment of this Act, the  
20 Administrator shall transmit to the House and Senate  
21 Committees on Appropriations a report on all expenditures  
22 related to the contract tower program from the most re-  
23 cent fiscal year, including a breakout for administrative  
24 costs, contract support expenses, insurance, equipment  
25 procured and installed in contract towers, new starts, and

1 aggregate payments for operating the contract towers:  
2 *Provided further*, That not later than 180 days after enact-  
3 ment of this Act, the Administrator shall transmit to the  
4 House and Senate Committees on Appropriations a report  
5 on the FAA's ongoing efforts and future plans to equip  
6 contract towers with radar displays and other technology  
7 that the FAA believes are necessary to enhance aviation  
8 safety: *Provided further*, That none of the funds made  
9 available by this Act for aeronautical charting and cartog-  
10 raphy are available for activities conducted by, or coordi-  
11 nated through, the Working Capital Fund: *Provided fur-*  
12 *ther*, That not less than \$4,000,000 of amounts made  
13 available for staff offices shall be used to establish the Of-  
14 fice of the Assistant Administrator for Rulemaking and  
15 Regulatory Improvement as authorized under section  
16 106(c) of title 49, United States Code: *Provided further*,  
17 That none of the funds appropriated or otherwise made  
18 available by this Act or any other Act may be used to  
19 eliminate the contract weather observers program at any  
20 airport.

21 FACILITIES AND EQUIPMENT

22 (AIRPORT AND AIRWAY TRUST FUND)

23 For necessary expenses, not otherwise provided for,  
24 for acquisition, establishment, technical support services,  
25 improvement by contract or purchase, and hire of national

1 airspace systems and experimental facilities and equip-  
2 ment, as authorized under part A of subtitle VII of title  
3 49, United States Code, including initial acquisition of  
4 necessary sites by lease or grant; engineering and service  
5 testing, including construction of test facilities and acqui-  
6 sition of necessary sites by lease or grant; construction  
7 and furnishing of quarters and related accommodations  
8 for officers and employees of the Federal Aviation Admin-  
9 istration stationed at remote localities where such accom-  
10 modations are not available; and the purchase, lease, or  
11 transfer of aircraft from funds made available under this  
12 heading, including aircraft for aviation regulation and cer-  
13 tification; to be derived from the Airport and Airway Trust  
14 Fund, \$4,000,000,000, of which \$697,850,000 is for per-  
15 sonnel and related expenses and shall remain available  
16 until September 30, 2027, and \$3,302,150,000 shall re-  
17 main available until September 30, 2028: *Provided*, That  
18 the sums appropriated under this heading in this Act shall  
19 be made available for the purposes, and in the amounts,  
20 specified for spending in the table entitled “Allocation of  
21 FAA Facilities and Equipment Funding in This Act—Fis-  
22 cal Year 2026” included for this division in the explana-  
23 tory statement described in section 4 (in the matter pre-  
24 ceding division A of this consolidated Act): *Provided fur-*  
25 *ther*, That the sums appropriated under this heading in

1 title VIII of division J of the Infrastructure Investment  
2 and Jobs Act (Public Law 117–58) shall be made available  
3 for the purposes, and in the amounts, specified for spend-  
4 ing in the table entitled “Allocation of FAA Facilities and  
5 Equipment Funding in the Infrastructure Investment and  
6 Jobs Act—Fiscal Year 2026” included for this division in  
7 the explanatory statement described in section 4 (in the  
8 matter preceding division A of this consolidated Act): *Pro-*  
9 *vided further*, That amounts repurposed pursuant to the  
10 preceding proviso shall continue to be treated as amounts  
11 specified in section 103(b) of division A of Public Law  
12 118–5: *Provided further*, That there may be credited to  
13 this appropriation funds received from States, counties,  
14 municipalities, other public authorities, and private  
15 sources, for expenses incurred in the establishment, im-  
16 provement, and modernization of national airspace sys-  
17 tems: *Provided further*, That not later than 30 days after  
18 submission of the budget request, the Secretary of Trans-  
19 portation shall transmit to the Congress an investment  
20 plan for the Federal Aviation Administration which in-  
21 cludes funding for each budget line item for fiscal years  
22 2027 through 2031, with total funding for each year of  
23 the plan constrained to the funding targets for those years  
24 as estimated and approved by the Office of Management  
25 and Budget: *Provided further*, That section 405 of this Act

1 shall apply to amounts made available under the heading  
2 in this Act and in title VIII of the Infrastructure Invest-  
3 ment and Jobs Act (division J of Public Law 117–58):  
4 *Provided further*, That, notwithstanding subsections (a)(5)  
5 and (a)(6) of such section 405, unless prior approval is  
6 received from the House and Senate Committees on Ap-  
7 propriations, not to exceed 7 percent of any funding level  
8 specified for projects and activities in the tables incor-  
9 porated by reference under this heading may be trans-  
10 ferred to any other funding level specified for projects and  
11 activities in such tables and no transfer of such funding  
12 levels may increase or decrease any funding level in such  
13 tables by more than 7 percent.

14 RESEARCH, ENGINEERING, AND DEVELOPMENT

15 (AIRPORT AND AIRWAY TRUST FUND)

16 For necessary expenses, not otherwise provided for,  
17 for research, engineering, and development, as authorized  
18 under part A of subtitle VII of title 49, United States  
19 Code, including construction of experimental facilities and  
20 acquisition of necessary sites by lease or grant,  
21 \$290,000,000, to be derived from the Airport and Airway  
22 Trust Fund and to remain available until September 30,  
23 2028: *Provided*, That there may be credited to this appro-  
24 priation as offsetting collections, funds received from  
25 States, counties, municipalities, other public authorities,

1 and private sources, which shall be available for expenses  
2 incurred for research, engineering, and development: *Pro-*  
3 *vided further*, That the sums appropriated under this  
4 heading shall be made available for the purposes, and in  
5 the amounts, specified in the table entitled “Research, En-  
6 gineering, and Development” included for this division in  
7 the explanatory statement described in section 4 (in the  
8 matter preceding division A of this consolidated Act): *Pro-*  
9 *vided further*, That not to exceed 7 percent of any funding  
10 level specified in the table incorporated by reference under  
11 this heading included for this division in the explanatory  
12 statement described in section 4 (in the matter preceding  
13 division A of this consolidated Act) may be transferred to  
14 any other funding level specified under this heading in-  
15 cluded for this division in the explanatory statement de-  
16 scribed in section 4 (in the matter preceding division A  
17 of this consolidated Act): *Provided further*, That no trans-  
18 fer may increase or decrease any funding level by more  
19 than 7 percent: *Provided further*, That any transfer in ex-  
20 cess of 7 percent shall be treated as a reprogramming of  
21 funds under section 405 of this Act and shall not be avail-  
22 able for obligation or expenditure except in compliance  
23 with the procedures set forth in that section: *Provided fur-*  
24 *ther*, That of the amounts made available under this head-  
25 ing, \$40,000,000, to remain available until expended, shall

1 be for aviation workforce development programs, as au-  
2 thorized under section 625 of the FAA Reauthorization  
3 Act of 2018, as amended (49 U.S.C. 40132 note): *Pro-*  
4 *vided further*, That of the amounts set aside under the  
5 preceding proviso—

6 (1) no less than \$10,000,000 shall be awarded  
7 for manufacturing workforce grants as authorized  
8 under section 625 (a)(3) of such Act;

9 (2) \$10,000,000 shall be for not more than two  
10 community colleges that are sponsors of a general  
11 aviation airport identified in the National Plan of  
12 Integrated Airport Systems: *Provided*, That grants  
13 awarded under this paragraph for community col-  
14 leges shall be awarded for an amount not less than  
15 \$5,000,000 per award: *Provided further*, That the  
16 Secretary may award such grants under this sub-  
17 section notwithstanding section 625(b)(2) of the  
18 FAA Reauthorization Act of 2018, as amended (49  
19 U.S.C. 40132 note); and

20 (3) no less than \$20,000,000 shall be awarded  
21 to institutions eligible under paragraphs (1) and (3)  
22 of section 1067q(a) of title 20, United States Code,  
23 and priority shall be given to institutions or Consor-  
24 tiums of institutions near commercial aviation manu-

1 facturing and military aviation employment opportu-  
2 nities.

3 GRANTS-IN-AID FOR AIRPORTS  
4 (LIQUIDATION OF CONTRACT AUTHORIZATION)  
5 (LIMITATION ON OBLIGATIONS)  
6 (AIRPORT AND AIRWAY TRUST FUND)  
7 (INCLUDING TRANSFER OF FUNDS)

8 For liquidation of obligations incurred for grants-in-  
9 aid for airport planning and development, and noise com-  
10 patibility planning and programs as authorized under sub-  
11 chapter I of chapter 471 and subchapter I of chapter 475  
12 of title 49, United States Code, and under other law au-  
13 thorizing such obligations; for procurement, installation,  
14 and commissioning of runway incursion prevention devices  
15 and systems at airports of such title; for grants authorized  
16 under section 41743 of title 49, United States Code; and  
17 for inspection activities and administration of airport safe-  
18 ty programs, including those related to airport operating  
19 certificates under section 44706 of title 49, United States  
20 Code, \$4,000,000,000, to be derived from the Airport and  
21 Airway Trust Fund and to remain available until ex-  
22 pended: *Provided*, That none of the amounts made avail-  
23 able under this heading shall be available for the planning  
24 or execution of programs the obligations for which are in  
25 excess of \$4,000,000,000, in fiscal year 2026, notwith-

1 standing section 47117(g) of title 49, United States Code:  
2 *Provided further*, That none of the amounts made available  
3 under this heading shall be available for the replacement  
4 of baggage conveyor systems, reconfiguration of terminal  
5 baggage areas, or other airport improvements that are  
6 necessary to install bulk explosive detection systems: *Pro-*  
7 *vided further*, That notwithstanding section 47109(a) of  
8 title 49, United States Code, the Government's share of  
9 allowable project costs under paragraph (2) of such sec-  
10 tion for subgrants or paragraph (3) of such section shall  
11 be 95 percent for a project at other than a large or me-  
12 dium hub airport that is a successive phase of a multi-  
13 phased construction project for which the project sponsor  
14 received a grant in fiscal year 2011 for the construction  
15 project: *Provided further*, That notwithstanding any other  
16 provision of law, of amounts limited under this heading,  
17 not less than \$160,000,000 shall be available for adminis-  
18 tration, \$15,000,000 shall be available for the airport co-  
19 operative research program, \$41,827,000 shall be avail-  
20 able for the airport technology research program and of  
21 which, \$6,000,000 shall be available for the airfield tech-  
22 nology program authorized under section 1014 of Public  
23 Law 118-63, of which \$3,000,000 is for concrete pave-  
24 ment research and \$3,000,000 is for asphalt pavement re-  
25 search, and \$15,000,000, to remain available until ex-

1 pending, shall be available and transferred to “Office of  
2 the Secretary, Salaries and Expenses” to carry out the  
3 small community air service development program: *Pro-*  
4 *vided further*, That in addition to airports eligible under  
5 section 41743 of title 49, United States Code, such pro-  
6 gram may include the participation of an airport that  
7 serves a community or consortium that is not larger than  
8 a small hub airport, according to Federal Aviation Admin-  
9 istration hub classifications effective at the time the Office  
10 of the Secretary issues a request for proposals.

11 GRANTS-IN-AID FOR AIRPORTS

12 (INCLUDING TRANSFER OF FUNDS)

13 For an additional amount for “Grants-In-Aid for Air-  
14 ports”, to enable the Secretary of Transportation to make  
15 grants for projects as authorized by subchapter 1 of chap-  
16 ter 471 of title 49, United States Code, subchapter 1 of  
17 chapter 475 of such title, and section 767 of the FAA  
18 Reauthorization Act of 2024 (Public Law 118–63),  
19 \$577,356,000, to remain available through September 30,  
20 2028: *Provided*, That amounts made available under this  
21 heading shall be derived from the general fund, and such  
22 funds shall not be subject to apportionment formulas, spe-  
23 cial apportionment categories, or minimum percentages  
24 under chapter 471 of title 49, United States Code: *Pro-*  
25 *vided further*, That the amounts made available under this

1 heading shall not be subject to any limitation on obliga-  
2 tions for the Grants-in-Aid for Airports program set forth  
3 in any Act: *Provided further*, That of the sums appro-  
4 priated under this heading—

5           (1) \$542,356,000 shall be made available for  
6 the purposes, and in the amounts, specified for Com-  
7 munity Project Funding/Congressionally Directed  
8 Spending in the table entitled “Community Project  
9 Funding/Congressionally Directed Spending” for  
10 this division in the explanatory statement described  
11 in section 4 (in the matter preceding division A of  
12 this consolidated Act): *Provided*, That amounts  
13 made available in the preceding proviso for such  
14 purposes shall not diminish or prejudice any applica-  
15 tion or geographic region for other discretionary  
16 grant or loan awards made by the Department of  
17 Transportation: *Provided further*, That funds made  
18 available under this section shall not be subject to  
19 or considered under section 47115(j)(3)(B),  
20 47115(j)(3)(C), or 47115(j)(3)(D) of title 49,  
21 United States Code; and

22           (2) up to \$35,000,000 shall be made available  
23 to the Secretary to distribute as discretionary grants  
24 to airports that include, but are not limited to,  
25 projects that are eligible under section

1       47115(j)(3)(D) of title 49, United States Code: *Pro-*  
2       *vided*, That of amounts made available under this  
3       heading, \$20,000,000 shall be made available for the  
4       Secretary to distribute as discretionary grants for  
5       airports with scheduled commercial service in cal-  
6       endar year 2024, that serve essential air service  
7       markets as reported in October 2024, reported and  
8       certified zero dollars total debt at end of year on the  
9       form FAA–5100–127 submitted before the date of  
10      enactment of this Act for fiscal year 2024, and were  
11      allocated an amount under the heading “Grants-in-  
12      Aid for Airports” in division B of Public Law 116–  
13      136 equal to or less than the amount designated for  
14      a regional airport under paragraph (4) under such  
15      heading: *Provided further*, That the funds made  
16      available under the preceding proviso shall be  
17      prioritized for airports participating in the FAA  
18      Contract Tower Program:

19 *Provided further*, That of the amounts made available  
20 under this heading—

21           (1) \$300,000,000 shall be derived by transfer  
22      from the unobligated balances of amounts previously  
23      appropriated for fiscal years 2023, 2024, 2025, and  
24      2026 for personnel, contracting, and other costs to  
25      administer and oversee grants (excluding amounts

1 transferred to the Office of Inspector General of the  
2 Department of Transportation) under the heading  
3 “Federal Aviation Administration—Airport Infra-  
4 structure Grants” in title VIII of division J of the  
5 Infrastructure Investment and Jobs Act (Public Law  
6 117–58); and

7 (2) \$68,670,000 shall be derived by transfer  
8 from the unobligated balances of amounts previously  
9 appropriated for fiscal years 2023, 2024, 2025, and  
10 2026 for personnel, contracting, and other costs to  
11 administer and oversee grants (excluding amounts  
12 transferred to the Office of Inspector General of the  
13 Department of Transportation) under the heading  
14 “Federal Aviation Administration—Airport Ter-  
15 minal Program” in title VIII of division J of the In-  
16 frastructure Investment and Jobs Act (Public Law  
17 117–58):

18 *Provided further*, That amounts transferred pursuant to  
19 the preceding provisos shall continue to be treated as  
20 amounts specified in section 103(b) of division A of Public  
21 Law 118–5.

22 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION  
23 ADMINISTRATION

24 SEC. 110. None of the funds made available by this  
25 Act may be used to compensate in excess of 600 technical

1 staff-years under the federally funded research and devel-  
2 opment center contract between the Federal Aviation Ad-  
3 ministration and the Center for Advanced Aviation Sys-  
4 tems Development during fiscal year 2026.

5       SEC. 111. None of the funds made available by this  
6 Act shall be used to pursue or adopt guidelines or regula-  
7 tions requiring airport sponsors to provide to the Federal  
8 Aviation Administration without cost building construc-  
9 tion, maintenance, utilities and expenses, including related  
10 accommodation services, or space in airport sponsor-  
11 owned buildings for services relating to air traffic control,  
12 air navigation, or weather reporting: *Provided*, That the  
13 prohibition on the use of funds in this section does not  
14 apply to negotiations between the agency and airport  
15 sponsors to achieve agreement on “below-market” rates  
16 for these items or to grant assurances that require airport  
17 sponsors to provide land without cost to the Federal Avia-  
18 tion Administration for air traffic control facilities.

19       SEC. 112. The Administrator of the Federal Aviation  
20 Administration may reimburse amounts made available to  
21 satisfy section 41742(a)(1) of title 49, United States  
22 Code, from fees credited under section 45303 of title 49,  
23 United States Code, and any amount remaining in such  
24 account at the close of any fiscal year may be made avail-

1 able to satisfy section 41742(a)(1) of title 49, United  
2 States Code, for the subsequent fiscal year.

3 SEC. 113. Amounts collected under section 40113(e)  
4 of title 49, United States Code, shall be credited to the  
5 appropriation current at the time of collection, to be  
6 merged with and available for the same purposes as such  
7 appropriation.

8 SEC. 114. None of the funds made available by this  
9 Act shall be available for paying premium pay under sec-  
10 tion 5546(a) of title 5, United States Code, to any Federal  
11 Aviation Administration employee unless such employee  
12 actually performed work during the time corresponding to  
13 such premium pay.

14 SEC. 115. None of the funds made available by this  
15 Act may be obligated or expended for an employee of the  
16 Federal Aviation Administration to purchase a store gift  
17 card or gift certificate through use of a Government-issued  
18 credit card.

19 SEC. 116. Notwithstanding any other provision of  
20 law, none of the funds made available under this Act or  
21 any prior Act may be used to implement or to continue  
22 to implement any limitation on the ability of any owner  
23 or operator of a private aircraft to obtain, upon a request  
24 to the Administrator of the Federal Aviation Administra-  
25 tion, a blocking of that owner's or operator's aircraft reg-

1 istration number, Mode S transponder code, flight identi-  
2 fication, call sign, or similar identifying information from  
3 any ground based display to the public that would allow  
4 the real-time or near real-time flight tracking of that air-  
5 craft's movements, except data made available to a Gov-  
6 ernment agency, for the noncommercial flights of that  
7 owner or operator.

8       SEC. 117. None of the funds made available by this  
9 Act shall be available for salaries and expenses of more  
10 than nine political and Presidential appointees in the Fed-  
11 eral Aviation Administration: *Provided*, That of the nine  
12 political and Presidential appointee positions in the Fed-  
13 eral Aviation Administration, not less than one position  
14 shall be within each of the following offices and no ap-  
15 pointee shall be in any other office: the Office of the Ad-  
16 ministrator, the Office of the Deputy Administrator, the  
17 Office of the General Counsel, the Office of Government  
18 and Industry Affairs, the Office of Communications, the  
19 Office of Airports, and the Office for Policy, International  
20 Affairs, and Environment.

21       SEC. 118. None of the funds made available by this  
22 Act may be used to increase fees pursuant to section  
23 44721 of title 49, United States Code, until the Federal  
24 Aviation Administration provides to the House and Senate  
25 Committees on Appropriations a report that justifies all

1 fees related to aeronautical navigation products and ex-  
2 plains how such fees are consistent with Executive Order  
3 No. 13642.

4       SEC. 119. None of the funds made available by this  
5 Act may be used to close a regional operations center of  
6 the Federal Aviation Administration or reduce its services  
7 or personnel unless the Administrator notifies the House  
8 and Senate Committees on Appropriations not less than  
9 90 full business days in advance.

10       SEC. 119A. None of the funds made available by or  
11 limited by this Act may be used to change weight restric-  
12 tions or prior permission rules at Teterboro airport in  
13 Teterboro, New Jersey.

14       SEC. 119B. None of the funds made available by this  
15 Act may be used by the Administrator of the Federal Avia-  
16 tion Administration to withhold from consideration and  
17 approval any new application for participation in the con-  
18 tract tower program, or for reevaluation of cost-share pro-  
19 gram participants so long as the Federal Aviation Admin-  
20 istration has received an application from the airport, and  
21 so long as the Administrator determines such tower is eli-  
22 gible using the factors set forth in Federal Aviation Ad-  
23 ministration published establishment criteria.

24       SEC. 119C. None of the funds made available by this  
25 Act may be used to open, close, redesignate as a lesser

1 office, or reorganize a regional office, the aeronautical cen-  
2 ter, or the technical center unless the Administrator does  
3 so in compliance with section 405 of this Act.

4 SEC. 119D. Notwithstanding subsection (a)(7) of sec-  
5 tion 405, activities creating, reorganizing, or restructuring  
6 an organizational unit of the Federal Aviation Administra-  
7 tion are not subject to the requirements of section 405  
8 unless those activities would change the organization chart  
9 provided as an exhibit to section 1 of the President's  
10 Budget justification.

11 SEC. 119E. For an additional amount for "Grants-  
12 in-aid for Airports", up to \$3,500,000 shall be available  
13 through September 30, 2028, for necessary expenses, in-  
14 cluding an independent verification regime, to provide re-  
15 imbursement to airport sponsors that do not provide gate-  
16 way operations and providers of general aviation ground  
17 support services, or other aviation tenants, located at  
18 those airports closed during a temporary flight restriction  
19 (TFR) for any residence of the President that is des-  
20 ignated or identified to be secured by the United States  
21 Secret Service, and for direct and incremental financial  
22 losses incurred while such airports are closed solely due  
23 to the actions of the Federal Government: *Provided*, That  
24 such amounts shall be derived from balances remaining  
25 from amounts appropriated for such purposes in prior

1 Acts: *Provided further*, That such amounts shall not be  
2 subject to any limitation on obligations for the Grants-  
3 in-Aid for Airports program set forth in any Act: *Provided*  
4 *further*, That no funds shall be obligated or distributed  
5 to airport sponsors that do not provide gateway operations  
6 and providers of general aviation ground support services  
7 until an independent audit is completed: *Provided further*,  
8 That losses incurred as a result of violations of law, or  
9 through fault or negligence, of such operators and service  
10 providers or of third parties (including airports) are not  
11 eligible for reimbursements: *Provided further*, That obliga-  
12 tion and expenditure of funds are conditional upon full  
13 release of the United States Government for all claims for  
14 financial losses resulting from such actions.

15 SEC. 119F. Section 44502(e) of title 49, United  
16 States Code, shall be applied by inserting the following  
17 after paragraph (4):

18 “(5) LIMITATIONS.—

19 “(A) SYSTEMS OR EQUIPMENT.—Eligible  
20 air traffic systems or equipment identified in  
21 subparagraphs (A) through (C) of paragraph  
22 (3) of this subsection to be transferred to the  
23 Administrator under this subsection must have  
24 been purchased by the transferor airport on or  
25 after October 5, 2018.

1           “(B) OTHER SYSTEMS OR EQUIPMENT.—  
2           Eligible air traffic systems or equipment identi-  
3           fied in subparagraph (D) of paragraph (3) of  
4           this subsection to be transferred to the Admin-  
5           istrator under this subsection must have been  
6           purchased by the transferor airport on or after  
7           October 1, 2024.

8           “(6) AIRPORTS CLASSIFIED AS A BASIC OR  
9           LOCAL GENERAL AVIATION AIRPORT.—An airport  
10          that is categorized as a basic or local general avia-  
11          tion airport under the most recently published na-  
12          tional plan of integrated airport systems under sec-  
13          tion 47103 may only transfer an eligible air traffic  
14          system or equipment under this subsection in ac-  
15          cordance with the exception provided in paragraph  
16          (4) if such system or equipment was purchased by  
17          the transferor airport on or after October 1, 2024.”.

18          SEC. 119G. None of the funds in this or any other  
19          Act shall be used to plan, design, or implement the privat-  
20          ization or separation of the air traffic organization func-  
21          tions of the Federal Aviation Administration.

22          SEC. 119H. None of the funds appropriated or other-  
23          wise made available by this or any other Act may be used  
24          for the construction of a new Air Traffic Control Training  
25          Academy except for the Federal Aviation Administration’s

1 existing Training Academy located at the Mike Monroney  
2 Aeronautical Center.

3       SEC. 119I. Notwithstanding section 40122(c) of title  
4 49, United States Code, for this year and thereafter, the  
5 Administrator of the Federal Aviation Administration, in  
6 consultation with the Federal Air Surgeon, may increase  
7 the annual rate of basic pay for positions in the Office  
8 of Aerospace Medicine requiring a medical degree up to  
9 the annual compensation paid under section 102 of title  
10 3, United States Code.

11       SEC. 119J. The Administrator of the Federal Avia-  
12 tion Administration is directed to provide a spend plan  
13 and a briefing within 30 days of enactment of this Act,  
14 and each month thereafter during fiscal year 2026, to the  
15 House and Senate Committees on Appropriations on all  
16 activities and efforts funded by this Act and section 40003  
17 of Public Law 119–21 for the Federal Aviation Adminis-  
18 tration’s air traffic control modernization efforts: *Pro-*  
19 *vided*, That the Administrator shall make available for  
20 each briefing the Federal Aviation Administration’s Chief  
21 Financial Officer and the Assistant Administrator for Pol-  
22 icy, International Affairs, and Environment, and the Fed-  
23 eral Aviation Administration’s Air Traffic Organization’s  
24 Chief Operating Officer and Chief Technology Officer.

1                   FEDERAL HIGHWAY ADMINISTRATION  
2                   LIMITATION ON ADMINISTRATIVE EXPENSES  
3                   (HIGHWAY TRUST FUND)  
4                   (INCLUDING TRANSFER OF FUNDS)

5           Not to exceed \$504,187,977 together with advances  
6 and reimbursements received by the Federal Highway Ad-  
7 ministration, shall be obligated for necessary expenses for  
8 administration and operation of the Federal Highway Ad-  
9 ministration: *Provided*, That in addition, \$3,248,000 shall  
10 be transferred to the Appalachian Regional Commission  
11 in accordance with section 104(a) of title 23, United  
12 States Code.

13                   FEDERAL-AID HIGHWAYS  
14                   (LIMITATION ON OBLIGATIONS)  
15                   (HIGHWAY TRUST FUND)

16           Funds available for the implementation or execution  
17 of authorized Federal-aid highway and highway safety  
18 construction programs shall not exceed total obligations  
19 of \$62,657,105,821 for fiscal year 2026: *Provided*, That  
20 the limitation on obligations under this heading shall only  
21 apply to contract authority authorized from the Highway  
22 Trust Fund (other than the Mass Transit Account), un-  
23 less otherwise specified in law.

1 (LIQUIDATION OF CONTRACT AUTHORIZATION)

2 (HIGHWAY TRUST FUND)

3 For the payment of obligations incurred in carrying  
4 out authorized Federal-aid highway and highway safety  
5 construction programs, \$63,396,105,821 shall be derived  
6 from the Highway Trust Fund (other than the Mass Tran-  
7 sit Account), to remain available until expended.

8 HIGHWAY INFRASTRUCTURE PROGRAMS

9 (INCLUDING TRANSFER OF FUNDS)

10 For the purposes as described under this heading,  
11 \$2,395,880,591, of which \$927,212,591 shall be appro-  
12 priated from the general fund, and of which—

13 (1) \$1,093,756,000 shall be derived from the  
14 unobligated balances of amounts previously appro-  
15 priated under the heading “Federal Highway Ad-  
16 ministration—Highway Infrastructure Programs” in  
17 title VIII of division J of Public Law 117–58, as fol-  
18 lows:

19 (A) \$125,000,000 from amounts previously  
20 appropriated for fiscal years 2023, 2024, 2025,  
21 and 2026 for operations and administration of  
22 the Federal Highway Administration (excluding  
23 amounts transferred to the Office of Inspector  
24 General of the Department of Transportation);

1 (B) \$75,000,000 from amounts previously  
2 appropriated for fiscal year 2022 in paragraph  
3 (2) of such title VIII for the Joint Office of En-  
4 ergy and Transportation;

5 (C) \$300,000,000 from amounts previously  
6 appropriated for fiscal years 2024, 2025, and  
7 2026 in paragraph (2) of such title VIII for  
8 grants to States or localities that require addi-  
9 tional assistance to strategically deploy electric  
10 vehicle charging infrastructure;

11 (D) \$503,756,000 from amounts pre-  
12 viously appropriated for fiscal years 2022,  
13 2023, 2024, 2025, and 2026 in paragraph (2)  
14 of such title VIII that were distributed among  
15 the States, to be derived on a proportional basis  
16 from such unobligated amounts based on the  
17 unobligated balances from fiscal year 2022 by  
18 State as of January 31, 2026; and

19 (E) \$90,000,000 from amounts previously  
20 appropriated for fiscal years 2024, 2025, and  
21 2026 under paragraph (5) of such title VIII for  
22 the reduction of truck emissions at port facili-  
23 ties program:

24 *Provided*, That amounts derived from the unobli-  
25 gated balances as described in the matter preceding

1       this proviso shall continue to be treated as amounts  
2       specified in section 103(b) of division A of Public  
3       Law 118–5;

4           (2) \$20,000,000 shall be derived by transfer  
5       from the unobligated balances of amounts previously  
6       appropriated for fiscal years 2025 and 2026 under  
7       the heading “Federal Motor Carrier Safety Adminis-  
8       tration—Motor Carrier Safety Operations and Pro-  
9       gram” in title VIII of division J of Public Law 117–  
10      58: *Provided*, That amounts derived by transfer as  
11     described in the matter preceding this proviso shall  
12     continue to be treated as amounts specified in sec-  
13     tion 103(b) of division A of Public Law 118–5;

14          (3) \$204,912,000 shall be derived by transfer  
15     from the unobligated balances of amounts previously  
16     appropriated for fiscal years 2022, 2023, 2024,  
17     2025, and 2026 under the heading “Office of the  
18     Secretary—Strengthening Mobility and Revolution-  
19     izing Transportation Grant Program” in title VIII  
20     of division J of Public Law 117–58: *Provided*, That  
21     amounts derived by transfer as described in the mat-  
22     ter preceding this proviso shall continue to be treat-  
23     ed as amounts specified in section 103(b) of division  
24     A of Public Law 118–5;

1           (4) \$50,000,000 shall be derived by transfer  
2           from the unobligated balances of amounts made  
3           available by transfer pursuant to section 801 in title  
4           VIII of division J of Public Law 117–58 (excluding  
5           amounts transferred to the Office of Inspector Gen-  
6           eral of the Department of Transportation): *Provided*,  
7           That amounts derived by transfer as described in  
8           the matter preceding this proviso shall continue to  
9           be treated as amounts specified in section 103(b) of  
10          division A of Public Law 118–5; and

11          (5) \$100,000,000 shall be derived by transfer  
12          from the unobligated balances of amounts previously  
13          appropriated for fiscal year 2026 under the heading  
14          “Pipeline and Hazardous Materials Safety Adminis-  
15          tration—Natural Gas Distribution Infrastructure  
16          Safety and Modernization Grant Program” in title  
17          VIII of division J of Public Law 117–58 (excluding  
18          amounts transferred to the Office of Inspector Gen-  
19          eral of the Department of Transportation): *Provided*,  
20          That amounts derived by transfer as described in  
21          the matter preceding this proviso shall continue to  
22          be treated as amounts specified in section 103(b) of  
23          division A of Public Law 118–5;

24          *Provided further*, That the funds made available under this  
25          heading shall be in addition to any funds provided for fis-

1 cal year 2026 in this or any other Act for: (1) “Federal-  
2 aid Highways” under chapter 1 of title 23, United States  
3 Code; (2) the Appalachian development highway system  
4 as authorized under section 1069(y) of Public Law 102–  
5 240; (3) activities eligible under the Tribal transportation  
6 program under section 202 of title 23, United States  
7 Code; (4) activities eligible under the Federal lands trans-  
8 portation program under section 203 of such title; (5) ac-  
9 tivities eligible under the Federal land access program  
10 under section 204 of such title; (6) the Northern Border  
11 Regional Commission (40 U.S.C. 15101 et seq.); (7) the  
12 Southwest Border Regional Commission (40 U.S.C. 15101  
13 et seq.); (8) the Denali Commission; or (9) activities eligi-  
14 ble under chapter 5 of title 23, United States Code, and  
15 shall not affect the distribution or amount of funds pro-  
16 vided in any other Act: *Provided further*, That, except for  
17 the funds made available under this heading for the  
18 Northern Border Regional Commission, the Southwest  
19 Border Regional Commission, and the Denali Commission,  
20 section 11101(e) of Public Law 117–58 shall apply to  
21 funds made available under this heading: *Provided further*,  
22 That amounts made available under this heading shall not  
23 be subject to any limitation on obligations for Federal-aid  
24 highways or highway safety construction programs set  
25 forth in any Act making annual appropriations: *Provided*

1 *further*, That of the sums appropriated or otherwise made  
2 available under this heading—

3           (1) \$1,514,721,091, which shall be available  
4 until September 30, 2029, shall be for the purposes,  
5 and in the amounts, specified for Community  
6 Project Funding/Congressionally Directed Spending  
7 in the table entitled “Community Project Funding/  
8 Congressionally Directed Spending” included for this  
9 division in the explanatory statement described in  
10 section 4 (in the matter preceding division A of this  
11 consolidated Act): *Provided*, That amounts made  
12 available in the preceding proviso for such purposes  
13 shall not diminish or prejudice any application or ge-  
14 ographic region for other discretionary grant or loan  
15 awards made by the Department of Transportation:  
16 *Provided further*, That, except as otherwise provided  
17 under this heading, the funds made available under  
18 this paragraph shall be administered as if appor-  
19 tioned under chapter 1 of title 23, United States  
20 Code: *Provided further*, That funds made available  
21 under this paragraph that are used for Tribal  
22 projects shall be administered as if allocated under  
23 chapter 2 of title 23, United States Code, except  
24 that the set-asides described in subparagraph (C) of  
25 section 202(b)(3) of title 23, United States Code,

1 and subsections (a)(6), (c), and (e) of section 202 of  
2 such title, and section 1123(h)(1) of MAP-21 (as  
3 amended by Public Law 117-58), shall not apply to  
4 such funds;

5 (2) \$200,000,000, to remain available until  
6 September 30, 2029, shall be for activities eligible  
7 under the Tribal transportation program, as de-  
8 scribed in section 202 of title 23, United States  
9 Code: *Provided*, That, except as otherwise provided  
10 under this heading, the funds made available under  
11 this paragraph shall be administered as if allocated  
12 under chapter 2 of title 23, United States Code:  
13 *Provided further*, That the set-asides described in  
14 subparagraph (C) of section 202(b)(3) of title 23,  
15 United States Code, and subsections (a)(6), (c), and  
16 (e) of section 202 of such title shall not apply to  
17 funds made available under this paragraph: *Provided*  
18 *further*, That the set-aside described in section  
19 1123(h)(1) of MAP-21 (as amended by Public Law  
20 117-58), shall not apply to such funds;

21 (3) \$200,000,000, to remain available until ex-  
22 pended, shall be to carry out the Nationally Signifi-  
23 cant Multimodal Freight and Highway Projects pro-  
24 gram under section 117 of title 23, United States  
25 Code: *Provided*, That the funds made available

1 under this paragraph shall be for projects to provide  
2 public parking for commercial motor vehicles: *Pro-*  
3 *vided further*, That such projects shall be within rea-  
4 sonable access to or in the right of way of an Inter-  
5 state highway, the National Highway System, or the  
6 National Highway Freight Network: *Provided fur-*  
7 *ther*, That the Secretary shall reserve not less than  
8 50 percent of the amounts made available under this  
9 paragraph to make grants for projects that do not  
10 satisfy the minimum threshold under section  
11 117(d)(1)(B) of such title: *Provided further*, That, of  
12 the amount reserved under the preceding proviso,  
13 not less than 30 percent shall be used for projects  
14 in rural areas: *Provided further*, That each grant  
15 made with funds reserved under the third proviso of  
16 this paragraph shall be in an amount that is at least  
17 \$5,000,000: *Provided further*, That in addition to  
18 other applicable requirements, in making grants with  
19 funds reserved under the third proviso of this para-  
20 graph, the Secretary shall take into consideration  
21 the project selection considerations described in sec-  
22 tion 117(e)(3) of such title: *Provided further*, That,  
23 except as described in the preceding proviso, sub-  
24 sections (e) and (i) of section 117 of such title shall  
25 not apply to funds made available under this para-

1 graph: *Provided further*, That the Secretary shall re-  
2 serve not less than 25 percent of the amounts made  
3 available under this paragraph to make grants for  
4 projects located in rural areas: *Provided further*,  
5 That if qualified applications will not allow for the  
6 amount reserved under the preceding proviso to be  
7 fully utilized, the Secretary shall combine the unuti-  
8 lized amounts with the amounts reserved under the  
9 fourth proviso of this paragraph: *Provided further*,  
10 That the requirements in section 117(g) of such title  
11 shall not apply to a project assisted with a grant  
12 under this paragraph that does not meet the min-  
13 imum threshold under section 117(d)(1)(B): *Pro-*  
14 *vided further*, That, except as described in the fol-  
15 lowing proviso, the Federal share of the cost of a  
16 project assisted with a grant under this paragraph  
17 may not exceed 60 percent: *Provided further*, That  
18 the Federal share of the cost of a project that does  
19 not meet the minimum threshold under section  
20 117(d)(1)(B) of such title shall be 80 percent: *Pro-*  
21 *vided further*, That an eligible applicant that receives  
22 a grant under this paragraph may partner with a  
23 private entity to fund the development, capacity ex-  
24 pansion, or operation or maintenance of a facility:  
25 *Provided further*, That no fees may be charged by an

1 eligible applicant receiving a grant under this para-  
2 graph to a commercial motor vehicle driver to use  
3 parking constructed, expanded, opened, maintained,  
4 or improved with a grant under this paragraph: *Pro-*  
5 *vided further*, That the funds made available under  
6 this paragraph shall not be used for the construc-  
7 tion, or development phase activities that would en-  
8 able the construction, of charging or fueling infra-  
9 structure for the propulsion of a vehicle, including a  
10 commercial motor vehicle: *Provided further*, That for  
11 purposes of this paragraph, (1) the term “commer-  
12 cial motor vehicle” has the meaning given the term  
13 in section 31132 of title 49, United States Code,  
14 and (2) the term “rural area” has the meaning  
15 given the term in section 117(i)(3) of title 23,  
16 United States Code;

17 (4) \$5,000,000, to remain available until Sep-  
18 tember 30, 2029, shall be to carry out section 11502  
19 of the Infrastructure Investment and Jobs Act (23  
20 U.S.C. 148 note): *Provided*, That, except as other-  
21 wise provided under such section or this heading, the  
22 funds made available under this paragraph shall be  
23 administered as if apportioned under chapter 1 of  
24 title 23, United States Code;

1           (5) \$5,000,000, to remain available until Sep-  
2           tember 30, 2029, shall be to carry out the regional  
3           infrastructure accelerator demonstration program  
4           under section 1441 of the FAST Act (23 U.S.C. 601  
5           note): *Provided*, That for funds made available  
6           under this paragraph, the Federal share of the costs  
7           shall be, at the option of the recipient, up to 100  
8           percent: *Provided further*, That funds made available  
9           under this paragraph may be transferred to the Of-  
10          fice of the Secretary;

11          (6) \$20,000,000 shall be for necessary expenses  
12          for construction of the Appalachian development  
13          highway system, as authorized under section  
14          1069(y) of Public Law 102–240: *Provided*, That for  
15          the purposes of funds made available under this  
16          paragraph, the term “Appalachian State” means a  
17          State that contains 1 or more counties (including  
18          any political subdivision located within the area) in  
19          the Appalachian region as defined in section  
20          14102(a) of title 40, United States Code: *Provided*  
21          *further*, That funds made available under this head-  
22          ing for construction of the Appalachian development  
23          highway system shall remain available until ex-  
24          pended: *Provided further*, That, except as provided in  
25          the following proviso, funds made available under

1       this heading for construction of the Appalachian de-  
2       velopment highway system shall be administered as  
3       if apportioned under chapter 1 of title 23, United  
4       States Code: *Provided further*, That a project carried  
5       out with funds made available under this heading for  
6       construction of the Appalachian development high-  
7       way system shall be carried out in the same manner  
8       as a project under section 14501 of title 40, United  
9       States Code: *Provided further*, That subject to the  
10      following proviso, funds made available under this  
11      heading for construction of the Appalachian develop-  
12      ment highway system shall be apportioned to Appa-  
13      lachian States according to the percentages derived  
14      from the 2012 Appalachian development highway  
15      system cost-to-complete estimate, adopted in Appa-  
16      lachian Regional Commission Resolution Number  
17      736, and confirmed as each Appalachian State's rel-  
18      ative share of the estimated remaining need to com-  
19      plete the Appalachian development highway system,  
20      adjusted to exclude those corridors that such States  
21      have no current plans to complete, as reported in the  
22      2013 Appalachian Development Highway System  
23      Completion Report, unless those States have modi-  
24      fied and assigned a higher priority for completion of  
25      an Appalachian development highway system cor-

1       ridor, as reported in the 2020 Appalachian Develop-  
2       ment Highway System Future Outlook: *Provided*  
3       *further*, That the Secretary shall adjust apportion-  
4       ments made under the preceding proviso so that no  
5       Appalachian State shall be apportioned an amount  
6       in excess of 30 percent of the amount made available  
7       for construction of the Appalachian development  
8       highway system under this heading: *Provided fur-*  
9       *ther*, That the Secretary shall consult with the Appa-  
10      lachian Regional Commission in making adjustments  
11      under the preceding two provisos: *Provided further*,  
12      That the Federal share of the costs for which an ex-  
13      penditure is made for construction of the Appa-  
14      lachian development highway system under this  
15      heading shall be up to 100 percent;

16           (7) \$3,000,000, to remain available until Sep-  
17      tember 30, 2029, shall be transferred to the South-  
18      west Border Regional Commission (40 U.S.C. 15101  
19      et seq.) to make grants, in addition to amounts oth-  
20      erwise made available to the Southwest Border Re-  
21      gional Commission for such purpose, for authorized  
22      activities, including for administration of grants or  
23      cooperative agreements to support interjurisdictional  
24      planning activities advancing transportation infra-  
25      structure: *Provided*, That a grant made with funds

1       made available under this paragraph shall be admin-  
2       istered in the same manner as a grant made under  
3       subtitle V of title 40, United States Code;

4           (8) \$5,000,000, to remain available until ex-  
5       pended, shall be transferred to the Northern Border  
6       Regional Commission (40 U.S.C. 15101 et seq.) to  
7       make grants, in addition to amounts otherwise made  
8       available to the Northern Border Regional Commis-  
9       sion for such purpose, to carry out pilot projects  
10      that demonstrate the capabilities of wood-based in-  
11      frastructure projects: *Provided*, That a grant made  
12      with funds made available under this paragraph  
13      shall be administered in the same manner as a grant  
14      made under subtitle V of title 40, United States  
15      Code;

16           (9) \$5,000,000 shall be transferred to the  
17      Denali Commission for activities eligible under sec-  
18      tion 307(d) of the Denali Commission Act of 1998  
19      (42 U.S.C. 3121 note; Public Law 105–277): *Pro-*  
20      *vided*, That funds made available under this para-  
21      graph shall not be subject to section 311 of such  
22      Act: *Provided further*, That except as otherwise pro-  
23      vided under section 307(d) of such Act or this head-  
24      ing, funds made available under this paragraph shall  
25      be administered as if directly appropriated to the

1 Denali Commission and subject to applicable provi-  
2 sions of such Act, including the requirement in sec-  
3 tion 307(d) of such Act that the local community  
4 provides a 10 percent non-Federal match in the  
5 form of any necessary land or planning and design  
6 funds: *Provided further*, That such funds shall be  
7 available until expended: *Provided further*, That the  
8 Federal share of the costs for which an expenditure  
9 is made with funds transferred under this paragraph  
10 shall be up to 90 percent;

11 (10) \$15,000,000 shall be transferred to the  
12 Denali Commission to carry out the Denali access  
13 system program under section 309 of the Denali  
14 Commission Act of 1998 (42 U.S.C. 3121 note;  
15 Public Law 105–277): *Provided*, That a transfer  
16 under this paragraph shall not be subject to section  
17 311 of such Act: *Provided further*, That except as  
18 otherwise provided under this heading, funds made  
19 available under this paragraph shall be administered  
20 as if directly appropriated to the Denali Commission  
21 and subject to applicable provisions of such Act:  
22 *Provided further*, That funds made available under  
23 this paragraph shall not be subject to section  
24 309(j)(2) of such Act: *Provided further*, That funds  
25 made available under this paragraph shall be avail-

1       able until expended: *Provided further*, That the Fed-  
2       eral share of the costs for which an expenditure is  
3       made with funds transferred under this paragraph  
4       shall be up to 100 percent;

5           (11) \$2,000,000, to remain available until Sep-  
6       tember 30, 2029, shall be to carry out the polli-  
7       nator-friendly practices on roadsides and highway  
8       rights-of-way program under section 332 of title 23,  
9       United States Code;

10          (12) \$10,000,000, to remain available until  
11       September 30, 2029, shall be for the national scenic  
12       byways program under section 162 of title 23,  
13       United States Code: *Provided*, That, except as other-  
14       wise provided under this heading, the funds made  
15       available under this paragraph shall be administered  
16       as if apportioned under chapter 1 of title 23, United  
17       States Code;

18          (13) \$350,000,000, to remain available until  
19       September 30, 2029, shall be for a competitive high-  
20       way bridge program for States that—

21           (A) have—

22                   (i) a population density of less than  
23                   115 individuals per square mile; or

24                   (ii) a population of less than  
25                   1,100,000 individuals; and

1 (B) have—

2 (i) less than 26 percent of total  
3 bridges classified as in good condition; or

4 (ii) greater than or equal to 4.9 per-  
5 cent of total bridges classified as in poor  
6 condition:

7 *Provided*, That any such State with more than 14  
8 percent of total bridges classified as in poor condi-  
9 tion shall receive not less than \$32,500,000 of the  
10 funds made available in this paragraph for grant ap-  
11 plications for projects eligible under this paragraph:

12 *Provided further*, That if the Secretary determines  
13 that eligible applications from any such State meet-  
14 ing the criteria under the preceding proviso are in-  
15 sufficient to make awards of at least \$32,500,000,  
16 the Secretary shall use the unutilized amounts to  
17 provide other grants to States eligible under this  
18 paragraph: *Provided further*, That no State shall be

19 awarded more than \$55,000,000 in awards from  
20 funds made available under this paragraph for grant  
21 applications for projects eligible under this para-  
22 graph: *Provided further*, That the funds made avail-  
23 able under this paragraph shall be used for highway  
24 bridge replacement or rehabilitation projects on pub-  
25 lic roads that demonstrate cost savings by bundling

1 multiple highway bridge projects and, except as oth-  
2 erwise provided in this heading, shall be adminis-  
3 tered as if apportioned under chapter 1 of title 23,  
4 United States Code: *Provided further*, That the re-  
5 quirements of section 144(j)(5) of title 23, United  
6 States Code, shall not apply to funds made available  
7 under this paragraph: *Provided further*, That for  
8 purposes of this paragraph, the Secretary shall cal-  
9 culate population and population density figures  
10 based on the latest available data from the decennial  
11 census conducted under section 141(a) of title 13,  
12 United States Code: *Provided further*, That for pur-  
13 poses of this paragraph, the Secretary shall calculate  
14 the percentages of bridge counts (including the per-  
15 centages of bridge counts classified as in poor and  
16 good condition) based on the national bridge inven-  
17 tory as of June 2024;

18 (14) \$25,000,000 shall be for a competitive  
19 Type 3 highway bridge program for the replacement  
20 or rehabilitation of bridges that—(A) are owned by  
21 a county; (B) are classified as a Type 3 bridge by  
22 the Bureau of Reclamation; (C) are eligible under  
23 the Federal lands access program, as described in  
24 section 204 of title 23, United States Code; and (D)  
25 cross a water conveyance structure owned by the

1 Bureau of Reclamation: *Provided*, That the Sec-  
2 retary, in consultation with the Bureau of Reclama-  
3 tion, shall prioritize awards to projects that will lead  
4 to—(i) improved water delivery; (ii) improved bridge  
5 conditions; and (iii) improved safety, efficiency, and  
6 reliability of the movement of people and goods over  
7 Type 3 bridges crossing a water conveyance struc-  
8 ture owned by the Bureau of Reclamation: *Provided*  
9 *further*, That only a county owning a bridge meeting  
10 the conditions in this paragraph shall be an eligible  
11 applicant for a grant under this paragraph: *Provided*  
12 *further*, That, except as otherwise provided under  
13 this heading, funds made available under this para-  
14 graph shall be administered as if allocated under  
15 section 204 of such title, except that such funds  
16 shall not be subject to subsections (b) or (c) of such  
17 section: *Provided further*, That for the purposes of  
18 funds made available under this paragraph, the term  
19 “Type 3 bridge” means a bridge classified as a Type  
20 3 bridge by the Bureau of Reclamation as defined  
21 in its Reclamation Manual Directives and Standards  
22 FAC 07–01 (as updated on June 9, 2023): *Provided*  
23 *further*, That funds made available under this para-  
24 graph shall remain available until expended: *Pro-*  
25 *vided further*, That the Federal share of the costs for

1       which an expenditure is made with funds made  
2       available under this paragraph shall be 100 percent:  
3       *Provided further,* That the Secretary of Transpor-  
4       tation shall issue the notice of funding opportunity  
5       for the funds made available under this paragraph  
6       no later than 60 days after enactment of this Act:  
7       *Provided further,* That the Secretary of Transpor-  
8       tation shall make grants for the funds made avail-  
9       able under this paragraph no later than 270 days  
10      after enactment of this Act;

11           (15) \$6,159,500, to remain available until ex-  
12      pended, shall be for research leading to sustainable  
13      stormwater management technologies and techniques  
14      to reduce the impacts of 6PPD and 6PPD-quinone  
15      on salmon-bearing streams: *Provided,* That the Fed-  
16      eral Highway Administration shall implement this  
17      research as specified under the paragraph entitled  
18      “Stormwater Management” in Senate Report 119–  
19      47; and

20           (16) \$30,000,000, to remain available until ex-  
21      pended, shall be for capital construction grants  
22      under the Reconnecting Communities Pilot Program  
23      as authorized under section 11509(d) of division A  
24      of the Infrastructure Investment and Jobs Act (Pub-  
25      lic Law 117–58): *Provided,* That funds made avail-

1       able under this paragraph shall only be available for  
2       projects in States in which the Department of  
3       Transportation previously awarded a competitive  
4       grant award and signed a grant agreement of not  
5       less than \$145,000,000 under section 177 of title  
6       23, United States Code, and any amount of such  
7       funds were subsequently rescinded by an Act of Con-  
8       gress.

9       ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

10                                   ADMINISTRATION

11                                   (INCLUDING RESCISSIONS)

12       SEC. 120. (a) For fiscal year 2026, the Secretary of  
13       Transportation shall—

14                   (1) not distribute from the obligation limitation  
15       for Federal-aid highways—

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

19                                   (B) amounts authorized for the Bureau of  
20       Transportation Statistics;

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

24                                   (A) made available from the Highway  
25       Trust Fund (other than the Mass Transit Ac-

1 count) for Federal-aid highway and highway  
2 safety construction programs for previous fiscal  
3 years the funds for which are allocated by the  
4 Secretary (or apportioned by the Secretary  
5 under section 202 or 204 of title 23, United  
6 States Code); and

7 (B) for which obligation limitation was  
8 provided in a previous fiscal year;

9 (3) determine the proportion that—

10 (A) the obligation limitation for Federal-  
11 aid highways, less the aggregate of amounts not  
12 distributed under paragraphs (1) and (2) of  
13 this subsection; bears to

14 (B) the total of the sums authorized to be  
15 appropriated for the Federal-aid highway and  
16 highway safety construction programs (other  
17 than sums authorized to be appropriated for  
18 provisions of law described in paragraphs (1)  
19 through (11) of subsection (b) and sums au-  
20 thorized to be appropriated for section 119 of  
21 title 23, United States Code, equal to the  
22 amount referred to in subsection (b)(12) for  
23 such fiscal year), less the aggregate of the  
24 amounts not distributed under paragraphs (1)  
25 and (2) of this subsection;

1           (4) distribute the obligation limitation for Fed-  
2           eral-aid highways, less the aggregate amounts not  
3           distributed under paragraphs (1) and (2), for each  
4           of the programs (other than programs to which  
5           paragraph (1) applies) that are allocated by the Sec-  
6           retary under authorized Federal-aid highway and  
7           highway safety construction programs, or appor-  
8           tioned by the Secretary under section 202 or 204 of  
9           title 23, United States Code, by multiplying—

10                   (A) the proportion determined under para-  
11                   graph (3); by

12                   (B) the amounts authorized to be appro-  
13                   priated for each such program for such fiscal  
14                   year; and

15           (5) distribute the obligation limitation for Fed-  
16           eral-aid highways, less the aggregate amounts not  
17           distributed under paragraphs (1) and (2) and the  
18           amounts distributed under paragraph (4), for Fed-  
19           eral-aid highway and highway safety construction  
20           programs that are apportioned by the Secretary  
21           under title 23, United States Code (other than the  
22           amounts apportioned for the national highway per-  
23           formance program in section 119 of title 23, United  
24           States Code, that are exempt from the limitation  
25           under subsection (b)(12) and the amounts appor-

1 tioned under sections 202 and 204 of that title) in  
2 the proportion that—

3 (A) amounts authorized to be appropriated  
4 for the programs that are apportioned under  
5 title 23, United States Code, to each State for  
6 such fiscal year; bears to

7 (B) the total of the amounts authorized to  
8 be appropriated for the programs that are ap-  
9 portioned under title 23, United States Code, to  
10 all States for such fiscal year.

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

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

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

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

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

23 (5) subsections (b) and (e) of section 149 of the  
24 Surface Transportation and Uniform Relocation As-  
25 sistance Act of 1987 (101 Stat. 198);

1           (6) sections 1103 through 1108 of the Inter-  
2 modal Surface Transportation Efficiency Act of  
3 1991 (105 Stat. 2027);

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

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

10          (9) Federal-aid highway programs for which ob-  
11 ligation authority was made available under the  
12 Transportation Equity Act for the 21st Century  
13 (112 Stat. 107) or subsequent Acts for multiple  
14 years or to remain available until expended, but only  
15 to the extent that the obligation authority has not  
16 lapsed or been used;

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

21          (11) section 1603 of SAFETEA-LU (23  
22 U.S.C. 118 note; 119 Stat. 1248), to the extent that  
23 funds obligated in accordance with that section were  
24 not subject to a limitation on obligations at the time

1 at which the funds were initially made available for  
2 obligation; and

3 (12) section 119 of title 23, United States Code  
4 (but, for each of fiscal years 2013 through 2026,  
5 only in an amount equal to \$639,000,000).

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

9 (1) revise a distribution of the obligation limita-  
10 tion made available under subsection (a) if an  
11 amount distributed cannot be obligated during that  
12 fiscal year; and

13 (2) redistribute sufficient amounts to those  
14 States able to obligate amounts in addition to those  
15 previously distributed during that fiscal year, giving  
16 priority to those States having large unobligated bal-  
17 ances of funds apportioned under sections 144 (as in  
18 effect on the day before the date of enactment of  
19 Public Law 112–141) and 104 of title 23, United  
20 States Code.

21 (d) APPLICABILITY OF OBLIGATION LIMITATIONS TO  
22 TRANSPORTATION RESEARCH PROGRAMS.—

23 (1) IN GENERAL.—Except as provided in para-  
24 graph (2), the obligation limitation for Federal-aid

1 highways shall apply to contract authority for trans-  
2 portation research programs carried out under—

3 (A) chapter 5 of title 23, United States  
4 Code;

5 (B) title VI of the Fixing America's Sur-  
6 face Transportation Act; and

7 (C) title III of division A of the Infrastruc-  
8 ture Investment and Jobs Act (Public Law  
9 117-58).

10 (2) EXCEPTION.—Obligation authority made  
11 available under paragraph (1) shall—

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

14 (B) be in addition to the amount of any  
15 limitation imposed on obligations for Federal-  
16 aid highway and highway safety construction  
17 programs for future fiscal years.

18 (e) REDISTRIBUTION OF CERTAIN AUTHORIZED  
19 FUNDS.—

20 (1) IN GENERAL.—Not later than 30 days after  
21 the date of distribution of obligation limitation  
22 under subsection (a), the Secretary shall distribute  
23 to the States any funds (excluding funds authorized  
24 for the program under section 202 of title 23,  
25 United States Code) that—

1 (A) are authorized to be appropriated for  
2 such fiscal year for Federal-aid highway pro-  
3 grams; and

4 (B) the Secretary determines will not be  
5 allocated to the States (or will not be appor-  
6 tioned to the States under section 204 of title  
7 23, United States Code), and will not be avail-  
8 able for obligation, for such fiscal year because  
9 of the imposition of any obligation limitation for  
10 such fiscal year.

11 (2) **RATIO.**—Funds shall be distributed under  
12 paragraph (1) in the same proportion as the dis-  
13 tribution of obligation authority under subsection  
14 (a)(5).

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

19 **SEC. 121.** Notwithstanding 31 U.S.C. 3302, funds re-  
20 ceived by the Bureau of Transportation Statistics from the  
21 sale of data products, for necessary expenses incurred pur-  
22 suant to chapter 63 of title 49, United States Code, may  
23 be credited to the Federal-aid highways account for the  
24 purpose of reimbursing the Bureau for such expenses.

1       SEC. 122. Not less than 15 days prior to waiving,  
2 under his or her statutory authority, any Buy America re-  
3 quirement for Federal-aid highways projects, the Sec-  
4 retary of Transportation shall make an informal public no-  
5 tice and comment opportunity on the intent to issue such  
6 waiver and the reasons therefor: *Provided*, That the Sec-  
7 retary shall post on a website any waivers granted under  
8 the Buy America requirements.

9       SEC. 123. None of the funds made available in this  
10 Act may be used to make a grant for a project under sec-  
11 tion 117 of title 23, United States Code, unless the Sec-  
12 retary, at least 60 days before making a grant under that  
13 section, provides written notification to the House and  
14 Senate Committees on Appropriations of the proposed  
15 grant, including an evaluation and justification for the  
16 project and the amount of the proposed grant award.

17       SEC. 124. (a) A State or territory, as defined in sec-  
18 tion 165 of title 23, United States Code, may use for any  
19 project eligible under section 133(b) of title 23 or section  
20 165 of title 23 and located within the boundary of the  
21 State or territory any earmarked amount, and any associ-  
22 ated obligation limitation: *Provided*, That the Department  
23 of Transportation for the State or territory for which the  
24 earmarked amount was originally designated or directed  
25 notifies the Secretary of its intent to use its authority

1 under this section and submits an annual report to the  
2 Secretary identifying the projects to which the funding  
3 would be applied. Notwithstanding the original period of  
4 availability of funds to be obligated under this section,  
5 such funds and associated obligation limitation shall re-  
6 main available for obligation for a period of 3 fiscal years  
7 after the fiscal year in which the Secretary is notified. The  
8 Federal share of the cost of a project carried out with  
9 funds made available under this section shall be the same  
10 as associated with the earmark.

11 (b) In this section, the term “earmarked amount”  
12 means—

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

20 (2) a congressional earmark, as defined in rule  
21 XXI of the Rules of the House of Representatives,  
22 identified in a prior law, report, or joint explanatory  
23 statement, which was authorized to be appropriated  
24 or appropriated more than 10 fiscal years prior to

1 the current fiscal year, and administered by the Fed-  
2 eral Highway Administration.

3 (c) The authority under subsection (a) may be exer-  
4 cised only for those projects or activities that have obli-  
5 gated less than 10 percent of the amount made available  
6 for obligation as of October 1 of the current fiscal year,  
7 and shall be applied to projects within the same general  
8 geographic area within 25 miles for which the funding was  
9 designated, except that a State or territory may apply  
10 such authority to unexpended balances of funds from  
11 projects or activities the State or territory certifies have  
12 been closed and for which payments have been made under  
13 a final voucher.

14 (d) The Secretary shall submit consolidated reports  
15 of the information provided by the States and territories  
16 annually to the House and Senate Committees on Appro-  
17 priations.

18 SEC. 125. The remaining unobligated balances, as of  
19 September 30, 2026, from amounts made available for  
20 “Department of Transportation—Federal Highway Ad-  
21 ministration—Highway Infrastructure Programs” in divi-  
22 sion J of Public Law 117–58 for the Nationally Signifi-  
23 cant Freight and Highway Projects program under section  
24 117 of title 23, United States Code, for fiscal year 2023  
25 are hereby permanently rescinded, and an amount of addi-

1 tional new budget authority equivalent to the amount re-  
2 scinded pursuant to this section is hereby appropriated on  
3 September 30, 2026, for an additional amount for fiscal  
4 year 2026, to remain available until September 30, 2031,  
5 and shall be available, without additional competition, for  
6 completing the funding of awards made pursuant to sec-  
7 tion 117 of title 23, United States Code, for fiscal year  
8 2023 funding, in addition to other funds as may be avail-  
9 able for such purposes: *Provided*, That the amounts re-  
10 scinded pursuant to this section that were previously des-  
11 ignated by the Congress as an emergency requirement  
12 pursuant to section 4112(a) of H. Con. Res. 71 (115th  
13 Congress), the concurrent resolution on the budget for fis-  
14 cal year 2018, and to section 251(b) of the Balanced  
15 Budget and Emergency Deficit Control Act of 1985 are  
16 designated by the Congress as an emergency requirement  
17 pursuant to 4001(a)(1) of S. Con. Res 14 (117th Con-  
18 gress), the concurrent resolution on the budget for fiscal  
19 year 2022, and to legislation establishing fiscal year 2026  
20 budget enforcement in the House of Representatives: *Pro-*  
21 *vided further*, That the amount of additional new budget  
22 authority provided by this section is designated by the  
23 Congress as being for an emergency requirement pursuant  
24 to such section 4001(a)(1) and to legislation establishing

1 fiscal year 2026 budget enforcement in the House of Rep-  
2 resentatives.

3       SEC. 126. The remaining unobligated balances, as of  
4 September 30, 2026, from amounts made available for  
5 “Department of Transportation—Federal Highway Ad-  
6 ministration—Highway Infrastructure Programs” in divi-  
7 sion J of Public Law 117–58 for the bridge investment  
8 program under section 124 of title 23, United States  
9 Code, for fiscal year 2023 are hereby permanently re-  
10 scinded, and an amount of additional new budget author-  
11 ity equivalent to the amount rescinded pursuant to this  
12 section is hereby appropriated on September 30, 2026, for  
13 an additional amount for fiscal year 2026, to remain avail-  
14 able until September 30, 2031, and shall be available,  
15 without additional competition, for completing the funding  
16 of awards made pursuant to section 124 of title 23, United  
17 States Code, for fiscal year 2023 funding, in addition to  
18 other funds as may be available for such purposes: *Pro-*  
19 *vided*, That the amounts rescinded pursuant to this sec-  
20 tion that were previously designated by the Congress as  
21 an emergency requirement pursuant to section 4112(a) of  
22 H. Con. Res. 71 (115th Congress), the concurrent resolu-  
23 tion on the budget for fiscal year 2018, and to section  
24 251(b) of the Balanced Budget and Emergency Deficit  
25 Control Act of 1985 are designated by the Congress as

1 an emergency requirement pursuant to 4001(a)(1) of S.  
2 Con. Res 14 (117th Congress), the concurrent resolution  
3 on the budget for fiscal year 2022, and to legislation es-  
4 tablishing fiscal year 2026 budget enforcement in the  
5 House of Representatives: *Provided further*, That the  
6 amount of additional new budget authority provided by  
7 this section is designated by the Congress as being for an  
8 emergency requirement pursuant to such section  
9 4001(a)(1) and to legislation establishing fiscal year 2026  
10 budget enforcement in the House of Representatives.

11 SEC. 127. The remaining unobligated balances, as of  
12 September 30, 2026, from amounts made available for  
13 “Department of Transportation—Federal Highway Ad-  
14 ministration—Highway Infrastructure Programs” in divi-  
15 sion L of Public Law 117–328 for competitive awards for  
16 activities eligible under section 176(d)(4)(A) and  
17 176(d)(4)(C) of title 23, United States Code, for fiscal  
18 year 2023 are hereby permanently rescinded, and an  
19 amount of additional new budget authority equivalent to  
20 the amount rescinded pursuant to this section is hereby  
21 appropriated on September 30, 2026, for an additional  
22 amount for fiscal year 2026, to remain available until Sep-  
23 tember 30, 2031, and shall be available, without additional  
24 competition, for completing the funding of awards made  
25 pursuant to section 176 of title 23, United States Code,

1 for fiscal year 2023 funding, in addition to other funds  
2 as may be available for such purposes.

3 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION  
4 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS  
5 (LIQUIDATION OF CONTRACT AUTHORIZATION)

6 (LIMITATION ON OBLIGATIONS)

7 (HIGHWAY TRUST FUND)

8 For payment of obligations incurred in the implemen-  
9 tation, execution and administration of motor carrier safe-  
10 ty operations and programs pursuant to section 31110 of  
11 title 49, United States Code, as amended by the Infra-  
12 structure Investment and Jobs Act (Public Law 117–58),  
13 \$390,000,000, to be derived from the Highway Trust  
14 Fund (other than the Mass Transit Account), together  
15 with advances and reimbursements received by the Fed-  
16 eral Motor Carrier Safety Administration, the sum of  
17 which shall remain available until expended: *Provided*,  
18 That funds available for implementation, execution, or ad-  
19 ministration of motor carrier safety operations and pro-  
20 grams authorized under title 49, United States Code, shall  
21 not exceed total obligations of \$390,000,000, for “Motor  
22 Carrier Safety Operations and Programs” for fiscal year  
23 2026: *Provided further*, That of the amounts made avail-  
24 able under this heading—

1 (1) not less than \$63,098,000, to remain avail-  
2 able for obligation until September 30, 2028, shall  
3 be for development, modernization, enhancement,  
4 and continued operation and maintenance of infor-  
5 mation technology and information management;  
6 and

7 (2) \$14,073,000, to remain available for obliga-  
8 tion until September 30, 2028, shall be for the re-  
9 search and technology program:

10 *Provided further*, That the activities funded in paragraphs  
11 (1) and (2) in the preceding proviso may be accomplished  
12 through direct expenditures, direct research activities,  
13 grants, cooperative agreements, contracts, intra-agency or  
14 interagency agreements, or other agreements with public  
15 organizations.

16 MOTOR CARRIER SAFETY GRANTS  
17 (LIQUIDATION OF CONTRACT AUTHORIZATION)  
18 (LIMITATION ON OBLIGATIONS)  
19 (HIGHWAY TRUST FUND)

20 For payment of obligations incurred in carrying out  
21 sections 31102, 31103, 31104, and 31313 of title 49,  
22 United States Code, \$536,600,000, to be derived from the  
23 Highway Trust Fund (other than the Mass Transit Ac-  
24 count) and to remain available until expended: *Provided*,  
25 That funds available for the implementation or execution

1 of motor carrier safety programs shall not exceed total ob-  
2 ligations of \$541,600,000 in fiscal year 2026 for “Motor  
3 Carrier Safety Grants”: *Provided further*, That of the  
4 amounts made available under this heading—

5 (1) \$422,500,000, to remain available for obli-  
6 gation until September 30, 2027, shall be for the  
7 motor carrier safety assistance program;

8 (2) \$45,200,000, to remain available for obliga-  
9 tion until September 30, 2027, shall be for the com-  
10 mercial driver’s license program implementation pro-  
11 gram;

12 (3) \$62,400,000, to remain available for obliga-  
13 tion until September 30, 2027, shall be for the high  
14 priority program;

15 (4) \$1,500,000, to remain available for obliga-  
16 tion until September 30, 2027, shall be for the com-  
17 mercial motor vehicle operators grant program; and

18 (5) \$10,000,000, to remain available for obliga-  
19 tion until September 30, 2027, shall be for the com-  
20 mercial motor vehicle enforcement training and sup-  
21 port grant program, of which \$5,000,000 shall be  
22 made available from prior year unobligated contract  
23 authority made available for Motor Carrier Safety  
24 Grants in section 23001 of the Infrastructure In-  
25 vestment and Jobs Act (Public Law 117–58): *Pro-*



1 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION  
2 OPERATIONS AND RESEARCH  
3 (INCLUDING TRANSFER OF FUNDS)

4 For expenses necessary to discharge the functions of  
5 the Secretary, with respect to traffic and highway safety,  
6 authorized under chapter 301 and part C of subtitle VI  
7 of title 49, United States Code, \$200,000,000, of which  
8 \$65,000,000 shall remain available through September  
9 30, 2027, and of which \$129,000,000 shall be derived by  
10 transfer from the unobligated balances of amounts pre-  
11 viously appropriated in title VIII of division J of the Infra-  
12 structure Investment and Jobs Act (Public Law 117–58)  
13 as follows: (1) \$79,000,000 from amounts previously ap-  
14 propriated for fiscal years 2023, 2024, 2025, and 2026  
15 in paragraph (3) under the heading “Department of  
16 Transportation—National Highway Traffic Safety Admin-  
17 istration—Supplemental Highway Traffic Safety Pro-  
18 grams”; and (2) \$50,000,000 from amounts previously ap-  
19 propriated for fiscal year 2026 under the heading “De-  
20 partment of Transportation—National Highway Traffic  
21 Safety Administration—Crash Data”: *Provided*, That  
22 amounts derived by transfer as described in the matter  
23 preceding this proviso shall continue to be treated as  
24 amounts specified in section 103(b) of division A of Public  
25 Law 118–5.

1 OPERATIONS AND RESEARCH  
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)  
3 (LIMITATION ON OBLIGATIONS)  
4 (HIGHWAY TRUST FUND)

5 For payment of obligations incurred in carrying out  
6 the provisions of section 403 of title 23, United States  
7 Code, including behavioral research on automated driving  
8 systems and advanced driver assistance systems and im-  
9 proving consumer responses to safety recalls, section  
10 25024 of the Infrastructure Investment and Jobs Act  
11 (Public Law 117–58), and chapter 303 of title 49, United  
12 States Code, \$209,600,000, to be derived from the High-  
13 way Trust Fund (other than the Mass Transit Account)  
14 and to remain available until expended: *Provided*, That  
15 none of the funds in this Act shall be available for the  
16 planning or execution of programs the total obligations for  
17 which, in fiscal year 2026, are in excess of \$209,600,000:  
18 *Provided further*, That of the sums appropriated under  
19 this heading—

20 (1) \$202,000,000 shall be for programs author-  
21 ized under section 403 of title 23, United States  
22 Code, including behavioral research on automated  
23 driving systems and advanced driver assistance sys-  
24 tems and improving consumer responses to safety

1 recalls, and section 25024 of the Infrastructure In-  
2 vestment and Jobs Act (Public Law 117–58); and

3 (2) \$7,600,000 shall be for the national driver  
4 register authorized under chapter 303 of title 49,  
5 United States Code:

6 *Provided further*, That within the \$209,600,000 obligation  
7 limitation for operations and research, \$57,500,000 shall  
8 remain available until September 30, 2027, and shall be  
9 in addition to the amount of any limitation imposed on  
10 obligations for future years: *Provided further*, That  
11 amounts for behavioral research on automated driving sys-  
12 tems and advanced driver assistance systems and improv-  
13 ing consumer responses to safety recalls are in addition  
14 to any other funds provided for those purposes for fiscal  
15 year 2026 in this Act.

16 HIGHWAY TRAFFIC SAFETY GRANTS  
17 (LIQUIDATION OF CONTRACT AUTHORIZATION)  
18 (LIMITATION ON OBLIGATIONS)  
19 (HIGHWAY TRUST FUND)

20 For payment of obligations incurred in carrying out  
21 provisions of sections 402, 404, and 405 of title 23,  
22 United States Code, and grant administration expenses  
23 under chapter 4 of title 23, United States Code, to remain  
24 available until expended, \$849,654,625, to be derived from  
25 the Highway Trust Fund (other than the Mass Transit

1 Account): *Provided*, That none of the funds in this Act  
2 shall be available for the planning or execution of pro-  
3 grams for which the total obligations in fiscal year 2026  
4 are in excess of \$849,654,625 for programs authorized  
5 under sections 402, 404, and 405 of title 23, United  
6 States Code, and grant administration expenses under  
7 chapter 4 of title 23, United States Code: *Provided further*,  
8 That of the sums appropriated under this heading—

9 (1) \$393,400,000 shall be for highway safety  
10 programs under section 402 of title 23, United  
11 States Code;

12 (2) \$367,500,000 shall be for national priority  
13 safety programs under section 405 of title 23,  
14 United States Code;

15 (3) \$44,300,000 shall be for the high visibility  
16 enforcement program under section 404 of title 23,  
17 United States Code; and

18 (4) \$44,454,625 shall be for grant administra-  
19 tive expenses under chapter 4 of title 23, United  
20 States Code:

21 *Provided further*, That none of these funds shall be used  
22 for construction, rehabilitation, or remodeling costs, or for  
23 office furnishings and fixtures for State, local or private  
24 buildings or structures: *Provided further*, That not to ex-  
25 ceed \$500,000 of the funds made available for national

1 priority safety programs under section 405 of title 23,  
2 United States Code, for impaired driving countermeasures  
3 (as described in subsection (d) of that section) shall be  
4 available for technical assistance to the States: *Provided*  
5 *further*, That with respect to the “Transfers” provision  
6 under section 405(a)(10) of title 23, United States Code,  
7 any amounts transferred to increase the amounts made  
8 available under section 402 shall include the obligation au-  
9 thority for such amounts: *Provided further*, That the Ad-  
10 ministrator shall notify the House and Senate Committees  
11 on Appropriations of any exercise of the authority granted  
12 under the preceding proviso or under section 405(a)(10)  
13 of title 23, United States Code, within 5 days.

14 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY

15 TRAFFIC SAFETY ADMINISTRATION

16 SEC. 140. The limitations on obligations for the pro-  
17 grams of the National Highway Traffic Safety Adminis-  
18 tration set in this Act shall not apply to obligations for  
19 which obligation authority was made available in previous  
20 public laws but only to the extent that the obligation au-  
21 thority has not lapsed or been used.

22 SEC. 141. None of the funds provided in this Act may  
23 be used to encourage illegal drug or alcohol use in the  
24 National Highway Traffic Safety Administration’s im-  
25 paired driving advertising campaigns.

1        SEC. 142. An additional \$130,000 shall be made  
2 available to the National Highway Traffic Safety Adminis-  
3 tration, out of the amount limited for section 402 of title  
4 23, United States Code, to pay for travel and related ex-  
5 penses for State management reviews and to pay for core  
6 competency development training and related expenses for  
7 highway safety staff.

8                    FEDERAL RAILROAD ADMINISTRATION  
9                    SAFETY AND OPERATIONS

10        For necessary expenses of the Federal Railroad Ad-  
11 ministration, not otherwise provided for, \$264,761,000, of  
12 which \$25,000,000 shall remain available until expended.

13                    RAILROAD RESEARCH AND DEVELOPMENT

14        For necessary expenses for railroad research and de-  
15 velopment, \$40,000,000, to remain available until ex-  
16 pended: *Provided*, That of the amounts provided under  
17 this heading, up to \$3,000,000 shall be available pursuant  
18 to section 20108(d) of title 49, United States Code, for  
19 the construction, alteration, and repair of buildings and  
20 improvements at the Transportation Technology Center:  
21 *Provided further*, That of the amounts provided under this  
22 heading, not less than \$2,500,000 shall be available pursu-  
23 ant to section 20108(j) of title 49, United States Code,  
24 to establish and maintain a center of excellence.

1           FEDERAL-STATE PARTNERSHIP FOR INTERCITY  
2                           PASSENGER RAIL  
3                           (INCLUDING TRANSFER OF FUNDS)

4           For necessary expenses related to Federal-State part-  
5 nership for intercity passenger rail grants as authorized  
6 by section 24911 of title 49, United States Code,  
7 \$65,000,000, to remain available until expended: *Pro-*  
8 *vided*, That the Secretary may withhold up to 2 percent  
9 of the amounts made available under this heading in this  
10 Act for the costs of award and project management over-  
11 sight of grants carried out under title 49, United States  
12 Code: *Provided further*, That of the amounts made avail-  
13 able under this heading, \$40,000,000 shall be derived by  
14 transfer from the unobligated balances of amounts pre-  
15 viously appropriated for fiscal years 2025 and 2026 for  
16 the costs of award and project management oversight of  
17 grants, including amounts transferred to the “Financial  
18 Assistance Oversight and Technical Assistance” account  
19 (excluding amounts transferred to the Office of Inspector  
20 General of the Department of Transportation and to the  
21 National Railroad Passenger Corporation Office of Inspec-  
22 tor General) under the heading “Federal Railroad Admin-  
23 istration—Federal-State Partnership for Intercity Pas-  
24 senger Rail Grants” in title VIII of division J of the Infra-  
25 structure Investment and Jobs Act (Public Law 117–58):

1 *Provided further*, That amounts transferred pursuant to  
2 the preceding proviso shall continue to be treated as  
3 amounts specified in section 103(b) of division A of Public  
4 Law 118–5: *Provided further*, That, of amounts made  
5 available under this heading, \$5,000,000 shall be for a  
6 grant to the Union Station Redevelopment Corporation to  
7 rehabilitate and repair the Washington Union Station  
8 complex, and section 24911(f)(2) of title 49, United States  
9 Code, shall not apply to that grant.

10 CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY

11 IMPROVEMENTS

12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary expenses related to consolidated rail  
14 infrastructure and safety improvements grants, as author-  
15 ized by section 22907 of title 49, United States Code,  
16 \$137,426,000, to remain available until expended: *Pro-*  
17 *vided*, That of the amounts made available under this  
18 heading in this Act—

19 (1) \$87,426,000 shall be available for the pur-  
20 poses, and in amounts, specified for Community  
21 Project Funding/Congressionally Directed Spending  
22 in the table entitled “Community Project Funding/  
23 Congressionally Directed Spending” included for this  
24 division in the explanatory statement described in  
25 section 4 (in the matter preceding division A of this

1 consolidated Act): *Provided further*, That amounts  
2 made available in the preceding proviso for such  
3 purposes shall not diminish or prejudice any applica-  
4 tion or geographic region for other discretionary  
5 grant or loan awards made by the Department of  
6 Transportation: *Provided further*, That requirements  
7 under subsections (g) and (l) of section 22907 of  
8 title 49, United States Code, shall not apply to the  
9 funds made available under this paragraph: *Provided*  
10 *further*, That any remaining funds available after the  
11 distribution of the Community Project Funding/Congressio-  
12 nally Directed Spending described in this  
13 paragraph shall be available to the Secretary to dis-  
14 tribute as discretionary grants under this heading;  
15 and

16 (2) \$50,000,000 shall be available to the Sec-  
17 retary to distribute as discretionary grants under  
18 this heading in this Act:

19 *Provided further*, That of the amounts made available  
20 under this heading—

21 (1) \$20,000,000 shall be derived by transfer  
22 from the unobligated balances of amounts previously  
23 appropriated for fiscal year 2026 for the costs of  
24 award and project management oversight of grants,  
25 including amounts transferred to the “Financial As-

1       sistance Oversight and Technical Assistance” ac-  
2       count (excluding amounts transferred to the Office  
3       of Inspector General of the Department of Trans-  
4       portation and to the National Railroad Passenger  
5       Corporation Office of Inspector General) under the  
6       heading “Federal Railroad Administration—Consoli-  
7       dated Rail Infrastructure and Safety Improvements”  
8       in title VIII of division J of the Infrastructure In-  
9       vestment and Jobs Act (Public Law 117–58); and

10               (2) \$110,000,000 shall be derived by transfer  
11       from the unobligated balances of amounts previously  
12       appropriated for fiscal years 2025 and 2026 for the  
13       costs of award and project management oversight of  
14       grants, including amounts transferred to the “Fi-  
15       nancial Assistance Oversight and Technical Assist-  
16       ance” account (excluding amounts transferred to the  
17       Office of Inspector General of the Department of  
18       Transportation and to the National Railroad Pas-  
19       senger Corporation Office of Inspector General)  
20       under the heading “Federal Railroad Administra-  
21       tion—Federal-State Partnership for Intercity Pas-  
22       senger Rail Grants” in title VIII of division J of the  
23       Infrastructure Investment and Jobs Act (Public Law  
24       117–58):

1 *Provided further*, That amounts transferred pursuant to  
2 the preceding proviso shall continue to be treated as  
3 amounts specified in section 103(b) of division A of Public  
4 Law 118–5: *Provided further*, That for amounts made  
5 available under this heading in this Act, eligible projects  
6 under section 22907(c)(8) of title 49, United States Code,  
7 shall also include railroad systems planning (including the  
8 preparation of regional intercity passenger rail plans and  
9 State rail plans) and railroad project development activi-  
10 ties (including railroad project planning, preliminary engi-  
11 neering, design, environmental analysis, feasibility studies,  
12 and the development and analysis of project alternatives):  
13 *Provided further*, That section 22905(f) of title 49, United  
14 States Code, shall not apply to amounts made available  
15 under this heading in this Act for projects that implement  
16 or sustain positive train control systems otherwise eligible  
17 under section 22907(c)(1) of title 49, United States Code:  
18 *Provided further*, That amounts made available under this  
19 heading in this Act for projects selected for commuter rail  
20 passenger transportation may be transferred by the Sec-  
21 retary, after selection, to the appropriate agencies to be  
22 administered in accordance with chapter 53 of title 49,  
23 United States Code: *Provided further*, That for amounts  
24 made available under this heading in this Act, eligible re-  
25 cipients under section 22907(b)(7) of title 49, United

1 States Code, shall include any holding company of a Class  
2 II railroad or Class III railroad (as those terms are de-  
3 fined in section 20102 of title 49, United States Code):  
4 *Provided further*, That section 22907(e)(1)(A) of title 49,  
5 United States Code, shall not apply to amounts made  
6 available under this heading in this Act: *Provided further*,  
7 That section 22907(e)(1)(A) of title 49, United States  
8 Code, shall not apply to amounts made available under  
9 this heading in previous fiscal years if such funds are an-  
10 nounced in a notice of funding opportunity that includes  
11 funds made available under this heading in this Act: *Pro-*  
12 *vided further*, That the preceding proviso shall not apply  
13 to funds made available under this heading in the Infra-  
14 structure Investment and Jobs Act (division J of Public  
15 Law 117–58): *Provided further*, That unobligated balances  
16 remaining after 6 years from the date of enactment of this  
17 Act may be used for any eligible project under section  
18 22907(c) of title 49, United States Code: *Provided further*,  
19 That the Secretary may withhold up to 2 percent of the  
20 amounts made available under this heading in this Act for  
21 the costs of award and project management oversight of  
22 grants carried out under title 49, United States Code.

1       NORTHEAST CORRIDOR GRANTS TO THE NATIONAL  
2                   RAILROAD PASSENGER CORPORATION

3       To enable the Secretary of Transportation to make  
4 grants to the National Railroad Passenger Corporation for  
5 activities associated with the Northeast Corridor as au-  
6 thorized by section 22101(a) of the Infrastructure Invest-  
7 ment and Jobs Act (Public Law 117–58), \$850,000,000,  
8 to remain available until expended: *Provided*, That the  
9 Secretary may retain up to one-half of 1 percent of the  
10 amounts made available under both this heading in this  
11 Act and the “National Network Grants to the National  
12 Railroad Passenger Corporation” heading in this Act to  
13 fund the costs of project management and oversight of ac-  
14 tivities authorized by section 22101(c) of the Infrastruc-  
15 ture Investment and Jobs Act (Public Law 117–58): *Pro-*  
16 *vided further*, That in addition to the project management  
17 oversight funds authorized under section 22101(c) of the  
18 Infrastructure Investment and Jobs Act (Public Law 117–  
19 58), the Secretary shall retain an additional \$5,000,000  
20 of the amounts made available under this heading in this  
21 Act to fund expenses associated with the Northeast Cor-  
22 ridor Commission established under section 24905 of title  
23 49, United States Code.

1 NATIONAL NETWORK GRANTS TO THE NATIONAL  
2 RAILROAD PASSENGER CORPORATION

3 To enable the Secretary of Transportation to make  
4 grants to the National Railroad Passenger Corporation for  
5 activities associated with the National Network as author-  
6 ized by section 22101(b) of the Infrastructure Investment  
7 and Jobs Act (Public Law 117–58), \$1,577,000,000, to  
8 remain available until expended: *Provided*, That the Sec-  
9 retary shall retain an additional \$3,000,000 of the funds  
10 provided under this heading in this Act to fund expenses  
11 associated with the State-Supported Route Committee es-  
12 tablished under section 24712 of title 49, United States  
13 Code: *Provided further*, That none of the funds provided  
14 under this heading in this Act shall be used by Amtrak  
15 to give notice under subsection (a) or (c) of section 24706  
16 of title 49, United States Code, with respect to long-dis-  
17 tance routes (as defined in section 24102 of title 49,  
18 United States Code) on which Amtrak is the sole operator  
19 on a host railroad’s line and a positive train control system  
20 is not required by law or regulation, or, except in an emer-  
21 gency or during maintenance or construction outages im-  
22 pacting such routes, to otherwise discontinue, reduce the  
23 frequency of, suspend, or substantially alter the route of  
24 rail service on any portion of such route operated in fiscal  
25 year 2018, including implementation of service permitted

1 by section 24305(a)(3)(A) of title 49, United States Code,  
2 in lieu of rail service: *Provided further*, That the National  
3 Railroad Passenger Corporation may use up to  
4 \$66,000,000 of the amounts made available under this  
5 heading in this Act for corridor development activities as  
6 authorized by section 22101(h) of Public Law 117–58:  
7 *Provided further*, That \$5,000,000 of the amounts made  
8 available under this heading in this Act shall be for the  
9 modernization project identified under this heading in-  
10 cluded for this division in the explanatory statement de-  
11 scribed in section 4 (in the matter preceding division A  
12 of this consolidated Act).

13 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD

14 ADMINISTRATION

15 (INCLUDING TRANSFER OF FUNDS)

16 (INCLUDING RESCISSION)

17 SEC. 150. The amounts made available to the Sec-  
18 retary or to the Federal Railroad Administration for the  
19 costs of award, administration, and project management  
20 oversight of financial assistance which are administered  
21 by the Federal Railroad Administration, in this and prior  
22 Acts, may be transferred to the Federal Railroad Adminis-  
23 tration’s “Financial Assistance Oversight and Technical  
24 Assistance” account for the necessary expenses to support  
25 the award, administration, project management oversight,

1 and technical assistance of financial assistance adminis-  
2 tered by the Federal Railroad Administration, in the same  
3 manner as appropriated for in this and prior Acts: *Pro-*  
4 *vided*, That this section shall not apply to amounts that  
5 were previously designated by the Congress as an emer-  
6 gency requirement pursuant to a concurrent resolution on  
7 the budget or the Balanced Budget and Emergency Def-  
8 icit Control Act of 1985.

9       SEC. 151. None of the funds made available to the  
10 National Railroad Passenger Corporation may be used to  
11 fund any overtime costs in excess of \$35,000 for any indi-  
12 vidual employee: *Provided*, That the President of Amtrak  
13 may waive the cap set in the preceding proviso for specific  
14 employees when the President of Amtrak determines such  
15 a cap poses a risk to the safety and operational efficiency  
16 of the system: *Provided further*, That the President of Am-  
17 trak shall report to the House and Senate Committees on  
18 Appropriations no later than 60 days after the date of en-  
19 actment of this Act, a summary of all overtime payments  
20 incurred by Amtrak for 2025 and the 3 prior calendar  
21 years: *Provided further*, That such summary shall include  
22 the total number of employees that received waivers and  
23 the total overtime payments Amtrak paid to employees re-  
24 ceiving waivers for each month for 2025 and for the 3  
25 prior calendar years.

1           SEC. 152. None of the funds made available to the  
2 National Railroad Passenger Corporation under the head-  
3 ings “Northeast Corridor Grants to the National Railroad  
4 Passenger Corporation” and “National Network Grants to  
5 the National Railroad Passenger Corporation” may be  
6 used to reduce the total number of Amtrak Police Depart-  
7 ment uniformed officers patrolling on board passenger  
8 trains or at stations, facilities or rights-of-way below the  
9 staffing level on May 1, 2019.

10          SEC. 153. For amounts made available under the  
11 heading “Federal-State Partnership for Intercity Pas-  
12 senger Rail” for fiscal year 2026 in this Act and in title  
13 VIII of division J of Public Law 117–58, the Union Sta-  
14 tion Redevelopment Corporation shall be considered an en-  
15 tity eligible to receive a grant under section 24911(a) of  
16 title 49, United States Code: *Provided*, That section  
17 24911(f)(2) of title 49 shall not apply to grants made  
18 available to the Union Station Redevelopment Corporation  
19 under the authority as provided in this section: *Provided*  
20 *further*, That the Union Station Redevelopment Corpora-  
21 tion and the National Railroad Passenger Corporation  
22 shall adhere to Public Law 97–125 and ensure the historic  
23 preservation and improvements to Washington Union Sta-  
24 tion are achieved with maximum reliance on the private  
25 sector and minimum requirement for Federal assistance.

1       SEC. 154. None of the funds made available by this  
2 Act may be used by the National Railroad Passenger Cor-  
3 poration in contravention of the Worker Adjustment and  
4 Retraining Notification Act (29 U.S.C. 2101 et seq.).

5       SEC. 155. It is the sense of Congress that—

6           (1) long-distance passenger rail routes provide  
7 much-needed transportation access for 4,200,000  
8 riders in 39 States and the District of Columbia and  
9 are particularly important in rural areas; and

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

14       SEC. 156. Of the unobligated balances of funds re-  
15 maining from—

16           (1) “Railroad Safety Grants” account totaling  
17 \$795,331.70 appropriated by Public Law 114–113 is  
18 hereby permanently rescinded;

19           (2) “Grants to the National Railroad Passenger  
20 Corporation” account totaling \$20 appropriated by  
21 Public Law 104–50 is hereby permanently rescinded;

22           (3) “Capital Assistance to States—Intercity  
23 Passenger Rail Grant Program” account totaling  
24 \$292,181.41 appropriated by Public Law 111–8 is  
25 hereby permanently rescinded;

1           (4) “Capital Assistance for High Speed Rail  
2           Corridors and Intercity Passenger Rail Service” ac-  
3           count totaling \$9,912.54 appropriated by Public  
4           Law 111–117 is hereby permanently rescinded;

5           (5) “Railroad Research and Development” ac-  
6           count totaling \$1,008,385 appropriated by Public  
7           Law 109–115 is hereby permanently rescinded;

8           (6) “National Network Grants to the National  
9           Railroad Passenger Corporation” account totaling  
10          \$76,633.70 appropriated by Public Law 115–31 is  
11          hereby permanently rescinded;

12          (7) “Magnetic Levitation Technology Deploy-  
13          ment Program” account totaling \$14,000,000 appro-  
14          priated by the following public laws are hereby per-  
15          manently rescinded:

16                (A) Public Law 116–6 a total of  
17                \$10,000,000;

18                (B) Public Law 116–94 a total of  
19                \$2,000,000; and

20                (C) Public Law 116–260 a total of  
21                \$2,000,000;

22          (8) “Consolidated Rail Infrastructure and Safe-  
23          ty Improvements” account totaling \$5,000,000 ap-  
24          propriated by Public Law 117–328 for  
25          preconstruction planning activities and capital costs

1 related to the deployment of magnetic levitation  
2 transportation projects is hereby permanently re-  
3 scinded; and

4 (9) “Capital Assistance for High Speed Rail  
5 Corridors and Intercity Passenger Rail Service” ac-  
6 count totaling \$928,620,000 appropriated by Public  
7 Law 111–117 is hereby permanently rescinded.

8 FEDERAL TRANSIT ADMINISTRATION

9 TRANSIT FORMULA GRANTS

10 (LIQUIDATION OF CONTRACT AUTHORIZATION)

11 (LIMITATION ON OBLIGATIONS)

12 (HIGHWAY TRUST FUND)

13 For payment of obligations incurred in the Federal  
14 public transportation assistance program in this account,  
15 and for payment of obligations incurred in carrying out  
16 the provisions of 49 U.S.C. 5305, 5307, 5310, 5311,  
17 5312, 5314, 5318, 5329(e)(6), 5334, 5335, 5337, 5339,  
18 and 5340, section 20005(b) of Public Law 112–141, and  
19 section 3006(b) of Public Law 114–94, \$14,642,000,000,  
20 to be derived from the Mass Transit Account of the High-  
21 way Trust Fund and to remain available until expended:  
22 *Provided*, That funds available for the implementation or  
23 execution of programs authorized under 49 U.S.C. 5305,  
24 5307, 5310, 5311, 5312, 5314, 5318, 5329(e)(6), 5334,  
25 5335, 5337, 5339, and 5340, section 20005(b) of Public

1 Law 112–141, and section 3006(b) of Public Law 114–  
2 94, shall not exceed total obligations of \$14,642,000,000  
3 in fiscal year 2026.

4 TRANSIT INFRASTRUCTURE GRANTS  
5 (INCLUDING TRANSFER OF FUNDS)

6 For an additional amount for ferry boat grants under  
7 section 5307(h) of title 49, United States Code, bus test-  
8 ing facilities under section 5318 of such title, accelerating  
9 innovative mobility initiative grants under section 5312 of  
10 such title, Community Project Funding/Congressionally  
11 Directed Spending for projects and activities eligible under  
12 chapter 53 of such title, ferry service for rural commu-  
13 nities under section 71103 of division G of Public Law  
14 117–58, and operating assistance to improve public safety  
15 in transit systems, \$211,423,390, to remain available until  
16 expended: *Provided*, That of the sums provided under this  
17 heading in this Act—

18 (1) \$25,000,000 shall be available for ferry  
19 boat grants as authorized under section 5307(h) of  
20 such title: *Provided*, That of the amounts provided  
21 in this paragraph, no less than \$4,000,000 shall be  
22 available for low or zero emission ferries or ferries  
23 using electric battery or fuel cell components and the  
24 infrastructure to support such ferries;

1           (2) \$1,500,000 shall be available for the oper-  
2           ation and maintenance of the bus testing facilities  
3           selected under section 5318 of such title;

4           (3) \$2,000,000 shall be available for the accel-  
5           erating innovative mobility initiative as authorized  
6           under section 5312 of title 49, United States Code:  
7           *Provided*, That such amounts shall be available for  
8           competitive grants to improve mobility and enhance  
9           the rider experience with a focus on innovative serv-  
10          ice delivery models, creative financing, novel partner-  
11          ships, and integrated payment solutions in order to  
12          help disseminate proven innovation mobility prac-  
13          tices throughout the public transportation industry;

14          (4) \$147,923,390 shall be available for the pur-  
15          poses, and in the amounts, specified for Community  
16          Project Funding/Congressionally Directed Spending  
17          in the table entitled “Community Project Funding/  
18          Congressionally Directed Spending” included for this  
19          division in the explanatory statement described in  
20          section 4 (in the matter preceding division A of this  
21          consolidated Act): *Provided*, That amounts made  
22          available in this paragraph for such purposes shall  
23          not diminish or prejudice any application or geo-  
24          graphic region for other discretionary grant or loan  
25          awards made by the Department of Transportation:

1       *Provided further*, That unless otherwise specified, ap-  
2       plicable requirements under chapter 53 of title 49,  
3       United States Code, shall apply to amounts made  
4       available in this paragraph, except that the Federal  
5       share of the costs for a project in this paragraph  
6       shall be in an amount equal to 80 percent of the net  
7       costs of the project, unless the Secretary approves a  
8       higher maximum Federal share of the net costs of  
9       the project consistent with administration of similar  
10      projects funded under chapter 53 of title 49, United  
11      States Code;

12           (5) \$20,000,000 shall be available for ferry  
13      service for rural communities under section 71103 of  
14      division G of Public Law 117–58: *Provided*, That for  
15      amounts made available in this paragraph, notwith-  
16      standing section 71103(a)(2)(B), eligible service  
17      shall include passenger ferry service that serves at  
18      least two rural areas with a single segment over 15  
19      miles between the two rural areas: *Provided further*,  
20      That for (1) amounts made available in this para-  
21      graph, (2) unobligated balances from amounts made  
22      available pursuant to section 1101(a)(12) of division  
23      A of the Full-Year Continuing Appropriations and  
24      Extensions Act, 2025 (Public Law 119–4) for ferry  
25      service for rural communities previously appro-

1        priated in paragraph (5) under this heading in divi-  
2        sion F of the Consolidated Appropriations Act, 2024  
3        (Public Law 118–42), and (3) unobligated balances  
4        from amounts made available in paragraph (5)  
5        under this heading in division F of the Consolidated  
6        Appropriations Act, 2024 (Public Law 118–42), not-  
7        withstanding section 71103(e)(2), eligible service  
8        shall include passenger ferry service that receives  
9        funds apportioned under chapter 53 of title 49,  
10       United States Code: *Provided further*, That entities  
11       that provide eligible service pursuant to the pre-  
12       ceding two provisos may use amounts made available  
13       in this paragraph for public transportation capital  
14       projects to support any ferry service between two  
15       rural areas; and

16                (6) \$15,000,000 shall be available for costs re-  
17        lated to operating equipment and facilities for use in  
18        public transportation to improve public safety in  
19        transit systems: *Provided*, That the Secretary shall  
20        provide amounts made available in this paragraph as  
21        if such amounts were provided under section 5307  
22        of title 49, United States Code, as applicable: *Pro-*  
23        *vided further*, That notwithstanding subsection  
24        (a)(1) or (a)(2) of section 5307 of such title,  
25        amounts made available in this paragraph shall be

1 available for the operating cost of equipment and fa-  
2 cilities for use in public transportation eligible under  
3 section 5307 of such title: *Provided further*, That  
4 amounts made available in this paragraph shall be  
5 for eligible recipients under section 5307 of such  
6 title for such operating costs to improve public safe-  
7 ty, reduce crime, and increase security in transit  
8 systems: *Provided further*, That the Secretary shall  
9 allocate amounts made available in this paragraph to  
10 the 10 eligible recipients with the highest ridership  
11 in fiscal year 2024: *Provided further*, That amounts  
12 shall be provided to eligible recipients proportionally  
13 based on ridership in fiscal year 2024: *Provided fur-*  
14 *ther*, That no eligible recipient may receive an alloca-  
15 tion of more than 50 percent of the total amounts  
16 made available in this paragraph: *Provided further*,  
17 That the Secretary shall allocate any excess funds  
18 above the 50 percent threshold in the preceding pro-  
19 viso to all other eligible recipients in this paragraph  
20 proportionally based on ridership in fiscal year 2024:  
21 *Provided further*, That the Secretary shall allocate  
22 amounts made available in this paragraph to eligible  
23 recipients no later than 30 days after the date of en-  
24 actment of this Act:

1 *Provided further*, That amounts made available under this  
2 heading shall be derived from the general fund, of which—

3           (1) \$40,795,000 shall be derived from amounts  
4           previously appropriated for fiscal year 2026 for ad-  
5           ministrative and oversight expenses as authorized  
6           under section 5334 and section 5338(c) of title 49,  
7           United States Code, (excluding amounts transferred  
8           to the Office of Inspector General of the Department  
9           of Transportation) under the heading “Federal  
10          Transit Administration—Transit Infrastructure  
11          Grants” in title VIII of division J of the Infrastruc-  
12          ture Investment and Jobs Act (Public Law 117–58);

13           (2) \$4,975,000 shall be derived by transfer  
14           from the unobligated balances of amounts previously  
15           appropriated for fiscal years 2022, 2023, 2024,  
16           2025, and 2026 for administrative and oversight ex-  
17           penses as authorized under section 5334 and section  
18           5338(c) of title 49, United States Code, (excluding  
19           amounts transferred to the Office of Inspector Gen-  
20           eral of the Department of Transportation) under the  
21           heading “Federal Transit Administration—Electric  
22           or Low-Emitting Ferry Program” in title VIII of di-  
23           vision J of the Infrastructure Investment and Jobs  
24           Act (Public Law 117–58);

1           (3) \$4,601,000 shall be derived by transfer  
2           from the unobligated balances of amounts previously  
3           appropriated for fiscal years 2022, 2023, 2024,  
4           2025, and 2026 for administrative and oversight ex-  
5           penses as authorized under section 5334 and section  
6           5338(c) of title 49, United States Code, (excluding  
7           amounts transferred to the Office of Inspector Gen-  
8           eral of the Department of Transportation) under the  
9           heading “Federal Transit Administration—Ferry  
10          Service for Rural Communities” in title VIII of divi-  
11          sion J of the Infrastructure Investment and Jobs  
12          Act (Public Law 117–58); and

13          (4) \$138,000,000 shall be derived by transfer  
14          from the unobligated balances of amounts previously  
15          appropriated for fiscal years 2025 and 2026 for the  
16          costs of award and project management oversight of  
17          grants, including amounts transferred to the “Fi-  
18          nancial Assistance Oversight and Technical Assist-  
19          ance” account (excluding amounts transferred to the  
20          Office of Inspector General of the Department of  
21          Transportation and to the National Railroad Pas-  
22          senger Corporation Office of Inspector General)  
23          under the heading “Federal Railroad Administra-  
24          tion—Federal-State Partnership for Intercity Pas-  
25          senger Rail Grants” in title VIII of division J of the

1       Infrastructure Investment and Jobs Act (Public Law  
2       117–58):

3       *Provided further*, That amounts transferred pursuant to  
4 the preceding proviso shall continue to be treated as  
5 amounts specified in section 103(b) of division A of Public  
6 Law 118–5: *Provided further*, That amounts made avail-  
7 able under this heading in this Act shall not be subject  
8 to any limitation on obligations for transit programs set  
9 forth in this or any other Act.

10                   TECHNICAL ASSISTANCE AND TRAINING

11       For necessary expenses to carry out section 5314 of  
12 title 49, United States Code, \$7,500,000, to remain avail-  
13 able until September 30, 2027: *Provided*, That the assist-  
14 ance provided under this heading does not duplicate the  
15 activities of section 5311(b) or section 5312 of title 49,  
16 United States Code: *Provided further*, That amounts made  
17 available under this heading are in addition to any other  
18 amounts made available for such purposes: *Provided fur-*  
19 *ther*, That amounts made available under this heading  
20 shall not be subject to any limitation on obligations set  
21 forth in this or any other Act.

22                   CAPITAL INVESTMENT GRANTS

23                   (INCLUDING TRANSFER OF FUNDS)

24       For necessary expenses to carry out fixed guideway  
25 capital investment grants under section 5309 of title 49,

1 United States Code, and section 3005(b) of the Fixing  
2 America’s Surface Transportation Act (Public Law 114–  
3 94), \$1,700,000,000, to remain available until expended:  
4 *Provided*, That of the sums appropriated under this head-  
5 ing in this Act—

6 (1) \$1,357,300,000 shall be available for  
7 projects authorized under section 5309(d) of title  
8 49, United States Code;

9 (2) \$200,000,000 shall be available for projects  
10 authorized under section 5309(e) of title 49, United  
11 States Code;

12 (3) \$25,700,000 shall be available for projects  
13 authorized under section 5309(h) of title 49, United  
14 States Code; and

15 (4) \$100,000,000 shall be available for projects  
16 authorized under section 3005(b) of the Fixing  
17 America’s Surface Transportation Act:

18 *Provided further*, That the amounts made available under  
19 this heading in this or any prior appropriations Act shall  
20 be available for the purposes, and in amounts, specified  
21 in the table entitled “Allocation of FTA Capital Invest-  
22 ment Grants Funding” included for this division in the  
23 explanatory statement described in section 4 (in the mat-  
24 ter preceding division A of this consolidated Act): *Provided*  
25 *further*, That the Secretary shall make allocations for

1 amounts made available under this heading in this or any  
2 prior appropriations Act in accordance with the table re-  
3 ferred to in the second proviso under this heading in this  
4 Act no later than 120 days after the enactment of this  
5 Act: *Provided further*, That not to exceed 10 percent of  
6 any funding level specified in the table referred to in the  
7 second proviso under this heading in this Act may be  
8 transferred to any other funding level specified in such  
9 table: *Provided further*, That no transfer of such funding  
10 levels may increase or decrease any funding level in the  
11 table referred to in the second proviso under this heading  
12 in this Act by more than 10 percent: *Provided further*,  
13 That the preceding two provisos shall not apply to projects  
14 with full funding grant agreements under section 5309(d)  
15 of title 49, United States Code, included in the table re-  
16 ferred to in the second proviso under this heading in this  
17 Act: *Provided further*, That for funds made available under  
18 this heading in division J of Public Law 117–58 the sec-  
19 ond through sixth provisos shall be treated as inapplicable  
20 for fiscal year 2026: *Provided further*, That for funds  
21 made available under this heading in division J of Public  
22 Law 117–58, \$734,900,000 may be available for projects  
23 authorized under section 5309(d) of title 49, United  
24 States Code: *Provided further*, That for funds made avail-  
25 able under this heading in division J of Public Law 117–

1 58, \$849,500,000 may be available for projects authorized  
2 under section 5309(h) of title 49, United States Code:  
3 *Provided further*, That amounts repurposed under this  
4 heading in this Act shall continue to be treated as  
5 amounts specified in section 103(b) of division A of Public  
6 Law 118–5: *Provided further*, That the Secretary shall  
7 continue to administer the capital investment grants pro-  
8 gram in accordance with the procedural and substantive  
9 requirements of section 5309 of title 49, United States  
10 Code, and of section 3005(b) of the Fixing America’s Sur-  
11 face Transportation Act: *Provided further*, That projects  
12 that receive a grant agreement under the expedited project  
13 delivery for capital investment grants pilot program under  
14 section 3005(b) of the Fixing America’s Surface Trans-  
15 portation Act shall be deemed eligible for funding provided  
16 for projects under section 5309 of title 49, United States  
17 Code, without further evaluation or rating under such sec-  
18 tion: *Provided further*, That such funding shall not exceed  
19 the Federal share under section 3005(b).

20 GRANTS TO THE WASHINGTON METROPOLITAN AREA

21 TRANSIT AUTHORITY

22 For grants to the Washington Metropolitan Area  
23 Transit Authority as authorized under section 601 of divi-  
24 sion B of the Passenger Rail Investment and Improvement  
25 Act of 2008 (Public Law 110–432), \$150,000,000, to re-

1 main available until expended: *Provided*, That the Sec-  
2 retary of Transportation shall approve grants for capital  
3 and preventive maintenance expenditures for the Wash-  
4 ington Metropolitan Area Transit Authority only after re-  
5 ceiving and reviewing a request for each specific project:  
6 *Provided further*, That the Secretary shall determine that  
7 the Washington Metropolitan Area Transit Authority has  
8 placed the highest priority on those investments that will  
9 improve the safety of the system before approving such  
10 grants.

11 ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT

12 ADMINISTRATION

13 (INCLUDING TRANSFER OF FUNDS)

14 SEC. 160. The limitations on obligations for the pro-  
15 grams of the Federal Transit Administration shall not  
16 apply to any authority under 49 U.S.C. 5338, previously  
17 made available for obligation, or to any other authority  
18 previously made available for obligation.

19 SEC. 161. Notwithstanding any other provision of  
20 law, funds appropriated or limited by this Act under the  
21 heading “Capital Investment Grants” of the Federal  
22 Transit Administration for projects specified in this Act  
23 not obligated by September 30, 2029, and other recov-  
24 eries, shall be directed to projects eligible to use the funds  
25 for the purposes for which they were originally provided.

1       SEC. 162. Notwithstanding any other provision of  
2 law, any funds appropriated before October 1, 2025, under  
3 any section of chapter 53 of title 49, United States Code,  
4 that remain available for expenditure, may be transferred  
5 to and administered under the most recent appropriation  
6 heading for any such section.

7       SEC. 163. None of the funds made available by this  
8 Act or any other Act shall be used to adjust appor-  
9 tions or withhold funds from apportionments pursuant  
10 to section 9503(e)(4) of the Internal Revenue Code of  
11 1986 (26 U.S.C. 9503(e)(4)).

12       SEC. 164. None of the funds made available by this  
13 Act or any other Act shall be used to impede or hinder  
14 project advancement or approval for any project seeking  
15 a Federal contribution from the capital investment grants  
16 program of greater than 40 percent of project costs as  
17 authorized under section 5309 of title 49, United States  
18 Code.

19       SEC. 165. Of the unobligated balances made available  
20 for the following programs authorized by Public Law 109–  
21 59, the Secretary shall make \$94,316,766 available for  
22 transportation assistance, including assistance with tran-  
23 sit planning, capital projects, and operating assistance, for  
24 surface, commuter, and public transportation systems nec-  
25 essary to support the mobility needs of the international

1 quadrennial Olympic and Paralympic events as authorized  
2 by section 1223(e) of Public Law 105–178—

3 (1) “Alternatives Analysis Program” under sec-  
4 tion 5339 of title 49, United States Code;

5 (2) “bus and bus-related equipment and facili-  
6 ties” under section 5309 of title 49, United States  
7 Code; and

8 (3) “Alternative Transportation in Parks and  
9 Public Lands” under section 5320 of title 49,  
10 United States Code:

11 *Provided*, That such assistance shall be for any eligible  
12 entity as defined by section 6702 of title 49, United States  
13 Code, that serves or supports service to a venue that is  
14 part of the 2028 international quadrennial Olympic or  
15 Paralympic events: *Provided further*, That such assistance  
16 may be provided through direct grants or cooperative  
17 agreements for which the Federal share shall not exceed  
18 80 percent, with the exception of assistance for a supple-  
19 mental public transportation bus system which shall be no  
20 less than 90 percent: *Provided further*, That these  
21 amounts shall be in addition to other amounts made avail-  
22 able for such purpose: *Provided further*, That amounts  
23 made available in this section may be transferred to other  
24 operating administrations of the Department to admin-  
25 ister the amounts made available in this section as appro-

1 priate: *Provided further*, That amounts made available in  
2 this section shall only be available for obligation for the  
3 purposes specifically authorized in this section in this Act  
4 for a period not to exceed 2 fiscal years after the official  
5 closing of the 2028 international quadrennial Olympic and  
6 Paralympic events.

7       SEC. 166. Of the unobligated balances made available  
8 for the following programs authorized by Public Law 109–  
9 59 and Public Law 105–178, the Secretary shall make  
10 \$100,250,212 available for grants to transit agencies for  
11 costs related to eligible planning, capital, and operating  
12 expenses for equipment and facilities in support of  
13 matches or other public events held in domestic host cities  
14 for the FIFA World Cup 2026—

15           (1) “Clean Fuels Grant Program” under sec-  
16 tion 5308 of title 49, United States Code;

17           (2) “Job Access and Reverse Commute For-  
18 mula Grants” under section 5316 of title 49, United  
19 States Code;

20           (3) “New Freedom” under section 5317 of title  
21 49, United States Code, as amended by Public Law  
22 109–59; and

23           (4) “Rural Transportation Accessibility Incen-  
24 tive Program” under section 3038 of Public Law  
25 105–178:

1 *Provided*, That the Secretary shall apportion such  
2 amounts not later than 30 days after enactment of this  
3 Act so that the transit agencies in each of the domestic  
4 host cities for the FIFA World Cup 2026 are each entitled  
5 to receive an amount equal to—

6           (1) 70 percent of the total amount apportioned  
7           multiplied by a ratio equal to the FIFA estimated  
8           stadium capacity of the host stadium at the time of  
9           apportionment divided by the total FIFA estimated  
10          stadium capacity of all host stadiums at the time of  
11          apportionment; and

12          (2) 30 percent of the total amount apportioned  
13          multiplied by a ratio equal to the number of matches  
14          to be held in the host stadium divided by the total  
15          number of matches to be held in all host cities in the  
16          United States:

17 *Provided further*, That notwithstanding subsection (a)(1)  
18 or (b) of section 5307 of title 49, United States Code,  
19 amounts made available in this section are available for  
20 the planning, capital, and operating expenses of transit  
21 agencies for hosting matches or other public events held  
22 in domestic host cities for the FIFA World Cup 2026, eli-  
23 gible under section 5307 of title 49, United States Code:

24 *Provided further*, That such planning, capital, and oper-  
25 ating expenses are not required to be included in a trans-

1 portation improvement program, long-range transpor-  
2 tation, statewide transportation plan, or a statewide trans-  
3 portation improvement program: *Provided further*, That  
4 the Secretary shall not waive the requirements of section  
5 5333 of title 49, United States Code, for amounts made  
6 available in this section: *Provided further*, That unless oth-  
7 erwise specified, applicable requirements under chapter 53  
8 of title 49, United States Code, shall apply to amounts  
9 made available in this section, except that the Federal  
10 share of the costs for which any grant is made according  
11 to this section shall be, at the option of the recipient, up  
12 to 100 percent: *Provided further*, That amounts made  
13 available in this section shall only be available for obliga-  
14 tion for the purposes specifically authorized in this section  
15 in this Act for a period not to exceed 1 fiscal year after  
16 the official closing of the FIFA World Cup 2026 events.

17 GREAT LAKES ST. LAWRENCE SEAWAY DEVELOPMENT  
18 CORPORATION

19 The Great Lakes St. Lawrence Seaway Development  
20 Corporation is hereby authorized to make such expendi-  
21 tures, within the limits of funds and borrowing authority  
22 available to the Corporation, and in accord with law, and  
23 to make such contracts and commitments without regard  
24 to fiscal year limitations, as provided by section 9104 of  
25 title 31, United States Code, as may be necessary in car-

1 rying out the programs set forth in the Corporation's  
2 budget for the current fiscal year.

3                   OPERATIONS AND MAINTENANCE  
4                   (HARBOR MAINTENANCE TRUST FUND)

5       For necessary expenses to conduct the operations,  
6 maintenance, and capital infrastructure activities on por-  
7 tions of the St. Lawrence Seaway owned, operated, and  
8 maintained by the Great Lakes St. Lawrence Seaway De-  
9 velopment Corporation, \$38,080,000, to be derived from  
10 the Harbor Maintenance Trust Fund, pursuant to section  
11 210 of the Water Resources Development Act of 1986 (33  
12 U.S.C. 2238): *Provided*, That of the amounts made avail-  
13 able under this heading, not less than \$15,950,000 shall  
14 be for the seaway infrastructure program.

15                   MARITIME ADMINISTRATION  
16                   MARITIME SECURITY PROGRAM  
17                   (INCLUDING RESCISSION)

18       For necessary expenses to maintain and preserve a  
19 U.S.-flag merchant fleet as authorized under chapter 531  
20 of title 46, United States Code, to serve the national secu-  
21 rity needs of the United States, \$390,000,000, to remain  
22 available until expended: *Provided*, That of the unobli-  
23 gated balances remaining from fiscal year 2021, 2022,  
24 2023, 2024, and 2025 appropriations made available

1 under this heading, \$38,400,000 are hereby permanently  
2 rescinded.

3 CABLE SECURITY FLEET  
4 (INCLUDING RESCISSION)

5 For the cable security fleet program, as authorized  
6 under chapter 532 of title 46, United States Code,  
7 \$10,000,000, to remain available until expended: *Pro-*  
8 *vided*, That of the unobligated balances remaining from  
9 fiscal year 2021 and 2022 appropriations made available  
10 under this heading, \$12,392,000 are hereby permanently  
11 rescinded.

12 TANKER SECURITY PROGRAM  
13 (INCLUDING RESCISSION)

14 For Tanker Security Fleet payments, as authorized  
15 under section 53406 of title 46, United States Code,  
16 \$81,600,000, to remain available until expended: *Pro-*  
17 *vided*, That of the unobligated balances remaining from  
18 fiscal year 2022, 2023, and 2024 appropriations made  
19 available under this heading, \$42,808,000 are hereby per-  
20 manently rescinded.

21 OPERATIONS AND TRAINING

22 For necessary expenses of operations and training ac-  
23 tivities authorized by law, \$275,791,000: *Provided*, That  
24 of the sums appropriated under this heading—

1           (1) \$101,500,000 shall remain available until  
2           September 30, 2027, for the operations of the  
3           United States Merchant Marine Academy;

4           (2) \$50,000,000 shall remain available until ex-  
5           pended for facilities maintenance and repair, and  
6           equipment, at the United States Merchant Marine  
7           Academy;

8           (3) \$50,000,000 shall remain available until ex-  
9           pended for the capital improvement program at the  
10          United States Merchant Marine Academy;

11          (4) \$2,000,000 shall remain available until Sep-  
12          tember 30, 2027, for the maritime environmental  
13          and technical assistance program authorized under  
14          section 50307 of title 46, United States Code; and

15          (5) \$5,000,000 shall remain available until ex-  
16          pended, for the United States marine highway pro-  
17          gram to make grants for the purposes authorized  
18          under section 55601 of title 46, United States Code:

19          *Provided further,* That the Administrator of the Maritime  
20          Administration shall transmit to the House and Senate  
21          Committees on Appropriations the annual report on sexual  
22          assault and sexual harassment at the United States Mer-  
23          chant Marine Academy as required pursuant to section  
24          3510 of the National Defense Authorization Act for fiscal  
25          year 2017 (46 U.S.C. 51318): *Provided further,* That the

1 Administrator of the Maritime Administration shall trans-  
2 mit to the House and Senate Committees on Appropria-  
3 tions an annual capital improvement program plan not  
4 later than 30 days after the submission of the budget re-  
5 quest: *Provided further*, That available balances under this  
6 heading for the short sea transportation program or  
7 America's marine highway program (now known as the  
8 United States marine highway program) from prior year  
9 recoveries shall be available to carry out activities author-  
10 ized under section 55601 of title 46, United States Code.

11 STATE MARITIME ACADEMY OPERATIONS

12 For necessary expenses of operations, support, and  
13 training activities for State Maritime Academies,  
14 \$138,900,000: *Provided*, That of the sums appropriated  
15 under this heading—

16 (1) \$7,800,000 shall remain available until ex-  
17 pended for maintenance, repair, and life extension of  
18 training ships at the State Maritime Academies;

19 (2) \$110,000,000 shall remain available until  
20 expended for the national security multi-mission ves-  
21 sel program, of which—

22 (A) not less than \$55,000,000 shall be for  
23 necessary expenses to design, plan, construct  
24 infrastructure, and purchase equipment nec-  
25 essary to berth such ships, as determined by

1 the Secretary: *Provided*, That such funds may  
2 be used to reimburse State Maritime Academies  
3 for costs incurred prior to the date of enact-  
4 ment of this Act; and

5 (B) up to \$55,000,000 shall be for ex-  
6 penses related to the operation, integration,  
7 oversight, and management of national security  
8 multi-mission vessel school ships, including in-  
9 surance, maintenance, repair, and equipment  
10 costs;

11 (3) \$4,800,000 shall remain available until Sep-  
12 tember 30, 2030, for the student incentive program;

13 (4) \$9,300,000 shall remain available until ex-  
14 pended for training ship fuel assistance; and

15 (5) \$7,000,000 shall remain available until Sep-  
16 tember 30, 2027, for direct payments for State Mar-  
17 itime Academies: *Provided*, That each institution eli-  
18 gible for such payments receives no more than  
19 \$1,000,000.

20 ASSISTANCE TO SMALL SHIPYARDS

21 To make grants to qualified shipyards as authorized  
22 under section 54101 of title 46, United States Code,  
23 \$35,000,000, to remain available until expended.

## 1 SHIP DISPOSAL

2 For necessary expenses related to the disposal of ob-  
3 solete vessels in the National Defense Reserve Fleet of the  
4 Maritime Administration, \$6,000,000, to remain available  
5 until expended.

## 6 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM

## 7 ACCOUNT

## 8 (INCLUDING TRANSFER OF FUNDS)

9 For administrative expenses to carry out the guaran-  
10 teed loan program, \$3,940,000, which shall be transferred  
11 to and merged with the appropriations for “Maritime Ad-  
12 ministration—Operations and Training”.

## 13 PORT INFRASTRUCTURE DEVELOPMENT PROGRAM

14 To make grants to improve port facilities as author-  
15 ized under section 54301 of title 46, United States Code,  
16 and section 3501(b) of the National Defense Authoriza-  
17 tion Act for fiscal year 2026 (Public Law 119–60),  
18 \$103,330,000, to remain available until expended: *Pro-*  
19 *vided*, That of the sums appropriated under this heading  
20 in this Act—

21 (1) \$38,628,000 shall be for projects for coastal  
22 seaports, inland river ports, or Great Lakes ports:  
23 *Provided*, That for grants awarded under this para-  
24 graph in this Act, the minimum grant size shall be  
25 \$1,000,000; and

1           (2) \$64,702,000 shall be for the purposes, and  
2           in the amounts, specified for Community Project  
3           Funding/Congressionally Directed Spending in the  
4           table entitled “Community Project Funding/Con-  
5           gressionally Directed Spending” included for this di-  
6           vision in the explanatory statement described in sec-  
7           tion 4 (in the matter preceding division A of this  
8           consolidated Act): *Provided*, That amounts made  
9           available in this paragraph for such purposes shall  
10          not diminish or prejudice any applicant or geo-  
11          graphic region for other discretionary grant or loan  
12          awards made by the Department of Transportation.

13                   ADMINISTRATIVE PROVISIONS—MARITIME

14                           ADMINISTRATION

15                                   (INCLUDING RESCISSION)

16          SEC. 170. Notwithstanding any other provision of  
17          this Act, in addition to any existing authority, the Mari-  
18          time Administration is authorized to furnish utilities and  
19          services and make necessary repairs in connection with  
20          any lease, contract, or occupancy involving Government  
21          property under control of the Maritime Administration:  
22          *Provided*, That payments received therefor shall be cred-  
23          ited to the appropriation charged with the cost thereof and  
24          shall remain available until expended: *Provided further*,  
25          That rental payments under any such lease, contract, or

1 occupancy for items other than such utilities, services, or  
2 repairs shall be deposited into the Treasury as miscella-  
3 neous receipts.

4 SEC. 171. Of the unobligated balances from prior  
5 year appropriations available under the heading “Mari-  
6 time Administration—Maritime Guaranteed Loan (Title  
7 XI) Program Account”, \$34,000,000 are hereby re-  
8 scinded.

9 PIPELINE AND HAZARDOUS MATERIALS SAFETY

10 ADMINISTRATION

11 OPERATIONAL EXPENSES

12 For necessary operational expenses of the Pipeline  
13 and Hazardous Materials Safety Administration,  
14 \$28,647,000, of which \$4,500,000 shall remain available  
15 until September 30, 2028: *Provided*, That not less than  
16 \$2,000,000 of the amounts made available under this  
17 heading shall be for pipeline safety information grants to  
18 communities as authorized under section 60130 of title  
19 49, United States Code: *Provided further*, That the Sec-  
20 retary shall issue a notice of funding opportunity for such  
21 funds not later than 120 days after enactment of this Act.

22 HAZARDOUS MATERIALS SAFETY

23 For expenses necessary to discharge the hazardous  
24 materials safety functions of the Pipeline and Hazardous  
25 Materials Safety Administration, \$66,050,000, of which

1 \$8,570,000 shall remain available until September 30,  
2 2028, of which \$1,000,000 shall be made available for car-  
3 rying out section 5107(i) of title 49, United States Code:  
4 *Provided*, That up to \$800,000 in fees collected under sec-  
5 tion 5108(g) of title 49, United States Code, shall be de-  
6 posited in the general fund of the Treasury as offsetting  
7 receipts: *Provided further*, That there may be credited to  
8 this appropriation, to be available until expended, funds  
9 received from States, counties, municipalities, other public  
10 authorities, and private sources for expenses incurred for  
11 training, for reports publication and dissemination, and  
12 for travel expenses incurred in performance of hazardous  
13 materials exemptions and approvals functions.

14 PIPELINE SAFETY

15 (PIPELINE SAFETY FUND)

16 (OIL SPILL LIABILITY TRUST FUND)

17 For expenses necessary to carry out a pipeline safety  
18 program, as authorized by section 60107 of title 49,  
19 United States Code, and to discharge the pipeline program  
20 responsibilities of the Oil Pollution Act of 1990 (Public  
21 Law 101-380), \$214,807,000, to remain available until  
22 September 30, 2028, of which \$30,000,000 shall be de-  
23 rived from the Oil Spill Liability Trust Fund; of which  
24 \$177,407,000 shall be derived from the Pipeline Safety  
25 Fund; of which \$200,000 shall be derived from the fees

1 collected under section 60303 of title 49, United States  
2 Code, and deposited in the Liquefied Natural Gas Siting  
3 Account for compliance reviews of liquefied natural gas  
4 facilities; of which \$200,000 shall be derived from the fees  
5 collected under section 60117, of title 49, United States  
6 Code, and deposited in the Pipeline Safety Design Review  
7 Account for facility design safety reviews; and of which  
8 \$7,000,000 shall be derived from fees collected under sec-  
9 tion 60302 of title 49, United States Code, and deposited  
10 in the Underground Natural Gas Storage Facility Safety  
11 Account for the purpose of carrying out section 60141 of  
12 title 49, United States Code: *Provided*, That not less than  
13 \$1,058,000 of the amounts made available under this  
14 heading shall be for the one-call state grant program: *Pro-*  
15 *vided further*, That any amounts made available under this  
16 heading in this Act or in prior Acts for research contracts,  
17 grants, cooperative agreements or research other trans-  
18 actions agreements (OTAs) shall require written notifica-  
19 tion to the House and Senate Committees on Appropria-  
20 tions not less than 3 full business days before such re-  
21 search contracts, grants, cooperative agreements, or re-  
22 search OTAs are announced by the Department of Trans-  
23 portation: *Provided further*, That the Secretary shall  
24 transmit to the House and Senate Committees on Appro-  
25 priations the report on pipeline safety testing enhance-

1 ment as required pursuant to section 105 of the Pro-  
2 tecting our Infrastructure of Pipelines and Enhancing  
3 Safety Act of 2020 (division R of Public Law 116–260):  
4 *Provided further*, That the Secretary may obligate  
5 amounts made available under this heading to engineer,  
6 erect, alter, and repair buildings or make any other public  
7 improvements for research facilities at the Transportation  
8 Technology Center after the Secretary submits an updated  
9 research plan and the report in the preceding proviso to  
10 the House and Senate Committees on Appropriations and  
11 after such plan and report in the preceding proviso are  
12 approved by the House and Senate Committees on Appro-  
13 priations: *Provided further*, That of the amounts made  
14 available under this heading, not less than \$5,000,000 is  
15 for the National Center of Excellence for Liquefied Nat-  
16 ural Gas Safety authorized under section 111 of the Pro-  
17 tecting Our Infrastructure of Pipelines and Enhancing  
18 Safety Act of 2020 (PIPES) Act.

19 EMERGENCY PREPAREDNESS GRANTS

20 (LIMITATION ON OBLIGATIONS)

21 (EMERGENCY PREPAREDNESS FUND)

22 For expenses necessary to carry out the Emergency  
23 Preparedness Grants program, not more than  
24 \$46,825,000 shall remain available until September 30,  
25 2028, from amounts made available by section 5116(h)

1 and subsections (b) and (c) of section 5128 of title 49,  
2 United States Code: *Provided*, That notwithstanding sec-  
3 tion 5116(h)(4) of title 49, United States Code, not more  
4 than 4 percent of the amounts made available from this  
5 account shall be available to pay the administrative costs  
6 of carrying out sections 5116, 5107(e), and 5108(g)(2)  
7 of title 49, United States Code: *Provided further*, That  
8 notwithstanding subsections (b) and (c) of section 5128  
9 of title 49, United States Code, and the limitation on obli-  
10 gations provided under this heading, prior year recoveries  
11 recognized in the current year shall be available to develop  
12 and deliver hazardous materials emergency response train-  
13 ing for emergency responders, including response activities  
14 for the transportation of crude oil, ethanol, flammable liq-  
15 uids, and other hazardous commodities by rail, consistent  
16 with National Fire Protection Association standards, and  
17 to make such training available through an electronic for-  
18 mat: *Provided further*, That the prior year recoveries made  
19 available under this heading shall also be available to carry  
20 out sections 5116(a)(1)(C), 5116(h), 5116(i), 5116(j),  
21 and 5107(e) of title 49, United States Code.

22 OFFICE OF INSPECTOR GENERAL

23 SALARIES AND EXPENSES

24 For necessary expenses of the Office of Inspector  
25 General to carry out the provisions of the Inspector Gen-

1 eral Act of 1978, as amended, \$113,000,000: *Provided*,  
2 That the Inspector General shall have all necessary au-  
3 thority, in carrying out the duties specified in the Inspec-  
4 tor General Act, as amended (5 U.S.C. App.), to inves-  
5 tigate allegations of fraud, including false statements to  
6 the government (18 U.S.C. 1001), by any person or entity  
7 that is subject to regulation by the Department of Trans-  
8 portation: *Provided further*, That none of the funds made  
9 available by this Act or any other Act shall be used to  
10 impede or prevent the Inspector General (or Acting In-  
11 spector General) of the Department of Transportation  
12 from exercising the independent authority over all per-  
13 sonnel decisions, as authorized under section 406 of title  
14 5, United States Code.

15           GENERAL PROVISIONS—DEPARTMENT OF  
16                           TRANSPORTATION

17       SEC. 180. (a) During the current fiscal year, applica-  
18 ble appropriations to the Department of Transportation  
19 shall be available for maintenance and operation of air-  
20 craft; hire of passenger motor vehicles and aircraft; pur-  
21 chase of liability insurance for motor vehicles operating  
22 in foreign countries on official department business; and  
23 uniforms or allowances therefor, as authorized by sections  
24 5901 and 5902 of title 5, United States Code.

1           (b) During the current fiscal year, applicable appro-  
2       priations to the Department and its operating administra-  
3       tions shall be available for the purchase, maintenance, op-  
4       eration, and deployment of unmanned aircraft systems  
5       that advance the missions of the Department of Transpor-  
6       tation or an operating administration of the Department  
7       of Transportation.

8           (c) Any unmanned aircraft system purchased, pro-  
9       cured, or contracted for by the Department prior to the  
10      date of enactment of this Act shall be deemed authorized  
11      by Congress as if this provision was in effect when the  
12      system was purchased, procured, or contracted for.

13          SEC. 181. Appropriations contained in this Act for  
14      the Department of Transportation shall be available for  
15      services as authorized by section 3109 of title 5, United  
16      States Code, but at rates for individuals not to exceed the  
17      per diem rate equivalent to the rate for an Executive Level  
18      IV.

19          SEC. 182. (a) No recipient of amounts made available  
20      by this Act shall disseminate personal information (as de-  
21      fined in section 2725(3) of title 18, United States Code)  
22      obtained by a State department of motor vehicles in con-  
23      nection with a motor vehicle record as defined in section  
24      2725(1) of title 18, United States Code, except as pro-  
25      vided in section 2721 of title 18, United States Code, for

1 a use permitted under section 2721 of title 18, United  
2 States Code.

3 (b) Notwithstanding subsection (a), the Secretary  
4 shall not withhold amounts made available by this Act for  
5 any grantee if a State is in noncompliance with this provi-  
6 sion.

7 SEC. 183. None of the funds made available by this  
8 Act shall be available for salaries and expenses of more  
9 than 125 political and Presidential appointees in the De-  
10 partment of Transportation: *Provided*, That none of the  
11 personnel covered by this provision may be assigned on  
12 temporary detail outside the Department of Transpor-  
13 tation.

14 SEC. 184. Funds received by the Federal Highway  
15 Administration and Federal Railroad Administration from  
16 States, counties, municipalities, other public authorities,  
17 and private sources for expenses incurred for training may  
18 be credited respectively to the Federal Highway Adminis-  
19 tration's "Federal-Aid Highways" account and to the Fed-  
20 eral Railroad Administration's "Safety and Operations"  
21 account, except for State rail safety inspectors partici-  
22 pating in training pursuant to section 20105 of title 49,  
23 United States Code.

24 SEC. 185. None of the funds made available by this  
25 Act or in title VIII of division J of Public Law 117-58

1 to the Department of Transportation may be used to  
2 make, withdraw, terminate, or rescind (except at the re-  
3 quest of the recipient) a loan, loan guarantee, line of cred-  
4 it, letter of intent, federally funded cooperative agreement,  
5 full funding grant agreement, or discretionary grant un-  
6 less the Secretary of Transportation notifies the House  
7 and Senate Committees on Appropriations not less than  
8 3 full business days before any project competitively se-  
9 lected to receive any discretionary grant award, letter of  
10 intent, loan commitment, loan guarantee commitment, line  
11 of credit commitment, federally funded cooperative agree-  
12 ment, or full funding grant agreement is announced or is  
13 notified of such changes by the Department or its oper-  
14 ating administrations: *Provided*, That the Secretary of  
15 Transportation shall provide the House and Senate Com-  
16 mittees on Appropriations with a comprehensive list of all  
17 such loans, loan guarantees, lines of credit, letters of in-  
18 tent, federally funded cooperative agreements, full funding  
19 grant agreements, and discretionary grants prior to the  
20 notification required under the preceding proviso: *Pro-*  
21 *vided further*, That the Secretary gives concurrent notifi-  
22 cation to the House and Senate Committees on Appropria-  
23 tions for any “quick release” of funds from the emergency  
24 relief program: *Provided further*, That no notification shall  
25 involve funds that are not available for obligation.

1        SEC. 186. Rebates, refunds, incentive payments,  
2 minor fees, and other funds received by the Department  
3 of Transportation from travel management centers,  
4 charge card programs, the subleasing of building space,  
5 and miscellaneous sources are to be credited to appropria-  
6 tions of the Department of Transportation and allocated  
7 to organizational units of the Department of Transpor-  
8 tation using fair and equitable criteria and such funds  
9 shall be available until expended.

10       SEC. 187. Notwithstanding any other provision of  
11 law, if any funds provided by or limited by this Act are  
12 subject to a reprogramming action that requires notice to  
13 be provided to the House and Senate Committees on Ap-  
14 propriations, transmission of such reprogramming notice  
15 shall be provided solely to the House and Senate Commit-  
16 tees on Appropriations, and such reprogramming action  
17 shall be approved or denied solely by the House and Sen-  
18 ate Committees on Appropriations: *Provided*, That the  
19 Secretary of Transportation may provide notice to other  
20 congressional committees of the action of the House and  
21 Senate Committees on Appropriations on such reprogram-  
22 ming but not sooner than 30 days after the date on which  
23 the reprogramming action has been approved or denied by  
24 the House and Senate Committees on Appropriations.

1           SEC. 188. Funds appropriated by this Act to the op-  
2 erating administrations may be obligated for the Office of  
3 the Secretary for the costs related to assessments or reim-  
4 bursable agreements only when such amounts are for the  
5 costs of goods and services that are purchased to provide  
6 a direct benefit to the applicable operating administration  
7 or administrations.

8           SEC. 189. The Secretary of Transportation is author-  
9 ized to carry out a program that establishes uniform  
10 standards for developing and supporting agency transit  
11 pass and transit benefits authorized under section 7905  
12 of title 5, United States Code, including distribution of  
13 transit benefits by various paper and electronic media.

14          SEC. 190. The Department of Transportation may  
15 use funds provided by this Act, or any other Act, to assist  
16 a contract under title 49 or 23 of the United States Code  
17 utilizing geographic, economic, or any other hiring pref-  
18 erence not otherwise authorized by law, or to amend a  
19 rule, regulation, policy or other measure that forbids a re-  
20 cipient of a Federal Highway Administration or Federal  
21 Transit Administration grant from imposing such hiring  
22 preference on a contract or construction project with  
23 which the Department of Transportation is assisting, only  
24 if the grant recipient certifies the following:

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

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

11          (3) that any increase in the cost of labor, train-  
12          ing, or delays resulting from the use of such hiring  
13          preference does not delay or displace any transpor-  
14          tation project in the applicable statewide transpor-  
15          tation improvement program or transportation im-  
16          provement program.

17          SEC. 191. The Secretary of Transportation shall co-  
18          ordinate with the Secretaries of Homeland Security and  
19          Commerce to ensure that best practices for Industrial  
20          Control Systems Procurement are up-to-date and are con-  
21          sidered for all systems procured with funds provided under  
22          this title.

23          SEC. 192. None of the funds made available in this  
24          Act may be used in contravention of the American Secu-

1 rity Drone Act of 2023 (subtitle B of title XVIII of divi-  
2 sion A of Public Law 118–31).

3 SEC. 193. None of the funds appropriated or made  
4 available by this title for the Department of Transpor-  
5 tation for fiscal year 2026 may be used to enforce a mask  
6 mandate in response to the COVID–19 virus.

7 SEC. 194. The Secretary shall issue a new notice of  
8 funding opportunity for six new university transportation  
9 centers, as authorized under section 5505 of title 49,  
10 United States Code: *Provided*, That in selecting such uni-  
11 versity transportation center awards, the Secretary shall  
12 first prioritize (a) any applicants that had previously been  
13 selected as a university transportation center focusing on  
14 transportation infrastructure durability and composite  
15 materials and were required to re-compete before the end  
16 of the typical 5-year term and who currently participate  
17 in the Department of Transportation’s Advanced Research  
18 Projects Agency—Infrastructure program and (b) any ap-  
19 plicant that had their university transportation center des-  
20 ignation cancelled in May 2025 by the Department of  
21 Transportation and such university transportation center  
22 designation remains cancelled on the date of enactment  
23 of this Act: *Provided further*, That such university trans-  
24 portation center awards shall be made available using any  
25 unobligated amounts remaining from the university trans-

1 portation centers program, which have not been committed  
2 to any existing university transportation center grantees:  
3 *Provided further,* That any such unobligated amounts shall  
4 include funds made available in section 11101(c)(1)(E) of  
5 the Infrastructure Investment and Jobs Act (Public Law  
6 117–58) and funds made available under the heading  
7 “Federal Highway Administration—Highway Infrastruc-  
8 ture Programs” in title VIII of division J of the Infra-  
9 structure Investment and Jobs Act (Public Law 117–58):  
10 *Provided further,* That amounts repurposed or transferred  
11 pursuant to this section shall continue to be treated as  
12 amounts specified in section 103(b) of division A of Public  
13 Law 118–5.

14       This title may be cited as the “Department of Trans-  
15 portation Appropriations Act, 2026”.

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

6 For necessary salaries and expenses for Executive Of-  
7 fices, which shall be comprised of the offices of the Sec-  
8 retary, Deputy Secretary, Adjudicatory Services, Congres-  
9 sional and Intergovernmental Relations, Public Affairs,  
10 Small and Disadvantaged Business Utilization, and the  
11 Center for Faith, \$17,500,000, to remain available until  
12 September 30, 2027: *Provided*, That of the sums appro-  
13 priated under this heading not less than \$2,500,000 shall  
14 be for the Office of the Deputy Secretary, of which not  
15 less than \$500,000 shall be for the Office of Gender-Based  
16 Violence Prevention and not less than \$1,500,000 shall  
17 be for the Office of Disaster Management: *Provided fur-*  
18 *ther*, That not to exceed \$25,000 of the amount made  
19 available under this heading shall be available to the Sec-  
20 retary of Housing and Urban Development (referred to  
21 in this title as “the Secretary”) for official reception and  
22 representation expenses as the Secretary may determine.

23 ADMINISTRATIVE SUPPORT OFFICES

24 For necessary salaries and expenses for Administra-  
25 tive Support Offices, \$595,000,000, to remain available

1 until September 30, 2027: *Provided*, That of the sums ap-  
2 propriated under this heading—

3 (1) \$103,200,000 shall be available for the Of-  
4 fice of the Chief Financial Officer;

5 (2) \$93,000,000 shall be available for the Office  
6 of the General Counsel;

7 (3) \$218,000,000 shall be available for the Of-  
8 fice of Administration;

9 (4) \$53,000,000 shall be available for the Office  
10 of the Chief Human Capital Officer;

11 (5) \$29,500,000 shall be available for the Office  
12 of the Chief Procurement Officer;

13 (6) \$40,000,000 shall be available for the Office  
14 of Field Policy and Management;

15 (7) \$3,300,000 shall be available for the Office  
16 of Departmental Equal Employment Opportunity;  
17 and

18 (8) \$55,000,000 shall be available for the Office  
19 of the Chief Information Officer:

20 *Provided further*, That funds made available under this  
21 heading may be used for necessary administrative and  
22 non-administrative expenses of the Department, not other-  
23 wise provided for, including purchase of uniforms, or al-  
24 lowances therefor, as authorized by sections 5901 and  
25 5902 of title 5, United States Code; hire of passenger

1 motor vehicles; and services as authorized by section 3109  
2 of title 5, United States Code: *Provided further*, That not-  
3 withstanding any other provision of law, funds appro-  
4 priated under this heading may be used for advertising  
5 and promotional activities that directly support program  
6 activities funded in this title: *Provided further*, That none  
7 of the funds made available by this or any prior Act may  
8 be used in contravention of section 3535(p) of title 42,  
9 United States Code.

10 PROGRAM OFFICES

11 For necessary salaries and expenses for Program Of-  
12 fices, \$842,500,000, to remain available until September  
13 30, 2027: *Provided*, That of the sums appropriated under  
14 this heading—

15 (1) \$233,000,000 shall be available for the Of-  
16 fice of Public and Indian Housing;

17 (2) \$129,000,000 shall be available for the Of-  
18 fice of Community Planning and Development;

19 (3) \$380,000,000 shall be available for the Of-  
20 fice of Housing;

21 (4) \$31,500,000 shall be available for the Office  
22 of Policy Development and Research;

23 (5) \$60,000,000 shall be available for the Office  
24 of Fair Housing and Equal Opportunity; and

1           (6) \$9,000,000 shall be available for the Office  
2           of Lead Hazard Control and Healthy Homes.

3                           INFORMATION TECHNOLOGY FUND

4           For Department-wide and program-specific informa-  
5           tion technology systems and infrastructure, \$345,000,000,  
6           to remain available until September 30, 2028: *Provided*,  
7           That not later than 30 days after the end of each quarter,  
8           the Secretary shall brief the House and Senate Commit-  
9           tees on Appropriations on all information technology mod-  
10          ernization efforts as required in the explanatory statement  
11          described in section 4 (in the matter preceding division  
12          A of this consolidated Act).

13                           WORKING CAPITAL FUND

14                           (INCLUDING TRANSFER OF FUNDS)

15          For the working capital fund for the Department of  
16          Housing and Urban Development (referred to in this para-  
17          graph as the “Fund”), pursuant, in part, to section 7(f)  
18          of the Department of Housing and Urban Development  
19          Act (42 U.S.C. 3535(f)), amounts transferred, including  
20          reimbursements pursuant to section 7(f), to the Fund  
21          under this heading shall be available only for Federal  
22          shared services used by offices and agencies of the Depart-  
23          ment, and for any such portion of any office or agency’s  
24          printing, records management, space renovation, fur-  
25          niture, or supply services the Secretary has determined

1 shall be provided through the Fund, and the operational  
2 expenses of the Fund: *Provided*, That amounts within the  
3 Fund shall not be available to provide services not specifi-  
4 cally authorized under this heading: *Provided further*,  
5 That upon a determination by the Secretary that any  
6 other service (or portion thereof) authorized under this  
7 heading shall be provided through the Fund, amounts  
8 made available in this title for salaries and expenses under  
9 the headings “Executive Offices”, “Administrative Sup-  
10 port Offices”, “Program Offices”, and “Government Na-  
11 tional Mortgage Association”, for such services shall be  
12 transferred to the Fund, to remain available until ex-  
13 pended: *Provided further*, That the Secretary shall notify  
14 the House and Senate Committees on Appropriations of  
15 its plans for executing such transfers at least 15 days in  
16 advance of such transfers.

17 PUBLIC AND INDIAN HOUSING

18 TENANT-BASED RENTAL ASSISTANCE

19 For activities and assistance for the provision of ten-  
20 ant-based rental assistance authorized under the United  
21 States Housing Act of 1937, as amended (42 U.S.C. 1437  
22 et seq.) (in this heading “the Act”), not otherwise pro-  
23 vided for, \$34,438,557,000, to remain available until ex-  
24 pended, which shall be available on October 1, 2025 (in  
25 addition to the \$4,000,000,000 previously appropriated

1 under this heading that shall be available on October 1,  
2 2025), and \$4,000,000,000, to remain available until ex-  
3 pended, which shall be available on October 1, 2026: *Pro-*  
4 *vided*, That of the sums appropriated under this head-  
5 ing—

6 (1) \$34,957,000,000 shall be available for re-  
7 newals of expiring section 8 tenant-based annual  
8 contributions contracts (including renewals of en-  
9 hanced vouchers under any provision of law author-  
10 izing such assistance under section 8(t) of the Act)  
11 and including renewal of other special purpose incre-  
12 mental vouchers: *Provided*, That notwithstanding  
13 any other provision of law, from amounts provided  
14 under this paragraph and any carryover, the Sec-  
15 retary for the calendar year 2026 funding cycle shall  
16 provide renewal funding for each public housing  
17 agency based on validated voucher management sys-  
18 tem (VMS) or successor system leasing and cost  
19 data for the prior calendar year and by applying an  
20 inflation factor as established by the Secretary, by  
21 notice published in the Federal Register, and by  
22 making any necessary adjustments for the costs as-  
23 sociated with the first-time renewal of vouchers  
24 under this paragraph including tenant protection  
25 and choice neighborhoods vouchers: *Provided further*,

1       That none of the funds provided under this para-  
2       graph may be used to fund a total number of unit  
3       months under lease which exceeds a public housing  
4       agency's authorized level of units under contract, ex-  
5       cept for public housing agencies participating in the  
6       moving to work (MTW) demonstration, which are in-  
7       stead governed in accordance with the requirements  
8       of the MTW demonstration program or their MTW  
9       agreements, if any, or as necessary on a temporary  
10      basis and within available resources to facilitate the  
11      transition of residents assisted by emergency hous-  
12      ing vouchers (Public Law 117-2; 135 Stat. 58) to  
13      tenant-based rental assistance under the housing as-  
14      sistance payment contract under section 8(o) of the  
15      Act: *Provided further*, That any leasing or associated  
16      costs authorized for emergency housing vouchers in  
17      the preceding proviso above the public housing agen-  
18      cy's authorized level of units under contract shall  
19      not be included in the calculation of the agency's re-  
20      newal funding allocation for any subsequent fiscal  
21      year: *Provided further*, That the Secretary shall, to  
22      the extent necessary to stay within the amount spec-  
23      ified under this paragraph (except as otherwise  
24      modified under this paragraph), prorate each public  
25      housing agency's allocation otherwise established

1       pursuant to this paragraph: *Provided further*, That  
2       except as provided in the following provisos, the en-  
3       tire amount specified under this paragraph (except  
4       as otherwise modified under this paragraph) shall be  
5       obligated to the public housing agencies based on the  
6       allocation and pro rata method described above, and  
7       the Secretary shall notify public housing agencies of  
8       their annual budget by the latter of 60 days after  
9       enactment of this Act or March 1, 2026: *Provided*  
10      *further*, That the Secretary may extend the notifica-  
11      tion period only after the House and Senate Com-  
12      mittees on Appropriations are notified at least 10  
13      business days in advance of the deadline: *Provided*  
14      *further*, That public housing agencies participating  
15      in the MTW demonstration shall be funded in ac-  
16      cordance with the requirements of the MTW dem-  
17      onstration program or their MTW agreements, if  
18      any, and shall be subject to the same pro rata ad-  
19      justments under the preceding provisos: *Provided*  
20      *further*, That the Secretary may perform a statutory  
21      offset of public housing agencies' calendar year 2026  
22      allocations based on the excess amounts of public  
23      housing agencies' net restricted assets accounts, in-  
24      cluding HUD-held programmatic reserves (in ac-  
25      cordance with VMS or successor system data in cal-

1       endar year 2025 that is verifiable and complete), as  
2       determined by the Secretary: *Provided further*, That  
3       public housing agencies participating in the MTW  
4       demonstration shall also be subject to the statutory  
5       offset: *Provided further*, That for amounts subject to  
6       the single fund budget authority provisions of their  
7       MTW agreements, excess amounts shall be offset  
8       only to the extent permitted by section 239 of the  
9       Consolidated Appropriations Act, 2016 (Public Law  
10      114–113): *Provided further*, That for public housing  
11      agencies in the MTW demonstration subject to sin-  
12      gle fund budget authority provisions, the Secretary  
13      shall provide not less than 60 days to appeal such  
14      offsets and shall not offset amounts that have been  
15      committed to capital improvement, development, and  
16      other repositioning activities that are scheduled to  
17      close within 12 months of enactment of this Act, as  
18      evidenced in funding applications, project schedules,  
19      or other commitments to third parties implementing  
20      such activities, to the extent that reserve amounts  
21      excluded from offset under such section 239 are in-  
22      sufficient to cover such commitments: *Provided fur-*  
23      *ther*, That the Secretary shall not offset any portion  
24      of a public housing agency’s excess amounts if off-  
25      setting such portion would result in a public housing

1 agency being put in a shortfall position in calendar  
2 year 2026, as estimated by HUD prior to the off-  
3 set's implementation, as determined by the Sec-  
4 retary: *Provided further*, That the Secretary shall  
5 use any such offset amounts referred to in the pre-  
6 ceding five provisos throughout the calendar year to  
7 prevent the termination of rental assistance for fam-  
8 ilies as the result of insufficient funding, as deter-  
9 mined by the Secretary, and to avoid or reduce the  
10 proration of renewal funding allocations: *Provided*  
11 *further*, That the Secretary may waive or specify al-  
12 ternative requirements for section 5A and section  
13 8(o) of the Act or any regulation applicable to such  
14 statutes related to the administration of waiting  
15 lists, local preferences, portability, and public hous-  
16 ing agency plan and public hearing requirements to  
17 facilitate or expedite the transition of residents as-  
18 sisted by emergency housing vouchers (Public Law  
19 117-2; 135 Stat. 58) to tenant-based rental assist-  
20 ance under the housing assistance payment contract  
21 under section 8(o) of the Act: *Provided further*, That  
22 up to \$400,000,000 shall be available only:

23 (A) for adjustments in the allocations for  
24 public housing agencies, after application for an  
25 adjustment by a public housing agency that ex-

1           perienced a significant increase, as determined  
2           by the Secretary, in renewal costs of vouchers  
3           resulting from unforeseen circumstances or  
4           from portability under section 8(r) of the Act;

5           (B) for vouchers that were not in use dur-  
6           ing the previous 12-month period in order to be  
7           available to meet a commitment pursuant to  
8           section 8(o)(13) of the Act, or an adjustment  
9           for a funding obligation not yet expended in the  
10          previous calendar year for a MTW-eligible ac-  
11          tivity to develop affordable housing for an agen-  
12          cy added to the MTW demonstration under the  
13          expansion authority provided in section 239 of  
14          the Transportation, Housing and Urban Devel-  
15          opment, and Related Agencies Appropriations  
16          Act, 2016 (division L of Public Law 114–113);

17          (C) for adjustments for costs associated  
18          with HUD–Veterans Affairs Supportive Hous-  
19          ing (HUD–VASH) vouchers;

20          (D) for public housing agencies that de-  
21          spite taking reasonable cost savings measures,  
22          as determined by the Secretary, would other-  
23          wise be required to terminate rental assistance  
24          for families as a result of insufficient funding;

1 (E) for adjustments in the allocations for  
2 public housing agencies that—

3 (i) are leasing a lower-than-average  
4 percentage of their authorized vouchers,

5 (ii) have low amounts of budget au-  
6 thority in their net restricted assets ac-  
7 counts and HUD-held programmatic re-  
8 serves, relative to other agencies, and

9 (iii) are not participating in the MTW  
10 demonstration, to enable such agencies to  
11 lease more vouchers;

12 (F) for withheld payments in accordance  
13 with section 8(o)(8)(A)(ii) of the Act for  
14 months in the previous calendar year that were  
15 subsequently paid by the public housing agency  
16 after the agency's actual costs were validated;

17 (G) for public housing agencies that have  
18 experienced increased costs or loss of units in  
19 an area for which the President declared a dis-  
20 aster under title IV of the Robert T. Stafford  
21 Disaster Relief and Emergency Assistance Act  
22 (42 U.S.C. 5170 et seq.); and

23 (H) for costs associated with mainstream  
24 vouchers:

1       *Provided further*, That the Secretary shall allocate  
2       amounts under the preceding proviso based on need,  
3       as determined by the Secretary;

4           (2) \$600,622,000 shall be available for section  
5       8 rental assistance for relocation and replacement of  
6       housing units that are demolished or disposed of  
7       pursuant to section 18 of the Act, conversion of sec-  
8       tion 23 projects to assistance under section 8, relo-  
9       cation of witnesses (including victims of violent  
10      crimes) in connection with efforts to combat crime  
11      in public and assisted housing pursuant to a request  
12      from a law enforcement or prosecution agency, en-  
13      hanced vouchers under any provision of law author-  
14      izing such assistance under section 8(t) of the Act,  
15      choice neighborhood vouchers, mandatory and vol-  
16      untary conversions, and tenant protection assistance  
17      including replacement and relocation assistance or  
18      for project-based assistance to prevent the displace-  
19      ment of unassisted elderly tenants currently residing  
20      in section 202 properties financed between 1959 and  
21      1974 that are refinanced pursuant to Public Law  
22      106–569, as amended, or under the authority as  
23      provided under this Act: *Provided*, That when a pub-  
24      lic housing development is submitted for demolition  
25      or disposition under section 18 of the Act, the Sec-

1       retary may provide section 8 rental assistance when  
2       the units pose an imminent health and safety risk to  
3       residents: *Provided further*, That the Secretary may  
4       provide section 8 rental assistance from amounts  
5       made available under this paragraph for units as-  
6       sisted under a project-based subsidy contract funded  
7       under the “Project-Based Rental Assistance” head-  
8       ing under this title where the owner has received a  
9       Notice of Default and the units pose an imminent  
10      health and safety risk to residents: *Provided further*,  
11      That of the amounts made available under this para-  
12      graph, no less than \$5,000,000 may be available to  
13      provide tenant protection assistance, not otherwise  
14      provided under this paragraph, to residents residing  
15      in low vacancy areas and who may have to pay rents  
16      greater than 30 percent of household income, as the  
17      result of: (A) the maturity of a HUD-insured, HUD-  
18      held or section 202 loan that requires the permission  
19      of the Secretary prior to loan prepayment; (B) the  
20      expiration of a rental assistance contract for which  
21      the tenants are not eligible for enhanced voucher or  
22      tenant protection assistance under existing law; or  
23      (C) the expiration of affordability restrictions accom-  
24      panying a mortgage or preservation program admin-  
25      istered by the Secretary: *Provided further*, That such

1       tenant protection assistance made available under  
2       the preceding proviso may be provided under the au-  
3       thority of section 8(t) or section 8(o)(13) of the Act:  
4       *Provided further,* That any tenant protection voucher  
5       made available from amounts under this paragraph  
6       shall not be reissued by any public housing agency,  
7       except the replacement vouchers as defined by the  
8       Secretary by notice, when the initial family that re-  
9       ceived any such voucher no longer receives such  
10      voucher, and the authority for any public housing  
11      agency to issue any such voucher shall cease to exist:  
12      *Provided further,* That the Secretary may only pro-  
13      vide replacement vouchers for units that were occu-  
14      pied within the previous 24 months that cease to be  
15      available as assisted housing, subject only to the  
16      availability of funds: *Provided further,* That amounts  
17      made available under this paragraph may be avail-  
18      able to provide calendar year 2026 assistance to  
19      public housing agencies that would otherwise be re-  
20      quired to terminate emergency housing vouchers  
21      (Public Law 117-2; 135 Stat. 58) for families as a  
22      result of insufficient funding;

23               (3) \$2,835,935,000 shall be available for ad-  
24      ministrative and other expenses of public housing  
25      agencies in administering the section 8 tenant-based

1 rental assistance program, of which up to  
2 \$30,000,000 shall be available to the Secretary to al-  
3 locate to public housing agencies that need addi-  
4 tional funds to administer their section 8 programs,  
5 including fees associated with section 8 tenant pro-  
6 tection rental assistance, the administration of dis-  
7 aster related vouchers, HUD-VASH vouchers, and  
8 other special purpose incremental vouchers: *Pro-*  
9 *vided*, That no less than \$2,805,935,000 of the  
10 amount provided in this paragraph shall be allocated  
11 to public housing agencies for the calendar year  
12 2026 funding cycle based on section 8(q) of the Act  
13 (and related appropriations Act provisions) as in ef-  
14 fect immediately before the enactment of the Quality  
15 Housing and Work Responsibility Act of 1998 (Pub-  
16 lic Law 105-276): *Provided further*, That if the  
17 amounts made available under this paragraph are  
18 insufficient to pay the amounts determined under  
19 the preceding proviso, the Secretary may decrease  
20 the amounts allocated to agencies by a uniform per-  
21 centage applicable to all agencies receiving funding  
22 under this paragraph or may, to the extent nec-  
23 essary to provide full payment of amounts deter-  
24 mined under the preceding proviso, utilize unobli-  
25 gated balances, including recaptures and carryover,

1 remaining from funds appropriated under this head-  
2 ing from prior fiscal years, excluding special purpose  
3 vouchers, notwithstanding the purposes for which  
4 such amounts were appropriated: *Provided further,*  
5 That all public housing agencies participating in the  
6 MTW demonstration shall be funded in accordance  
7 with the requirements of the MTW demonstration  
8 program or their MTW agreements, if any, and shall  
9 be subject to the same uniform percentage decrease  
10 as under the preceding proviso: *Provided further,*  
11 That amounts provided under this paragraph shall  
12 be only for activities related to the provision of ten-  
13 ant-based rental assistance authorized under section  
14 8, including related development activities;

15 (4) \$15,000,000 shall be available for incre-  
16 mental rental voucher assistance for use through a  
17 supported housing program administered in conjunc-  
18 tion with the Department of Veterans Affairs as au-  
19 thorized under section 8(o)(19) of the United States  
20 Housing Act of 1937: *Provided,* That the Secretary  
21 of Housing and Urban Development shall make such  
22 funding available, notwithstanding section 203 (com-  
23 petition provision) of this title, to public housing  
24 agencies that partner with eligible VA medical cen-  
25 ters or other entities as designated by the Secretary

1 of the Department of Veterans Affairs, based on  
2 geographical need for such assistance as identified  
3 by the Secretary of the Department of Veterans Af-  
4 fairs, public housing agency administrative perform-  
5 ance, and other factors as specified by the Secretary  
6 of Housing and Urban Development in consultation  
7 with the Secretary of the Department of Veterans  
8 Affairs: *Provided further*, That the Secretary of  
9 Housing and Urban Development may waive, or  
10 specify alternative requirements for (in consultation  
11 with the Secretary of the Department of Veterans  
12 Affairs), any provision of any statute or regulation  
13 that the Secretary of Housing and Urban Develop-  
14 ment administers in connection with the use of  
15 funds made available under this paragraph (except  
16 for requirements related to fair housing, non-  
17 discrimination, labor standards, and the environ-  
18 ment), upon a finding by the Secretary that any  
19 such waivers or alternative requirements are nec-  
20 essary for the effective delivery and administration  
21 of such voucher assistance: *Provided further*, That  
22 assistance made available under this paragraph shall  
23 continue to remain available for homeless veterans  
24 upon turn-over: *Provided further*, That of the total  
25 amount made available under this paragraph, up to

1       \$10,000,000 may be for additional fees established  
2       by and allocated pursuant to a method determined  
3       by the Secretary for administrative and other ex-  
4       penses (including those eligible activities defined by  
5       notice to facilitate leasing, such as security deposit  
6       assistance and costs related to the retention and  
7       support of participating owners) of public housing  
8       agencies in administering HUD–VASH vouchers;

9           (5) \$30,000,000 shall be available for the fam-  
10       ily unification program as authorized under section  
11       8(x) of the Act: *Provided*, That the amounts made  
12       available under this paragraph are provided as fol-  
13       lows:

14           (A) \$5,000,000 shall be available for new  
15       incremental voucher assistance, which shall con-  
16       tinue to remain available for family unification  
17       upon turnover; and

18           (B) \$25,000,000 shall be available for new  
19       incremental voucher assistance to assist eligible  
20       youth as defined by such section 8(x)(2)(B) of  
21       the Act, which shall continue to remain avail-  
22       able for such eligible youth upon turnover: *Pro-*  
23       *vided*, That such amounts shall be available on  
24       a noncompetitive basis to public housing agen-  
25       cies that partner with public child welfare agen-

1           cies to identify such eligible youth, that request  
2           such assistance to timely assist such eligible  
3           youth, and that meet any other criteria as spec-  
4           ified by the Secretary: *Provided further*, That  
5           the Secretary shall review utilization of such as-  
6           sistance and assistance originating from appro-  
7           priations made available for youth under this  
8           heading in any prior Act that the Secretary  
9           made available on a noncompetitive basis, at an  
10          interval to be determined by the Secretary, and  
11          unutilized voucher assistance that is no longer  
12          needed based on such review shall be recaptured  
13          by the Secretary and reallocated pursuant to  
14          the preceding proviso:

15         *Provided further*, That any public housing agency  
16         administering new incremental voucher assistance  
17         originating from appropriations made available for  
18         the family unification program under this heading in  
19         this or any prior Act that the Secretary made avail-  
20         able on a competitive basis that determines it no  
21         longer has an identified need for such assistance  
22         upon turnover shall notify the Secretary, and the  
23         Secretary shall recapture such assistance from the  
24         agency and reallocate it to any other public housing  
25         agency or agencies based on need for voucher assist-

1           ance in connection with such specified program or  
2           eligible youth, as applicable; and

3                   (6) the Secretary shall separately track all spe-  
4           cial purpose vouchers funded under this heading and  
5           continue to provide timely updates on budget, utili-  
6           zation, spending and leasing trends for all vouchers  
7           by purpose on the voucher data dashboard on the  
8           publicly accessible website of the Department: *Pro-*  
9           *vided*, That upon turnover, special purpose vouchers  
10          issued pursuant to section 811 of the Cranston-Gon-  
11          zalez National Affordable Housing Act (42 U.S.C.  
12          8013) funded under this or any other heading in  
13          this or prior Acts, shall be provided to non-elderly  
14          persons with disabilities.

15                                   HOUSING CERTIFICATE FUND

16                                           (INCLUDING RESCISSIONS)

17          Unobligated balances, including recaptures and car-  
18          ryover, remaining from funds appropriated to the Depart-  
19          ment of Housing and Urban Development under this  
20          heading, the heading “Annual Contributions for Assisted  
21          Housing” and the heading “Project-Based Rental Assist-  
22          ance”, for fiscal year 2026 and prior years may be used  
23          for renewal of or amendments to section 8 project-based  
24          contracts and for performance-based contract administra-  
25          tors, notwithstanding the purposes for which such funds

1 were appropriated: *Provided*, That any obligated balances  
2 of contract authority from fiscal year 1974 and prior fiscal  
3 years that have been terminated shall be rescinded: *Pro-*  
4 *vided further*, That amounts heretofore recaptured, or re-  
5 captured during the current fiscal year, from section 8  
6 project-based contracts from source years fiscal year 1975  
7 through fiscal year 1987 are hereby rescinded, and an  
8 amount of additional new budget authority, equivalent to  
9 the amount rescinded is hereby appropriated, to remain  
10 available until expended, for the purposes set forth under  
11 this heading, in addition to amounts otherwise available.

12 PUBLIC HOUSING FUND

13 For 2026 payments to public housing agencies for the  
14 operation and management of public housing, as author-  
15 ized by section 9(e) of the United States Housing Act of  
16 1937 (42 U.S.C. 1437g(e)) (the “Act”), and to carry out  
17 capital and management activities for public housing  
18 agencies, as authorized under section 9(d) of the Act (42  
19 U.S.C. 1437g(d)), \$8,319,393,000, to remain available  
20 until September 30, 2029: *Provided*, That of the sums ap-  
21 propriated under this heading—

22 (1) \$4,687,393,000 shall be available for the  
23 Secretary to allocate pursuant to the operating fund  
24 formula at part 990 of title 24, Code of Federal  
25 Regulations, for 2026 payments;

1           (2) \$337,000,000 shall be available for the Sec-  
2           retary to allocate pursuant to a need-based applica-  
3           tion process, notwithstanding section 203 of this  
4           title, not subject to such operating fund formula,  
5           and without regard to unit count, to public housing  
6           agencies that experience, or are at risk of, financial  
7           shortfalls, as determined by the Secretary: *Provided*,  
8           That the Secretary shall notify public housing agen-  
9           cies of their estimated shortfall eligibility no later  
10          than 60 days of the enactment of this Act;

11          (3) \$3,200,000,000 shall be available for the  
12          Secretary to allocate pursuant to the capital fund  
13          formula at section 905.400 of title 24, Code of Fed-  
14          eral Regulations: *Provided*, That for funds described  
15          under this paragraph, the limitation in section  
16          9(g)(1) of the Act shall be 25 percent: *Provided fur-*  
17          *ther*, That the Secretary may waive the limitation in  
18          the preceding proviso to allow public housing agen-  
19          cies to fund activities authorized under section  
20          9(e)(1)(C) of the Act: *Provided further*, That the  
21          Secretary shall notify public housing agencies re-  
22          questing waivers under the preceding proviso if the  
23          request is approved or denied within 14 days of sub-  
24          mitting the request: *Provided further*, That from the  
25          funds made available under this paragraph, the Sec-

1       retary shall provide bonus awards in fiscal year  
2       2026 to public housing agencies that are designated  
3       high performers: *Provided further*, That the Depart-  
4       ment shall notify public housing agencies of their  
5       formula allocation within 60 days of enactment of  
6       this Act;

7               (4) \$30,000,000 shall be available for the Sec-  
8       retary to make grants, notwithstanding section 203  
9       of this title, to public housing agencies for emer-  
10      gency capital needs, including safety and security  
11      measures necessary to address crime and drug-re-  
12      lated activity, as well as needs resulting from unfore-  
13      seen or unpreventable emergencies and natural dis-  
14      asters excluding Presidentially declared emergencies  
15      and natural disasters under the Robert T. Stafford  
16      Disaster Relief and Emergency Act (42 U.S.C. 5121  
17      et seq.) occurring in fiscal year 2026: *Provided*, That  
18      of the amount made available under this paragraph,  
19      not less than \$10,000,000 shall be for safety and se-  
20      curity measures: *Provided further*, That in addition  
21      to the amount in the preceding proviso for such  
22      safety and security measures, any amounts that re-  
23      main available, after all applications received on or  
24      before September 30, 2027, for emergency capital  
25      needs have been processed, shall be allocated to pub-

1       lic housing agencies for such safety and security  
2       measures;

3           (5) \$50,000,000 shall be available for competi-  
4       tive grants to public housing agencies to evaluate  
5       and reduce residential health hazards in public hous-  
6       ing, including lead-based paint (by carrying out the  
7       activities of risk assessments, abatement, and in-  
8       terim controls, as those terms are defined in section  
9       1004 of the Residential Lead-Based Paint Hazard  
10      Reduction Act of 1992 (42 U.S.C. 4851b)), carbon  
11      monoxide, mold, radon, and fire safety: *Provided,*  
12      That not less than \$25,000,000 of the amounts pro-  
13      vided under this paragraph shall be awarded for  
14      evaluating and reducing lead-based paint hazards,  
15      except that if such amount is undersubscribed any  
16      remaining amounts may be awarded to qualified ap-  
17      plicants for other purposes under this paragraph:  
18      *Provided further,* That for purposes of environmental  
19      review, a grant under this paragraph shall be consid-  
20      ered funds for projects or activities under title I of  
21      the Act for purposes of section 26 of the Act (42  
22      U.S.C. 1437x) and shall be subject to the regula-  
23      tions implementing such section; and

24           (6) \$15,000,000 shall be available to support  
25      the costs of administrative and judicial receiverships

1 and for competitive grants to public housing agen-  
2 cies in receivership, designated troubled or sub-  
3 standard, or otherwise at risk, as determined by the  
4 Secretary, for costs associated with public housing  
5 asset improvement, in addition to other amounts for  
6 that purpose provided under any heading under this  
7 title:

8 *Provided further,* That notwithstanding any other provi-  
9 sion of law or regulation, during fiscal year 2026, the Sec-  
10 retary of Housing and Urban Development may not dele-  
11 gate to any Department official other than the Deputy  
12 Secretary and the Assistant Secretary for Public and In-  
13 dian Housing any authority under paragraph (2) of sec-  
14 tion 9(j) of the Act regarding the extension of the time  
15 periods under such section: *Provided further,* That for pur-  
16 poses of such section 9(j), the term “obligate” means, with  
17 respect to amounts, that the amounts are subject to a  
18 binding agreement that will result in outlays, immediately  
19 or in the future: *Provided further,* That the Secretary may  
20 authorize a public housing agency with at least one prop-  
21 erty with a low physical inspection score to use operating  
22 reserve funds or any amounts allocated to such agency  
23 pursuant to the operating fund formula from amounts  
24 made available in this and prior Acts for any eligible ac-  
25 tivities under section 9(d)(1) of the United States Housing

1 Act of 1937 (42 U.S.C. 1437g(d)(1)) under such condi-  
2 tions or criteria as established by the Secretary, including  
3 that such use would not put such agency at risk of finan-  
4 cial shortfall.

5 ASSISTED HOUSING INSPECTIONS AND RISK  
6 ASSESSMENTS

7 For the Department’s inspection and assessment pro-  
8 grams, including travel, training, and program support  
9 contracts, \$50,000,000 to remain available until Sep-  
10 tember 30, 2028: *Provided*, That unobligated balances, in-  
11 cluding recaptures and carryover, remaining from funds  
12 appropriated under the heading “Public Housing Fund”  
13 in prior Acts to support ongoing public housing financial  
14 and physical assessment activities shall be available for the  
15 purposes authorized under this heading in addition to the  
16 purposes for which such funds originally were appro-  
17 priated.

18 CHOICE NEIGHBORHOODS INITIATIVE

19 For competitive grants under the choice neighbor-  
20 hoods initiative (subject to section 24 of the United States  
21 Housing Act of 1937 (42 U.S.C. 1437v) (the “Act”) un-  
22 less otherwise specified under this heading), for trans-  
23 formation, rehabilitation, and replacement housing needs  
24 of both public and HUD-assisted housing and to trans-  
25 form neighborhoods of poverty into functioning, sustain-

1 able, mixed-income neighborhoods with appropriate serv-  
2 ices, schools, public assets, transportation, and access to  
3 jobs, \$25,000,000, to remain available until September  
4 30, 2030: *Provided*, That grant funds may be used for  
5 resident and community services, community development,  
6 and affordable housing needs in the community, and for  
7 conversion of vacant or foreclosed properties to affordable  
8 housing: *Provided further*, That the use of amounts made  
9 available under this heading shall not be deemed to be for  
10 public housing, notwithstanding section 3(b)(1) of the Act:  
11 *Provided further*, That grantees shall commit to an addi-  
12 tional period of affordability determined by the Secretary  
13 of not fewer than 20 years: *Provided further*, That grant-  
14 ees shall provide a match in State, local, other Federal,  
15 or private funds: *Provided further*, That grantees may in-  
16 clude local governments, Tribal entities, public housing  
17 agencies, and nonprofit organizations: *Provided further*,  
18 That for-profit developers may apply jointly with a public  
19 entity: *Provided further*, That for purposes of environ-  
20 mental review, a grantee shall be treated as a public hous-  
21 ing agency under section 26 of the Act (42 U.S.C. 1437x),  
22 and grants made with amounts available under this head-  
23 ing shall be subject to the regulations issued by the Sec-  
24 retary to implement such section: *Provided further*, That  
25 of the amounts made available under this heading, not less

1 than \$12,500,000 shall be awarded to public housing  
2 agencies: *Provided further*, That such grantees shall create  
3 partnerships with other local organizations, including as-  
4 sisted housing owners, service agencies, and resident orga-  
5 nizations: *Provided further*, That the Secretary shall con-  
6 sult with the Secretaries of Education, Labor, Transpor-  
7 tation, Health and Human Services, Agriculture, and  
8 Commerce, the Attorney General, and the Administrator  
9 of the Environmental Protection Agency to coordinate and  
10 leverage other appropriate Federal resources: *Provided*  
11 *further*, That not more than \$10,000,000 of the amounts  
12 made available under this heading may be provided as  
13 grants to undertake comprehensive local planning with  
14 input from residents and the community: *Provided further*,  
15 That none of the funds made available under this heading  
16 may be obligated for main street housing grants under  
17 section 24(n) of the Act (42 U.S.C. 1437v(n)): *Provided*  
18 *further*, That unobligated balances, including recaptures,  
19 remaining from amounts made available under the head-  
20 ing “Revitalization of Severely Distressed Public Housing  
21 (HOPE VI)” in fiscal year 2011 and prior fiscal years  
22 may be used for purposes under this heading, notwith-  
23 standing the purposes for which such amounts were appro-  
24 priated: *Provided further*, That the Secretary shall make  
25 grant awards not later than 1 year after the date of enact-

1 ment of this Act in such amounts that the Secretary deter-  
2 mines: *Provided further*, That notwithstanding section  
3 24(o) of the Act (42 U.S.C. 1437v(o)), the Secretary may,  
4 until September 30, 2026, obligate any available unobli-  
5 gated balances made available under this heading in this  
6 or any prior Act.

7 SELF-SUFFICIENCY PROGRAMS

8 For activities and assistance related to self-suffi-  
9 ciency programs, to remain available until September 30,  
10 2029, \$206,400,000: *Provided*, That of the sums appro-  
11 priated under this heading—

12 (1) \$156,400,000 shall be available for the fam-  
13 ily self-sufficiency program to support family self-  
14 sufficiency coordinators under section 23 of the  
15 United States Housing Act of 1937 (42 U.S.C.  
16 1437u), to promote the development of local strate-  
17 gies to coordinate the use of assistance under sec-  
18 tions 8 and 9 of such Act with public and private  
19 resources, and enable eligible families to achieve eco-  
20 nomic independence and self-sufficiency: *Provided*,  
21 That the Secretary may use recaptured amounts  
22 made available under this paragraph in prior Acts to  
23 provide bonus awards to programs that are assigned  
24 a ranking of performance category 1 based on their

1 publicly available family self-sufficiency achievement  
2 metrics (FAM) scores;

3 (2) \$40,000,000 shall be available for the resi-  
4 dent opportunity and self-sufficiency program to  
5 provide for supportive services, service coordinators,  
6 and congregate services as authorized by section 34  
7 of the United States Housing Act of 1937 (42  
8 U.S.C. 1437z-6) and the Native American Housing  
9 Assistance and Self-Determination Act of 1996 (25  
10 U.S.C. 4101 et seq.): *Provided*, That amounts made  
11 available under this paragraph may be used to renew  
12 resident opportunity and self-sufficiency program  
13 grants to allow the public housing agency, or a new  
14 owner, to continue to serve (or restart service to)  
15 residents of a project with assistance converted from  
16 public housing to project-based rental assistance  
17 under section 8 of the United States Housing Act of  
18 1937 (42 U.S.C. 1437f) or assistance under section  
19 8(o)(13) of such Act under the heading “Rental As-  
20 sistance Demonstration” in the Department of  
21 Housing and Urban Development Appropriations  
22 Act, 2012 (Public Law 112-55), as amended (42  
23 U.S.C. 1437f note); and

24 (3) \$10,000,000 shall be available for a jobs-  
25 plus initiative, modeled after the jobs-plus dem-

1        onstration: *Provided*, That funding provided under  
2        this paragraph shall be available for competitive  
3        grants to partnerships between public housing agen-  
4        cies, local workforce investment boards established  
5        under section 107 of the Workforce Innovation and  
6        Opportunity Act of 2014 (29 U.S.C. 3122), and  
7        other agencies and organizations that provide sup-  
8        port to help public housing residents obtain employ-  
9        ment and increase earnings: *Provided further*, That  
10       applicants must demonstrate the ability to provide  
11       services to residents, partner with workforce invest-  
12       ment boards, and leverage service dollars: *Provided*  
13       *further*, That the Secretary may allow public housing  
14       agencies to request exemptions from rent and in-  
15       come limitation requirements under sections 3 and 6  
16       of the United States Housing Act of 1937 (42  
17       U.S.C. 1437a, 1437d), as necessary to implement  
18       the jobs-plus program, on such terms and conditions  
19       as the Secretary may approve upon a finding by the  
20       Secretary that any such waivers or alternative re-  
21       quirements are necessary for the effective implemen-  
22       tation of the jobs-plus initiative as a voluntary pro-  
23       gram for residents: *Provided further*, That the Sec-  
24       retary shall publish by notice in the Federal Register  
25       any waivers or alternative requirements pursuant to

1 the preceding proviso no later than 10 days before  
2 the effective date of such notice.

3 NATIVE AMERICAN PROGRAMS

4 For activities and assistance authorized under title  
5 I of the Native American Housing Assistance and Self-  
6 Determination Act of 1996 (in this heading  
7 “NAHASDA”) (25 U.S.C. 4111 et seq.), title I of the  
8 Housing and Community Development Act of 1974 (42  
9 U.S.C. 5301 et seq.) with respect to Indian tribes, and  
10 for related activities and assistance, \$1,354,000,000, to  
11 remain available until September 30, 2030: *Provided*,  
12 That of the sums appropriated under this heading—

13 (1) \$1,111,000,000 shall be available for the  
14 Native American housing block grants program, as  
15 authorized under title I of NAHASDA: *Provided*,  
16 That, notwithstanding NAHASDA, to determine the  
17 amount of the allocation under title I of such Act for  
18 each Indian tribe, the Secretary shall apply the for-  
19 mula under section 302 of such Act with the need  
20 component based on single-race census data and  
21 with the need component based on multi-race census  
22 data, and the amount of the allocation for each In-  
23 dian tribe shall be the greater of the two resulting  
24 allocation amounts: *Provided further*, That the Sec-  
25 retary shall notify grantees of their formula alloca-

1           tion not later than 60 days after the date of enact-  
2           ment of this Act;

3                   (2) \$125,000,000 shall be available for competi-  
4           tive grants under the Native American housing block  
5           grants program, as authorized under title I of  
6           NAHASDA: *Provided*, That the Secretary shall obli-  
7           gate such amount for competitive grants to eligible  
8           recipients authorized under NAHASDA that apply  
9           for funds: *Provided further*, That in awarding  
10          amounts made available in this paragraph, the Sec-  
11          retary shall consider need and administrative capac-  
12          ity, and shall give priority to projects that will spur  
13          construction and rehabilitation of housing: *Provided*  
14          *further*, That any amounts transferred for the nec-  
15          essary costs of administering and overseeing the ob-  
16          ligation and expenditure of such additional amounts  
17          in prior Acts may also be used for the necessary  
18          costs of administering and overseeing such addi-  
19          tional amount;

20                   (3) \$10,000,000 shall be available for non-  
21          competitive grants to recipients that received a Trib-  
22          al HUD-Veterans Affairs Supportive Housing grant  
23          in prior years, to be available under the same terms  
24          and conditions as funds specified under paragraph  
25          (5) under the heading “Public and Indian Housing–

1 Tenant-Based Rental Assistance” in Public Law  
2 118–42: *Provided*, That the Secretary may reallo-  
3 cate, as determined by the Secretary, amounts re-  
4 turned or recaptured from awards under the Tribal  
5 HUD–VASH program under prior Acts to existing  
6 recipients under the Tribal HUD–VASH program;

7 (4) \$1,000,000 shall be available for the cost of  
8 guaranteed notes and other obligations, as author-  
9 ized by title VI of NAHASDA: *Provided*, That such  
10 costs, including the cost of modifying such notes and  
11 other obligations, shall be as defined in section 502  
12 of the Congressional Budget Act of 1974 (2 U.S.C.  
13 661a): *Provided further*, That amounts made avail-  
14 able in this and prior Acts for the cost of such guar-  
15 anteed notes and other obligations that are unobli-  
16 gated, including recaptures and carryover, may be  
17 available to subsidize the total principal amount of  
18 any notes and other obligations, any part of which  
19 is to be guaranteed, not to exceed \$60,000,000, to  
20 remain available until September 30, 2027;

21 (5) \$100,000,000 shall be available for grants  
22 to Indian tribes for carrying out the Indian commu-  
23 nity development block grant program under title I  
24 of the Housing and Community Development Act of  
25 1974, notwithstanding section 106(a)(1) of such

1 Act, of which, notwithstanding any other provision  
2 of law (including section 203 of this Act), not more  
3 than \$10,000,000 may be used for emergencies that  
4 constitute imminent threats to health and safety:  
5 *Provided*, That not to exceed 20 percent of any  
6 grant made with amounts made available in this  
7 paragraph shall be expended for planning and man-  
8 agement development and administration; and

9 (6) \$7,000,000, in addition to amounts other-  
10 wise available for such purpose, shall be available for  
11 providing training and technical assistance to Indian  
12 tribes, Indian housing authorities, and tribally des-  
13 ignated housing entities, to support the inspection of  
14 Indian housing units, for contract expertise, and for  
15 training and technical assistance related to amounts  
16 made available under this heading and other head-  
17 ings in this Act for the needs of Native American  
18 families and Indian country: *Provided*, That of the  
19 amounts made available in this paragraph, not less  
20 than \$2,000,000 shall be for a national organization  
21 as authorized under section 703 of NAHASDA (25  
22 U.S.C. 4212): *Provided further*, That amounts made  
23 available in this paragraph may be used, contracted,  
24 or competed as determined by the Secretary: *Pro-*  
25 *vided further*, That notwithstanding chapter 63 of

1 title 31, United States Code (commonly known as  
2 the Federal Grant and Cooperative Agreements Act  
3 of 1977), the amounts made available in this para-  
4 graph may be used by the Secretary to enter into co-  
5 operative agreements with public and private organi-  
6 zations, agencies, institutions, and other technical  
7 assistance providers to support the administration of  
8 negotiated rulemaking under section 106 of  
9 NAHASDA (25 U.S.C. 4116), the administration of  
10 the allocation formula under section 302 of  
11 NAHASDA (25 U.S.C. 4152), and the administra-  
12 tion of performance tracking and reporting under  
13 section 407 of NAHASDA (25 U.S.C. 4167).

14 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

15 ACCOUNT

16 For the cost of guaranteed loans, as authorized by  
17 section 184 of the Housing and Community Development  
18 Act of 1992 (12 U.S.C. 1715z-13a), \$1,000,000, to re-  
19 main available until expended: *Provided*, That such costs,  
20 including the cost of modifying such loans, shall be as de-  
21 fined in section 502 of the Congressional Budget Act of  
22 1974 (2 U.S.C. 661a): *Provided further*, That an addi-  
23 tional \$400,000, to remain available until expended, shall  
24 be available for administrative contract expenses including  
25 management processes to carry out the loan guarantee

1 program: *Provided further*, That amounts made available  
2 in this and prior Acts for the cost of guaranteed loans,  
3 as authorized by section 184 of the Housing and Commu-  
4 nity Development Act of 1992 (12 U.S.C. 1715z–13a),  
5 that are unobligated, including recaptures and carryover,  
6 may be available to subsidize total loan principal, any part  
7 of which is to be guaranteed, not to exceed  
8 \$1,800,000,000, to remain available until September 30,  
9 2027.

10 NATIVE HAWAIIAN HOUSING BLOCK GRANT

11 For the Native Hawaiian housing block grant pro-  
12 gram, as authorized under title VIII of the Native Amer-  
13 ican Housing Assistance and Self-Determination Act of  
14 1996 (25 U.S.C. 4221 et seq.), \$22,300,000, to remain  
15 available until September 30, 2030: *Provided*, That not-  
16 withstanding section 812(b) of such Act, the Department  
17 of Hawaiian Home Lands may not invest grant amounts  
18 made available under this heading in investment securities  
19 and other obligations: *Provided further*, That amounts  
20 made available under this heading in this and prior fiscal  
21 years may be used to provide rental assistance to eligible  
22 Native Hawaiian families both on and off the Hawaiian  
23 Home Lands, notwithstanding any other provision of law:  
24 *Provided further*, That up to \$1,000,000 of the amounts  
25 made available under this heading may be for training and

1 technical assistance related to amounts made available  
2 under this heading and other headings in this Act for the  
3 needs of Native Hawaiians and the Department of Hawai-  
4 ian Home Lands.

5 NATIVE HAWAIIAN HOUSING LOAN GUARANTEE FUND  
6 PROGRAM ACCOUNT

7 New commitments to guarantee loans, as authorized  
8 by section 184A of the Housing and Community Develop-  
9 ment Act of 1992 (12 U.S.C. 1715z–13b), any part of  
10 which is to be guaranteed, shall not exceed \$28,000,000  
11 in total loan principal, to remain available until September  
12 30, 2027: *Provided*, That the Secretary may enter into  
13 commitments to guarantee loans used for refinancing.

14 COMMUNITY PLANNING AND DEVELOPMENT

15 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

16 For carrying out the housing opportunities for per-  
17 sons with AIDS program, as authorized by the AIDS  
18 Housing Opportunity Act (42 U.S.C. 12901 et seq.),  
19 \$529,000,000, to remain available until September 30,  
20 2029: *Provided*, That the Secretary shall renew or replace  
21 all expiring contracts for permanent supportive housing  
22 that initially were funded under section 854(c)(5) of such  
23 Act from funds made available under this heading in fiscal  
24 year 2010 and prior fiscal years that meet all program  
25 requirements before awarding funds for new contracts



1 graph may not sell, trade, or otherwise transfer all  
2 or any portion of such funds to another such entity  
3 in exchange for any other funds, credits, or non-  
4 Federal considerations, but shall use such funds for  
5 activities eligible under title I of the Act: *Provided*  
6 *further*, That notwithstanding section 105(e)(1) of  
7 the Act, no funds made available under this para-  
8 graph may be provided to a for-profit entity for an  
9 economic development project under section  
10 105(a)(17) unless such project has been evaluated  
11 and selected in accordance with guidelines required  
12 under subsection (e)(2) of section 105;

13 (2) \$50,000,000 shall be available for the Sec-  
14 retary to award grants on a competitive basis to  
15 State and local governments, metropolitan planning  
16 organizations, and multijurisdictional entities for ad-  
17 ditional activities under title I of the Act for the  
18 identification and removal of barriers to affordable  
19 housing production and preservation, including new  
20 housing construction: *Provided*, That eligible uses of  
21 such grants include activities to further develop,  
22 evaluate, and implement housing policy plans, im-  
23 prove housing strategies, and facilitate affordable  
24 housing production and preservation: *Provided fur-*  
25 *ther*, That the Secretary shall select applicants that

1 (A) have enacted or implemented (or caused another  
2 entity to enact or implement) less restrictive zoning,  
3 land use, or permitting laws and regulations, that  
4 are reasonably expected to preserve or produce new  
5 housing units; and (B) can demonstrate an acute  
6 need for housing affordable to households with in-  
7 comes below 100 percent of the area median income:  
8 *Provided further*, That grantees shall report to the  
9 Secretary on their activities and housing supply out-  
10 comes: *Provided further*, That the Secretary shall  
11 analyze observable housing production, preservation,  
12 and cost trends in the participating jurisdictions or  
13 geographic areas: *Provided further*, That the Sec-  
14 retary shall annually report to the House and Senate  
15 Committees on Appropriations, and make publicly  
16 available, a summary of the information collected in  
17 the preceding two provisos: *Provided further*, That  
18 funds allocated for such grants shall not adversely  
19 affect the amount of any formula assistance received  
20 by a jurisdiction under paragraph (1) of this head-  
21 ing: *Provided further*, That in administering such  
22 amounts the Secretary may waive or specify alter-  
23 native requirements for any provision of title I of the  
24 Act except for requirements related to fair housing,  
25 nondiscrimination, labor standards, the environment,

1 and requirements that activities benefit persons of  
2 low- and moderate-income, upon a finding that any  
3 such waivers or alternative requirements are nec-  
4 essary to expedite or facilitate the use of such  
5 amounts: *Provided further*, That the Secretary shall  
6 issue a notice of funding opportunity not later than  
7 120 days after the date of enactment of this Act;

8 (3) \$30,000,000 shall be available for activities  
9 authorized under section 8071 of the SUPPORT for  
10 Patients and Communities Act (Public Law 115–  
11 271): *Provided*, That funds allocated pursuant to  
12 this paragraph shall not adversely affect the amount  
13 of any formula assistance received by a State under  
14 paragraph (1) of this heading: *Provided further*,  
15 That the Secretary shall allocate the funds for such  
16 activities based on the notice establishing the fund-  
17 ing formula published in 84 FR 16027 (April 17,  
18 2019) except that the formula shall use age-adjusted  
19 rates of drug overdose deaths for 2023 based on  
20 data from the Centers for Disease Control and Pre-  
21 vention; and

22 (4) \$3,615,244,120 shall be available for grants  
23 for the economic development initiative (EDI) for  
24 the purposes, and in amounts, specified for Commu-  
25 nity Project Funding/Congressionally Directed

1 Spending in the table entitled “Community Project  
2 Funding/Congressionally Directed Spending” in-  
3 cluded for this division in the explanatory statement  
4 described in section 4 (in the matter preceding divi-  
5 sion A of this consolidated Act): *Provided*, That  
6 amounts made available under this paragraph for  
7 such purposes shall not diminish or prejudice any  
8 application or geographic region for other discre-  
9 tionary grant or loan awards made by the Depart-  
10 ment of Housing and Urban Development: *Provided*  
11 *further*, That eligible expenses of such grants in this  
12 and prior Acts may include administrative, planning,  
13 operations and maintenance, and other costs: *Pro-*  
14 *vided further*, That such grants for the EDI shall be  
15 available for reimbursement of otherwise eligible ex-  
16 penses incurred on or after the date of enactment of  
17 this Act and prior to the date of grant execution:  
18 *Provided further*, That none of the amounts made  
19 available under this paragraph for grants for the  
20 EDI shall be used for reimbursement of expenses in-  
21 curred prior to the date of enactment of this Act:  
22 *Provided further*, That for amounts made available under  
23 paragraphs (1) and (3), the Secretary shall notify grantees  
24 of their formula allocation within 60 days of enactment  
25 of this Act.

1           COMMUNITY DEVELOPMENT LOAN GUARANTEES  
2                           PROGRAM ACCOUNT

3           Subject to section 502 of the Congressional Budget  
4 Act of 1974 (2 U.S.C. 661a), during fiscal year 2026,  
5 commitments to guarantee loans under section 108 of the  
6 Housing and Community Development Act of 1974 (42  
7 U.S.C. 5308), any part of which is guaranteed, shall not  
8 exceed a total principal amount of \$300,000,000, notwith-  
9 standing any aggregate limitation on outstanding obliga-  
10 tions guaranteed in subsection (k) of such section 108:  
11 *Provided*, That the Secretary shall collect fees from bor-  
12 rowers, notwithstanding subsection (m) of such section  
13 108, to result in a credit subsidy cost of zero for guaran-  
14 teeing such loans, and any such fees shall be collected in  
15 accordance with section 502(7) of the Congressional  
16 Budget Act of 1974: *Provided further*, That such commit-  
17 ment authority funded by fees may be used to guarantee,  
18 or make commitments to guarantee, notes or other obliga-  
19 tions issued by any State on behalf of non-entitlement  
20 communities in the State in accordance with the require-  
21 ments of such section 108: *Provided further*, That any  
22 State receiving such a guarantee or commitment under the  
23 preceding proviso shall distribute all funds subject to such  
24 guarantee to the units of general local government in non-  
25 entitlement areas that received the commitment.

## 1 HOME INVESTMENT PARTNERSHIPS PROGRAM

2 For the HOME investment partnerships program, as  
3 authorized under title II of the Cranston-Gonzalez Na-  
4 tional Affordable Housing Act, as amended (42 U.S.C.  
5 12721 et seq.), \$1,250,000,000, to remain available until  
6 September 30, 2029: *Provided*, That the threshold reduc-  
7 tion requirements in sections 216(10) and 217(b)(4) of  
8 such Act (42 U.S.C. 12746(10), 12747(b)(4)) shall not  
9 apply to the amounts made available under this heading:  
10 *Provided further*, That notwithstanding section 231(b) of  
11 such Act (42 U.S.C. 12771(b)), all unobligated balances  
12 remaining from amounts recaptured pursuant to such sec-  
13 tion that remain available until expended shall be com-  
14 bined with amounts made available under this heading and  
15 allocated in accordance with the formula under section  
16 217(b)(1)(A) of such Act (42 U.S.C. 12747(b)(1)(A)):  
17 *Provided further*, That the Department shall notify grant-  
18 ees of their formula allocations within 60 days after enact-  
19 ment of this Act: *Provided further*, That section 218(g)  
20 of such Act (42 U.S.C. 12748(g)) shall not apply with re-  
21 spect to the right of a jurisdiction to draw funds from  
22 its HOME Investment Trust Fund that otherwise expired  
23 or would expire in any calendar year from 2020 through  
24 2028 under that section: *Provided further*, That section  
25 231(b) of such Act (42 U.S.C. 12771(b)) shall not apply

1 to any uninvested funds that otherwise were deducted or  
2 would be deducted from the line of credit in the partici-  
3 pating jurisdiction's HOME Investment Trust Fund in  
4 any calendar year from 2020 through 2028 under that  
5 section.

6 SELF-HELP AND ASSISTED HOMEOWNERSHIP

7 OPPORTUNITY PROGRAM

8 For the self-help and assisted homeownership oppor-  
9 tunity program, as authorized under section 11 of the  
10 Housing Opportunity Program Extension Act of 1996 (42  
11 U.S.C. 12805 note), and for related activities and assist-  
12 ance, \$65,000,000, to remain available until September  
13 30, 2028: *Provided*, That of the sums appropriated under  
14 this heading—

15 (1) \$12,000,000 shall be available for the self-  
16 help homeownership opportunity program as author-  
17 ized under such section 11;

18 (2) \$46,000,000 shall be available for the sec-  
19 ond, third, and fourth capacity building entities  
20 specified in section 4(a) of the HUD Demonstration  
21 Act of 1993 (III Stat 201; 42 U.S.C. 9816 note),  
22 of which not less than \$5,000,000 shall be for rural  
23 capacity building activities; and

24 (3) \$7,000,000 shall be available for capacity  
25 building by national rural housing organizations hav-

1       ing experience assessing national rural conditions  
2       and providing financing, training, technical assist-  
3       ance, information, and research to local nonprofit or-  
4       ganizations, local governments, and Indian tribes  
5       serving high need rural communities.

6                               HOMELESS ASSISTANCE GRANTS

7       For assistance under title IV of the McKinney-Vento  
8 Homeless Assistance Act (42 U.S.C. 11360 et seq.), and  
9 for related activities and assistance, \$4,417,000,000, to  
10 remain available until September 30, 2028: *Provided*,  
11 That of the sums appropriated under this heading—

12               (1) \$290,000,000 shall be available for the  
13 emergency solutions grants program authorized  
14 under subtitle B of such title IV (42 U.S.C. 11371  
15 et seq.): *Provided*, That the Department shall notify  
16 grantees of their formula allocation from amounts  
17 allocated (which may represent initial or final  
18 amounts allocated) for the emergency solutions  
19 grant program not later than 60 days after enact-  
20 ment of this Act;

21               (2) \$4,010,000,000 shall be available for the  
22 continuum of care program authorized under sub-  
23 title C of such title IV (42 U.S.C. 11381 et seq.)  
24 and the rural housing stability assistance programs  
25 authorized under subtitle D of such title IV (42

1 U.S.C. 11408): *Provided*, That the Secretary shall  
2 prioritize funding under the continuum of care pro-  
3 gram to continuums of care that have demonstrated  
4 a capacity to reallocate funding from lower per-  
5 forming projects to higher performing projects: *Pro-*  
6 *vided further*, That the Secretary shall make reason-  
7 able adjustments to renewal amounts to enable re-  
8 newal projects to operate at substantially the same  
9 levels, including cost-of-living adjustments for sup-  
10 portive services from the prior grant: *Provided fur-*  
11 *ther*, That in allocating and awarding amounts made  
12 available under this paragraph, the Secretary shall  
13 select projects totaling not less than 60 percent of  
14 the annual renewal demand for each collaborative  
15 applicant based on rankings determined by the local  
16 continuum of care and consistent with 42 U.S.C.  
17 11381 et seq.: *Provided further*, That the Secretary  
18 may establish by notice an alternative maximum  
19 amount for administrative costs related to the re-  
20 quirements described in sections 402(f)(1) and  
21 402(f)(2) of subtitle A of such title IV of no more  
22 than 5 percent or \$50,000, whichever is greater,  
23 notwithstanding the 3 percent limitation in section  
24 423(a)(10) of such subtitle C: *Provided further*, That  
25 of the amounts made available for the continuum of

1 care program under this paragraph, \$52,000,000  
2 shall be for grants for new rapid re-housing projects  
3 and supportive service projects providing coordinated  
4 entry, and for eligible activities that the Secretary  
5 determines to be critical in order to assist survivors  
6 of domestic violence, dating violence, sexual assault,  
7 or stalking, except that the Secretary may make ad-  
8 ditional grants for such projects and purposes from  
9 amounts made available for such continuum of care  
10 program: *Provided further*, That amounts made  
11 available for the continuum of care program under  
12 this paragraph and any remaining unobligated bal-  
13 ances under this heading in prior Acts may be used  
14 to competitively or non-competitively renew or re-  
15 place grants for youth homelessness demonstration  
16 projects under the continuum of care program, not-  
17 withstanding any conflict with the requirements of  
18 the continuum of care program: *Provided further*,  
19 That any continuum of care, in consultation with  
20 their youth action board, that determines it no  
21 longer has an identified need for funds to renew a  
22 youth homelessness demonstration project shall no-  
23 tify the Secretary, and the Secretary shall recapture  
24 such assistance from the continuum of care and  
25 competitively award it to any other continuum of

1 care with the amounts provided under this heading  
2 under paragraph (4): *Provided further*, That the Sec-  
3 retary shall issue the notice of funding opportunity  
4 for the amounts made available in this paragraph  
5 not later than June 1, 2026 and shall award such  
6 amounts not later than December 1, 2026;

7 (3) \$10,000,000 shall be available for the na-  
8 tional homeless data analysis project: *Provided*, That  
9 notwithstanding the provisions of the Federal Grant  
10 and Cooperative Agreements Act of 1977 (31 U.S.C.  
11 6301–6308), the amounts made available under this  
12 paragraph and any remaining unobligated balances  
13 under this heading for such purposes in prior Acts  
14 may be used by the Secretary to enter into coopera-  
15 tive agreements with such entities as may be deter-  
16 mined by the Secretary, including public and private  
17 organizations, agencies, and institutions; and

18 (4) \$107,000,000 shall be available to imple-  
19 ment projects to demonstrate how a comprehensive  
20 approach to serving homeless youth, age 24 and  
21 under, in up to 25 communities with a priority for  
22 communities with substantial rural populations in up  
23 to eight locations, can dramatically reduce youth  
24 homelessness: *Provided*, That of the amount made  
25 available under this paragraph, up to \$25,000,000

1        may be for youth homelessness system improvement  
2        grants to support communities, including but not  
3        limited to the communities assisted under the matter  
4        preceding this proviso, in establishing and imple-  
5        menting an evidence-based response system for  
6        youth homelessness, or for improving their existing  
7        system, including through the establishment of local  
8        youth advisory boards, collaboration with youth with  
9        lived experience of homelessness in project design  
10       and implementation, improving data collection, man-  
11       agement, utilization and evaluation, cross-system  
12       partnerships with juvenile justice, child welfare, and  
13       education systems: *Provided further*, That of the  
14       amount made available under this paragraph, up to  
15       \$10,000,000 shall be to provide technical assistance  
16       to communities, including but not limited to the  
17       communities assisted in the preceding proviso and  
18       the matter preceding such proviso, on improving sys-  
19       tem responses to youth homelessness, and collection,  
20       analysis, use, and reporting of data and performance  
21       measures under the comprehensive approaches to  
22       serve homeless youth, in addition to and in coordina-  
23       tion with other technical assistance funds provided  
24       under this title: *Provided further*, That the Secretary  
25       may use up to 10 percent of the amount made avail-

1       able under the preceding proviso to build the capaci-  
2       ty of current technical assistance providers or to  
3       train new technical assistance providers with  
4       verifiable prior experience with systems and pro-  
5       grams for youth experiencing homelessness:

6 *Provided further*, That youth aged 24 and under seeking  
7 assistance under this heading shall not be required to pro-  
8 vide third party documentation to establish their eligibility  
9 under subsection (a) or (b) of section 103 of the McKin-  
10 ney-Vento Homeless Assistance Act (42 U.S.C. 11302) to  
11 receive services: *Provided further*, That unaccompanied  
12 youth aged 24 and under or families headed by youth aged  
13 24 and under who are living in unsafe situations may be  
14 served by youth-serving providers funded under this head-  
15 ing: *Provided further*, That recipients of funds provided  
16 under this heading in this Act or any prior Act may estab-  
17 lish preferences for elderly individuals or families (except  
18 for programs provided to serve homeless youth), or dis-  
19 abled individuals or families as defined by section 401(10)  
20 of the McKinney-Vento Homeless Assistance Act (42  
21 U.S.C. 11360(10)), when implementing the programs:  
22 *Provided further*, That persons eligible under section  
23 103(a)(5) of the McKinney-Vento Homeless Assistance  
24 Act may be served by any project funded under this head-  
25 ing to provide both transitional housing and rapid re-hous-

1 ing: *Provided further*, That for all matching funds require-  
2 ments applicable to funds made available under this head-  
3 ing for this fiscal year and prior fiscal years, a grantee  
4 may use (or could have used) as a source of match funds  
5 other funds administered by the Secretary and other Fed-  
6 eral agencies unless there is (or was) a specific statutory  
7 prohibition on any such use of any such funds: *Provided*  
8 *further*, That none of the funds made available under this  
9 heading shall be available to provide funding for new  
10 projects, except for projects created through reallocation,  
11 unless the Secretary determines that the continuum of  
12 care has demonstrated that projects are evaluated and  
13 ranked based on the degree to which they improve the con-  
14 tinuum of care's system performance: *Provided further*,  
15 That any unobligated amounts remaining from funds  
16 made available under this heading in fiscal year 2012 and  
17 prior years for project-based rental assistance for rehabili-  
18 tation projects with 10-year grant terms may be used for  
19 purposes under this heading, notwithstanding the pur-  
20 poses for which such funds were appropriated: *Provided*  
21 *further*, That unobligated balances, including recaptures  
22 and carryover, remaining from funds transferred to or ap-  
23 propriated under this heading in fiscal year 2019 or prior  
24 years, except for rental assistance amounts that were re-  
25 captured and made available until expended, shall be avail-

1 able for the current purposes authorized under this head-  
2 ing in addition to the purposes for which such funds origi-  
3 nally were appropriated.

#### 4 HOUSING PROGRAMS

##### 5 PROJECT-BASED RENTAL ASSISTANCE

6 For activities and assistance for the provision of  
7 project-based subsidy contracts under the United States  
8 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the  
9 Act”), not otherwise provided for, \$18,143,000,000, to re-  
10 main available until expended, shall be available on Octo-  
11 ber 1, 2025 (in addition to the \$400,000,000 previously  
12 appropriated under this heading that became available Oc-  
13 tober 1, 2025), and \$400,000,000, to remain available  
14 until expended, shall be available on October 1, 2026: *Pro-*  
15 *vided*, That the amounts made available under this head-  
16 ing shall be available for expiring or terminating section  
17 8 project-based subsidy contracts (including section 8  
18 moderate rehabilitation contracts), for amendments to sec-  
19 tion 8 project-based subsidy contracts (including section  
20 8 moderate rehabilitation contracts), for contracts entered  
21 into pursuant to section 441 of the McKinney-Vento  
22 Homeless Assistance Act (42 U.S.C. 11401), for renewal  
23 of section 8 contracts for units in projects that are subject  
24 to approved plans of action under the Emergency Low In-  
25 come Housing Preservation Act of 1987 or the Low-In-

1 come Housing Preservation and Resident Homeownership  
2 Act of 1990, and for administrative and other expenses  
3 associated with project-based activities and assistance  
4 funded under this heading: *Provided further*, That of the  
5 total amounts provided under this heading, not to exceed  
6 \$509,000,000 shall be available for performance-based  
7 contract administrators for section 8 project-based assist-  
8 ance, for carrying out 42 U.S.C. 1437(f): *Provided further*,  
9 That the Secretary may also use such amounts in the pre-  
10 ceding proviso for performance-based contract administra-  
11 tors for the administration of: interest reduction payments  
12 pursuant to section 236(a) of the National Housing Act  
13 (12 U.S.C. 1715z-1(a)); rent supplement payments pur-  
14 suant to section 101 of the Housing and Urban Develop-  
15 ment Act of 1965 (12 U.S.C. 1701s); section 236(f)(2)  
16 rental assistance payments (12 U.S.C. 1715z-1(f)(2));  
17 project rental assistance contracts for the elderly under  
18 section 202(c)(2) of the Housing Act of 1959 (12 U.S.C.  
19 1701q); project rental assistance contracts for supportive  
20 housing for persons with disabilities under section  
21 811(d)(2) of the Cranston-Gonzalez National Affordable  
22 Housing Act (42 U.S.C. 8013(d)(2)); project assistance  
23 contracts pursuant to section 202(h) of the Housing Act  
24 of 1959 (Public Law 86-372; 73 Stat. 667); and loans  
25 under section 202 of the Housing Act of 1959 (Public Law

1 86–372; 73 Stat. 667): *Provided further*, That amounts  
2 recaptured under this heading, the heading “Annual Con-  
3 tributions for Assisted Housing”, or the heading “Housing  
4 Certificate Fund”, may be used for renewals of or amend-  
5 ments to section 8 project-based contracts or for perform-  
6 ance-based contract administrators, notwithstanding the  
7 purposes for which such amounts were appropriated: *Pro-*  
8 *vided further*, That, notwithstanding any other provision  
9 of law, upon the request of the Secretary, project funds  
10 that are held in residual receipts accounts for any project  
11 subject to a section 8 project-based housing assistance  
12 payments contract that authorizes the Department or a  
13 housing finance agency to require that surplus project  
14 funds be deposited in an interest-bearing residual receipts  
15 account and that are in excess of an amount to be deter-  
16 mined by the Secretary, shall be remitted to the Depart-  
17 ment and deposited in this account, to be available until  
18 expended: *Provided further*, That amounts deposited pur-  
19 suant to the preceding proviso shall be available in addi-  
20 tion to the amount otherwise provided by this heading for  
21 uses authorized under this heading.

22 HOUSING FOR THE ELDERLY

23 For capital advances, including amendments to cap-  
24 ital advance contracts, for housing for the elderly, as au-  
25 thorized by section 202 of the Housing Act of 1959 (12

1 U.S.C. 1701q), for project rental assistance for the elderly  
2 under section 202(c)(2) of such Act, including amend-  
3 ments to contracts for such assistance and renewal of ex-  
4 piring contracts for such assistance for up to a 5-year  
5 term, for senior preservation rental assistance contracts,  
6 including renewals, as authorized by section 811(e) of the  
7 American Homeownership and Economic Opportunity Act  
8 of 2000 (12 U.S.C. 1701q note), for supportive services  
9 associated with the housing, and for administrative and  
10 other expenses associated with assistance under this head-  
11 ing, \$1,031,000,000 to remain available until September  
12 30, 2029: *Provided*, That of the amount made available  
13 under this heading, up to \$122,000,000 shall be for serv-  
14 ice coordinators and the continuation of existing con-  
15 gregate service grants for residents of assisted housing  
16 projects: *Provided further*, That any funding for existing  
17 service coordinators under the preceding proviso shall be  
18 provided within 120 days of enactment of this Act: *Pro-*  
19 *vided further*, That the Secretary may enter into 2-year  
20 agreements as appropriate with such funding that are sub-  
21 ject to the availability of annual appropriations: *Provided*  
22 *further*, That the Secretary may waive the provisions of  
23 section 202 governing the terms and conditions of project  
24 rental assistance, except that the initial contract term for  
25 such assistance shall not exceed 5 years in duration: *Pro-*

1 *vided further*, That upon request of the Secretary, project  
2 funds that are held in residual receipts accounts for any  
3 project subject to a section 202 project rental assistance  
4 contract, and that upon termination of such contract are  
5 in excess of an amount to be determined by the Secretary,  
6 shall be remitted to the Department and deposited in this  
7 account, to remain available until September 30, 2029:  
8 *Provided further*, That amounts deposited in this account  
9 pursuant to the preceding proviso shall be available, in ad-  
10 dition to the amounts otherwise provided by this heading,  
11 for the purposes authorized under this heading: *Provided*  
12 *further*, That unobligated balances, including recaptures  
13 and carryover, remaining from funds transferred to or ap-  
14 propriated under this heading shall be available for the  
15 current purposes authorized under this heading in addi-  
16 tion to the purposes for which such funds originally were  
17 appropriated: *Provided further*, That of the total amount  
18 made available under this heading, up to \$4,000,000 shall  
19 be used by the Secretary to support preservation trans-  
20 actions of housing for the elderly originally developed with  
21 a capital advance and assisted by a project rental assist-  
22 ance contract under the provisions of section 202(c) of the  
23 Housing Act of 1959.

## 1 HOUSING FOR PERSONS WITH DISABILITIES

2 For capital advances, including amendments to cap-  
3 ital advance contracts, for supportive housing for persons  
4 with disabilities, as authorized by section 811 of the Cran-  
5 ston-Gonzalez National Affordable Housing Act (42  
6 U.S.C. 8013), for project rental assistance for supportive  
7 housing for persons with disabilities under section  
8 811(d)(2) of such Act, for project assistance contracts  
9 pursuant to subsection (h) of section 202 of the Housing  
10 Act of 1959, as added by section 205(a) of the Housing  
11 and Community Development Amendments of 1978 (Pub-  
12 lic Law 95-557; 92 Stat. 2090), including amendments  
13 to contracts for such assistance and renewal of expiring  
14 contracts for such assistance for up to a 5-year term, for  
15 project rental assistance to State housing finance agencies  
16 and other appropriate entities as authorized under section  
17 811(b)(3) of the Cranston-Gonzalez National Affordable  
18 Housing Act, for supportive services associated with the  
19 housing for persons with disabilities as authorized by sec-  
20 tion 811(b)(1) of such Act, and for administrative and  
21 other expenses associated with assistance funded under  
22 this heading, \$287,000,000, to remain available until Sep-  
23 tember 30, 2029: *Provided*, That, upon the request of the  
24 Secretary, project funds that are held in residual receipts  
25 accounts for any project subject to a section 811 project

1 rental assistance contract, and that upon termination of  
2 such contract are in excess of an amount to be determined  
3 by the Secretary, shall be remitted to the Department and  
4 deposited in this account, to remain available until Sep-  
5 tember 30, 2029: *Provided further*, That amounts depos-  
6 ited in this account pursuant to the preceding proviso shall  
7 be available in addition to the amounts otherwise provided  
8 by this heading for the purposes authorized under this  
9 heading: *Provided further*, That unobligated balances, in-  
10 cluding recaptures and carryover, remaining from funds  
11 transferred to or appropriated under this heading shall be  
12 used for the current purposes authorized under this head-  
13 ing in addition to the purposes for which such funds origi-  
14 nally were appropriated.

15 HOUSING COUNSELING ASSISTANCE

16 For contracts, grants, and other assistance excluding  
17 loans, as authorized under section 106 of the Housing and  
18 Urban Development Act of 1968, as amended,  
19 \$57,500,000, to remain available until September 30,  
20 2027, including up to \$4,500,000 for administrative con-  
21 tract services: *Provided*, That funds shall be used for pro-  
22 viding counseling and advice to tenants and homeowners,  
23 both current and prospective, with respect to property  
24 maintenance, financial management or literacy, and such  
25 other matters as may be appropriate to assist them in im-

1 proving their housing conditions, meeting their financial  
2 needs, and fulfilling the responsibilities of tenancy or  
3 homeownership; for program administration; and for hous-  
4 ing counselor training: *Provided further*, That for purposes  
5 of awarding grants from amounts provided under this  
6 heading, the Secretary may enter into multiyear agree-  
7 ments, as appropriate, subject to the availability of annual  
8 appropriations.

9 PAYMENT TO MANUFACTURED HOUSING FEES TRUST  
10 FUND

11 For necessary expenses as authorized by the National  
12 Manufactured Housing Construction and Safety Stand-  
13 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to  
14 \$14,000,000, to remain available until expended, of which  
15 \$14,000,000 shall be derived from the Manufactured  
16 Housing Fees Trust Fund (established under section  
17 620(e) of such Act (42 U.S.C. 5419(e)): *Provided*, That  
18 not to exceed the total amount appropriated under this  
19 heading shall be available from the general fund of the  
20 Treasury to the extent necessary to incur obligations and  
21 make expenditures pending the receipt of collections to the  
22 Fund pursuant to section 620 of such Act: *Provided fur-*  
23 *ther*, That the amount made available under this heading  
24 from the general fund shall be reduced as such collections  
25 are received during fiscal year 2026 so as to result in a

1 final fiscal year 2026 appropriation from the general fund  
2 estimated at zero, and fees pursuant to such section 620  
3 shall be modified as necessary to ensure such a final fiscal  
4 year 2026 appropriation: *Provided further*, That for the  
5 dispute resolution and installation programs, the Sec-  
6 retary may assess and collect fees from any program par-  
7 ticipant: *Provided further*, That such collections shall be  
8 deposited into the Trust Fund, and the Secretary, as pro-  
9 vided herein, may use such collections, as well as fees col-  
10 lected under section 620 of such Act, for necessary ex-  
11 penses of such Act: *Provided further*, That, notwith-  
12 standing the requirements of section 620 of such Act, the  
13 Secretary may carry out responsibilities of the Secretary  
14 under such Act through the use of approved service pro-  
15 viders that are paid directly by the recipients of their serv-  
16 ices.

17 FEDERAL HOUSING ADMINISTRATION

18 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

19 New commitments to guarantee single family loans  
20 insured under the Mutual Mortgage Insurance Fund shall  
21 not exceed \$400,000,000,000, to remain available until  
22 September 30, 2027: *Provided*, That during fiscal year  
23 2026, obligations to make direct loans to carry out the  
24 purposes of section 204(g) of the National Housing Act,  
25 as amended, shall not exceed \$1,000,000: *Provided fur-*

1 *ther*, That the foregoing amount in the preceding proviso  
2 shall be for loans to nonprofit and governmental entities  
3 in connection with sales of single family real properties  
4 owned by the Secretary and formerly insured under the  
5 Mutual Mortgage Insurance Fund: *Provided further*, That  
6 for administrative contract expenses of the Federal Hous-  
7 ing Administration, \$160,000,000, to remain available  
8 until September 30, 2027: *Provided further*, That to the  
9 extent guaranteed loan commitments exceed  
10 \$200,000,000,000 on or before April 1, 2026, an addi-  
11 tional \$1,400 for administrative contract expenses shall be  
12 available for each \$1,000,000 in additional guaranteed  
13 loan commitments (including a pro rata amount for any  
14 amount below \$1,000,000), but in no case shall funds  
15 made available by this proviso exceed \$30,000,000: *Pro-*  
16 *vided further*, That notwithstanding the limitation in the  
17 first sentence of section 255(g) of the National Housing  
18 Act (12 U.S.C. 1715z-20(g)), during fiscal year 2026 the  
19 Secretary may insure and enter into new commitments to  
20 insure mortgages under section 255 of the National Hous-  
21 ing Act only to the extent that the net credit subsidy cost  
22 for such insurance does not exceed zero.

23 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

24 New commitments to guarantee loans insured under  
25 the General and Special Risk Insurance Funds, as author-

1 ized by sections 238 and 519 of the National Housing Act  
2 (12 U.S.C. 1715z-3 and 1735c), shall not exceed  
3 \$35,000,000,000 in total loan principal, any part of which  
4 is to be guaranteed, to remain available until September  
5 30, 2027: *Provided*, That during fiscal year 2026, gross  
6 obligations for the principal amount of direct loans, as au-  
7 thorized by sections 204(g), 207(l), 238, and 519(a) of  
8 the National Housing Act, shall not exceed \$1,000,000,  
9 which shall be for loans to nonprofit and governmental en-  
10 tities in connection with the sale of single family real prop-  
11 erties owned by the Secretary and formerly insured under  
12 such Act.

13 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION  
14 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN  
15 GUARANTEE PROGRAM ACCOUNT

16 New commitments to issue guarantees to carry out  
17 the purposes of section 306 of the National Housing Act,  
18 as amended (12 U.S.C. 1721(g)), shall not exceed  
19 \$550,000,000,000, to remain available until September  
20 30, 2027: *Provided*, That \$56,000,000, to remain avail-  
21 able until September 30, 2027, shall be for necessary sala-  
22 ries and expenses of the Government National Mortgage  
23 Association: *Provided further*, That to the extent that  
24 guaranteed loan commitments exceed \$155,000,000,000  
25 on or before April 1, 2026, an additional \$100 for nec-

1 essary salaries and expenses shall be available until ex-  
2 pended for each \$1,000,000 in additional guaranteed loan  
3 commitments (including a pro rata amount for any  
4 amount below \$1,000,000), but in no case shall funds  
5 made available by this proviso exceed \$3,000,000: *Pro-*  
6 *vided further*, That receipts from Commitment and  
7 Multiclass fees collected pursuant to title III of the Na-  
8 tional Housing Act (12 U.S.C. 1716 et seq.) shall be cred-  
9 ited as offsetting collections to this account.

10 POLICY DEVELOPMENT AND RESEARCH

11 RESEARCH AND TECHNOLOGY

12 For contracts, grants, and necessary expenses of pro-  
13 grams of research and studies relating to housing and  
14 urban problems, not otherwise provided for, as authorized  
15 by title V of the Housing and Urban Development Act  
16 of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying  
17 out the functions of the Secretary of Housing and Urban  
18 Development under section 1(a)(1)(i) of Reorganization  
19 Plan No. 2 of 1968, and for technical assistance,  
20 \$122,500,000, to remain available until September 30,  
21 2027: *Provided*, That of the amounts made available under  
22 this heading, \$40,000,000 shall be for technical assist-  
23 ance, of which \$5,000,000 shall be for the distressed cities  
24 technical assistance program: *Provided further*, That with  
25 respect to amounts made available under this heading,

1 notwithstanding section 203 of this title, the Secretary  
2 may enter into cooperative agreements with philanthropic  
3 entities, other Federal agencies, State or local govern-  
4 ments and their agencies, Indian tribes, tribally des-  
5 ignated housing entities, or colleges or universities for re-  
6 search projects: *Provided further*, That with respect to the  
7 preceding proviso, such partners to the cooperative agree-  
8 ments shall contribute at least a 50 percent match toward  
9 the cost of the project: *Provided further*, That for non-  
10 competitive agreements entered into in accordance with  
11 the preceding two provisos, the Secretary shall comply  
12 with section 2(b) of the Federal Funding Accountability  
13 and Transparency Act of 2006 (Public Law 109–282; 31  
14 U.S.C. note) in lieu of compliance with section  
15 102(a)(4)(C) of the Department of Housing and Urban  
16 Development Reform Act of 1989 (42 U.S.C.  
17 3545(a)(4)(C)) with respect to documentation of award  
18 decisions: *Provided further*, That of the total amounts pro-  
19 vided under this heading, \$7,500,000 shall be for competi-  
20 tive grants to nonprofit or governmental entities to provide  
21 legal assistance (including assistance related to pretrial  
22 activities, trial activities, post-trial activities and alter-  
23 native dispute resolution) at no cost to eligible low-income  
24 tenants at risk of or subject to eviction: *Provided further*,  
25 That in awarding grants under the preceding proviso, the

1 Secretary shall give preference to applicants that include  
2 a marketing strategy for residents of areas with high rates  
3 of eviction, have experience providing no-cost legal assist-  
4 ance to low-income individuals, and have sufficient capac-  
5 ity to administer such assistance: *Provided further*, That  
6 the Secretary shall ensure, to the extent practicable, that  
7 the proportion of eligible tenants living in rural areas who  
8 will receive legal assistance with grant funds made avail-  
9 able under this heading is not less than the overall propor-  
10 tion of eligible tenants who live in rural areas: *Provided*  
11 *further*, That the Department shall maintain on its pub-  
12 licly accessible website all completed research funded  
13 under this heading by this or any prior Act: *Provided fur-*  
14 *ther*, That the Department shall release and publish such  
15 research without regard to the findings within 6 months  
16 of submission of the final report.

17 FAIR HOUSING AND EQUAL OPPORTUNITY

18 FAIR HOUSING ACTIVITIES

19 For contracts, grants, and other assistance, not oth-  
20 erwise provided for, as authorized by title VIII of the Civil  
21 Rights Act of 1968 (42 U.S.C. 3601 et seq.), section 561  
22 of the Housing and Community Development Act of 1987  
23 (42 U.S.C. 3616a), and this heading, \$86,355,000, to re-  
24 main available until September 30, 2027: *Provided*, That  
25 of the sums appropriated under this heading—

1           (1) \$26,355,000 shall be for the fair housing  
2 assistance program under such title VIII;

3           (2) \$56,000,000 shall be for the fair housing  
4 initiatives program under such section 561, of  
5 which, not less than \$10,400,000 shall be available  
6 for education and outreach programs, not less than  
7 \$3,700,000 shall be available for fair housing orga-  
8 nization initiatives, and not less than \$40,500,000  
9 shall be available for the private enforcement initia-  
10 tive, except that if any program or initiative is  
11 undersubscribed any remaining amounts may be  
12 awarded to qualified applicants of other programs or  
13 initiatives under this paragraph: *Provided*, That the  
14 Secretary shall issue each notice of funding oppor-  
15 tunity for the fair housing initiatives program not  
16 later than 150 days after the date of enactment of  
17 this Act;

18           (3) \$1,000,000 may be for the Secretary for the  
19 creation and promotion of translated materials and  
20 other programs that support the assistance of per-  
21 sons with limited English proficiency in utilizing the  
22 services provided by the Department of Housing and  
23 Urban Development; and

24           (4) \$3,000,000 shall be for the national fair  
25 housing training academy: *Provided*, That notwith-

1 standing section 3302 of title 31, United States  
2 Code, the Secretary may also assess and collect fees  
3 to cover the costs of such academy, and may use  
4 such funds to develop online courses and provide  
5 such training:

6 *Provided further*, That none of the funds made available  
7 under this heading may be used to lobby the executive or  
8 legislative branches of the Federal Government in connec-  
9 tion with a specific contract, grant, or loan.

10 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

11 HOMES

12 LEAD HAZARD REDUCTION

13 (INCLUDING TRANSFER OF FUNDS)

14 For the lead hazard reduction program, as authorized  
15 by section 1011 of the Residential Lead-Based Paint Haz-  
16 ard Reduction Act of 1992 (42 U.S.C. 4852), the healthy  
17 homes initiative, pursuant to sections 501 and 502 of the  
18 Housing and Urban Development Act of 1970 (12 U.S.C.  
19 1701z-1 and 1701z-2), and for related activities and as-  
20 sistance, \$295,600,000, to remain available until Sep-  
21 tember 30, 2028: *Provided*, That the amounts made avail-  
22 able under this heading are provided as follows:

23 (1) \$155,600,000 shall be for the award of  
24 grants pursuant to such section 1011, of which not

1 less than \$105,000,000 shall be provided to areas  
2 with the highest lead-based paint abatement need;

3 (2) \$140,000,000 shall be for the healthy  
4 homes initiative, pursuant to sections 501 and 502  
5 of the Housing and Urban Development Act of  
6 1970, which shall include research, studies, testing,  
7 and demonstration efforts, including education and  
8 outreach concerning lead-based paint poisoning and  
9 other housing-related diseases and hazards, and  
10 mitigating housing-related health and safety hazards  
11 in housing of low-income families: *Provided*, That up  
12 to \$10,000,000 of amounts made available under  
13 this paragraph shall be for a one-time national pilot  
14 program to facilitate new financing mechanisms to  
15 address lead and other residential environmental  
16 stressors in low-income communities: *Provided fur-*  
17 *ther*, That the Secretary shall issue the notice of  
18 funding of opportunity for the pilot program estab-  
19 lished in the preceding proviso within 120 days of  
20 enactment of this Act: *Provided further*, That  
21 \$30,000,000 of amounts made available under this  
22 paragraph shall be for grants to experienced non-  
23 profit organizations, States, local governments, or  
24 public housing agencies for safety and functional  
25 home modification repairs and renovations to meet

1 the needs of low-income seniors to enable them to  
2 remain in their primary residence, of which no less  
3 than \$10,000,000 shall be available to meet such  
4 needs in communities with substantial rural popu-  
5 lations: *Provided further*, That for funds made avail-  
6 able for such grants in the preceding proviso or  
7 under this heading or the heading “Housing for the  
8 Elderly” in prior Acts, all eligible activities, except  
9 those that would alter the existing footprint of a  
10 structure or improvement in a floodplain or a wet-  
11 land, are exempt from environmental review and not  
12 subject to the Federal laws and authorities cited in  
13 section 58.5 of title 24, Code of Federal Regula-  
14 tions; and

15 (3) up to \$2,000,000 in total of the amounts  
16 made available under paragraph (2) may be trans-  
17 ferred to the heading “Research and Technology”  
18 for the purposes of conducting research and studies  
19 and for use in accordance with the provisos under  
20 that heading for non-competitive agreements:

21 *Provided further*, That for purposes of environmental re-  
22 view, pursuant to the National Environmental Policy Act  
23 of 1969 (42 U.S.C. 4321 et seq.) and other provisions of  
24 law that further the purposes of such Act, a grant under  
25 the healthy homes initiative, or the lead technical studies

1 program, or other demonstrations or programs under this  
2 heading or under prior appropriations Acts for such pur-  
3 poses under this heading, or under the heading “Housing  
4 for the Elderly” under prior Appropriations Acts, shall be  
5 considered to be funds for a special project for purposes  
6 of section 305(c) of the Multifamily Housing Property  
7 Disposition Reform Act of 1994: *Provided further*, That  
8 each applicant for a grant or cooperative agreement under  
9 this heading shall certify adequate capacity that is accept-  
10 able to the Secretary to carry out the proposed use of  
11 funds pursuant to a notice of funding opportunity: *Pro-*  
12 *vided further*, That amounts made available under the fifth  
13 paragraph under this heading by the Full-Year Continuing  
14 Appropriations and Extensions Act, 2025 (Public Law  
15 119–4) shall be transferred to and merged with the  
16 amounts provided under the fifth paragraph under the  
17 heading “Public Housing Fund” in this Act and  
18 prioritized for qualified projects where the primary pur-  
19 pose is radon testing and mitigation, except any transfer  
20 pursuant to this provision shall retain its original avail-  
21 ability: *Provided further*, That amounts made available  
22 under this heading, in this or prior appropriations Acts,  
23 still remaining available, may be used for any purpose  
24 under this heading notwithstanding the purpose for which  
25 such amounts were appropriated if a program competition

1 is undersubscribed and there are other program competi-  
2 tions under this heading that are oversubscribed.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary salaries and expenses of the Office of  
5 Inspector General in carrying out the Inspector General  
6 Act of 1978, as amended, \$144,500,000: *Provided*, That  
7 the Inspector General shall have independent authority  
8 over all personnel and acquisition issues within this office.

9 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND  
10 URBAN DEVELOPMENT

11 (INCLUDING RESCISSIONS)

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 201. Fifty percent of the amounts of budget au-  
14 thority, or in lieu thereof 50 percent of the cash amounts  
15 associated with such budget authority, that are recaptured  
16 from projects described in section 1012(a) of the Stewart  
17 B. McKinney Homeless Assistance Amendments Act of  
18 1988 (42 U.S.C. 1437f note) shall be rescinded or in the  
19 case of cash, shall be remitted to the Treasury, and such  
20 amounts of budget authority or cash recaptured and not  
21 rescinded or remitted to the Treasury shall be used by  
22 State housing finance agencies or local governments or  
23 local housing agencies with projects approved by the Sec-  
24 retary of Housing and Urban Development for which set-  
25 tlement occurred after January 1, 1992, in accordance

1 with such section. Notwithstanding the previous sentence,  
2 the Secretary may award up to 15 percent of the budget  
3 authority or cash recaptured and not rescinded or remitted  
4 to the Treasury to provide project owners with incentives  
5 to refinance their project at a lower interest rate.

6       SEC. 202. None of the funds made available by this  
7 Act may be used to investigate or prosecute under the Fair  
8 Housing Act any otherwise lawful activity engaged in by  
9 one or more persons, including the filing or maintaining  
10 of a nonfrivolous legal action, that is engaged in solely  
11 for the purpose of achieving or preventing action by a Gov-  
12 ernment official or entity, or a court of competent jurisdic-  
13 tion.

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

20       SEC. 204. Funds of the Department of Housing and  
21 Urban Development subject to the Government Corpora-  
22 tion Control Act or section 402 of the Housing Act of  
23 1950 shall be available, without regard to the limitations  
24 on administrative expenses, for legal services on a contract  
25 or fee basis, and for utilizing and making payment for

1 services and facilities of the Federal National Mortgage  
2 Association, Government National Mortgage Association,  
3 Federal Home Loan Mortgage Corporation, Federal Fi-  
4 nancing Bank, Federal Reserve banks or any member  
5 thereof, Federal Home Loan banks, and any insured bank  
6 within the meaning of the Federal Deposit Insurance Cor-  
7 poration Act, as amended (12 U.S.C. 1811–1).

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

14       SEC. 206. Corporations and agencies of the Depart-  
15 ment of Housing and Urban Development which are sub-  
16 ject to the Government Corporation Control Act are here-  
17 by authorized to make such expenditures, within the limits  
18 of funds and borrowing authority available to each such  
19 corporation or agency and in accordance with law, and to  
20 make such contracts and commitments without regard to  
21 fiscal year limitations as provided by section 104 of such  
22 Act as may be necessary in carrying out the programs set  
23 forth in the budget for 2026 for such corporation or agen-  
24 cy except as hereinafter provided: *Provided*, That collec-  
25 tions of these corporations and agencies may be used for

1 new loan or mortgage purchase commitments only to the  
2 extent expressly provided for in this Act (unless such loans  
3 are in support of other forms of assistance provided for  
4 in this or prior appropriations Acts), except that this pro-  
5 viso shall not apply to the mortgage insurance or guaranty  
6 operations of these corporations, or where loans or mort-  
7 gage purchases are necessary to protect the financial in-  
8 terest of the United States Government.

9       SEC. 207. None of the funds made available by this  
10 title may be used for an audit of the Government National  
11 Mortgage Association that makes applicable requirements  
12 under the Federal Credit Reform Act of 1990 (2 U.S.C.  
13 661 et seq.).

14       SEC. 208. (a) Notwithstanding any other provision  
15 of law, subject to the conditions listed under this section,  
16 for fiscal years 2026 and 2027, the Secretary of Housing  
17 and Urban Development may authorize the transfer of  
18 some or all project-based assistance, debt held or insured  
19 by the Secretary and statutorily required low-income and  
20 very low-income use restrictions if any, associated with one  
21 or more multifamily housing project or projects to another  
22 multifamily housing project or projects.

23       (b) PHASED TRANSFERS.—Transfers of project-  
24 based assistance under this section may be done in phases  
25 to accommodate the financing and other requirements re-

1 lated to rehabilitating or constructing the project or  
2 projects to which the assistance is transferred, to ensure  
3 that such project or projects meet the standards under  
4 subsection (c).

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

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

8 (A) For occupied units in the transferring  
9 project: The number of low-income and very  
10 low-income units and the configuration (i.e.,  
11 bedroom size) provided by the transferring  
12 project shall be no less than when transferred  
13 to the receiving project or projects and the net  
14 dollar amount of Federal assistance provided to  
15 the transferring project shall remain the same  
16 in the receiving project or projects. The Sec-  
17 retary, upon determination of good cause, in-  
18 cluding a determination that there will be no  
19 loss of assistance to currently assisted house-  
20 holds, may authorize a different number of such  
21 units or a change in such configuration, or  
22 both, at the receiving project or projects in the  
23 event there is a transfer of use restrictions  
24 without an associated transfer of project-based  
25 assistance to the receiving project. The Sec-

1           retary shall publish a notice in the Federal Reg-  
2           ister for public comment containing the criteria  
3           for determinations of good cause no less than  
4           60 days before the effective date of such notice.

5           (B) For unoccupied units in the transfer-  
6           ring project: The Secretary may authorize a re-  
7           duction in the number of dwelling units in the  
8           receiving project or projects to allow for a re-  
9           configuration of bedroom sizes to meet current  
10          market demands, as determined by the Sec-  
11          retary and provided there is no increase in the  
12          project-based assistance budget authority.

13          (2) The transferring project shall, as deter-  
14          mined by the Secretary, be either physically obsolete  
15          or economically nonviable, or be reasonably expected  
16          to become economically nonviable when complying  
17          with State or Federal requirements for community  
18          integration and reduced concentration of individuals  
19          with disabilities.

20          (3) The receiving project or projects shall meet  
21          or exceed applicable physical standards established  
22          by the Secretary.

23          (4) The owner or mortgagor of the transferring  
24          project shall notify and consult with the tenants re-  
25          siding in the transferring project and provide a cer-

1       tification of approval by all appropriate local govern-  
2       mental officials.

3           (5) The tenants of the transferring project who  
4       remain eligible for assistance to be provided by the  
5       receiving project or projects shall not be required to  
6       vacate their units in the transferring project or  
7       projects until new units in the receiving project are  
8       available for occupancy.

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

11          (7) If either the transferring project or the re-  
12      ceiving project or projects meets the condition speci-  
13      fied in subsection (d)(2)(A), any lien on the receiv-  
14      ing project resulting from additional financing ob-  
15      tained by the owner shall be subordinate to any  
16      FHA-insured mortgage lien transferred to, or placed  
17      on, such project by the Secretary, except that the  
18      Secretary may waive this requirement upon deter-  
19      mination that such a waiver is necessary to facilitate  
20      the financing of acquisition, construction, and/or re-  
21      habilitation of the receiving project or projects.

22          (8) If the transferring project meets the re-  
23      quirements of subsection (d)(2), the owner or mort-  
24      gagor of the receiving project or projects shall exe-  
25      cute and record either a continuation of the existing

1 use agreement or a new use agreement for the  
2 project where, in either case, any use restrictions in  
3 such agreement are of no lesser duration than the  
4 existing use restrictions.

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

11 (d) For purposes of this section—

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

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

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

21 (B) housing that has project-based assist-  
22 ance attached to the structure including  
23 projects undergoing mark to market debt re-  
24 structuring under the Multifamily Assisted  
25 Housing Reform and Affordability Housing Act;

1 (C) housing that is assisted under section  
2 202 of the Housing Act of 1959 (12 U.S.C.  
3 1701q);

4 (D) housing that is assisted under section  
5 202 of the Housing Act of 1959 (12 U.S.C.  
6 1701q), as such section existed before the en-  
7 actment of the Cranston-Gonzales National Af-  
8 fordable Housing Act;

9 (E) housing that is assisted under section  
10 811 of the Cranston-Gonzales National Afford-  
11 able Housing Act (42 U.S.C. 8013); or

12 (F) housing or vacant land that is subject  
13 to a use agreement;

14 (3) the term “project-based assistance”  
15 means—

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

19 (B) assistance for housing constructed or  
20 substantially rehabilitated pursuant to assist-  
21 ance provided under section 8(b)(2) of such Act  
22 (as such section existed immediately before Oc-  
23 tober 1, 1983);

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

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

8 (E) assistance payments made under sec-  
9 tion 202(e)(2) of the Housing Act of 1959 (12  
10 U.S.C. 1701q(e)(2)); and

11 (F) assistance payments made under sec-  
12 tion 811(d)(2) of the Cranston-Gonzalez Na-  
13 tional Affordable Housing Act (42 U.S.C.  
14 8013(d)(2));

15 (4) the term “receiving project or projects”  
16 means the multifamily housing project or projects to  
17 which some or all of the project-based assistance,  
18 debt, and statutorily required low-income and very  
19 low-income use restrictions are to be transferred;

20 (5) the term “transferring project” means the  
21 multifamily housing project which is transferring  
22 some or all of the project-based assistance, debt, and  
23 the statutorily required low-income and very low-in-  
24 come use restrictions to the receiving project or  
25 projects; and

1           (6) the term “Secretary” means the Secretary  
2           of Housing and Urban Development.

3           (e) RESEARCH REPORT.—The Secretary shall con-  
4           duct an evaluation of the transfer authority under this sec-  
5           tion, including the effect of such transfers on the oper-  
6           ational efficiency, contract rents, physical and financial  
7           conditions, and long-term preservation of the affected  
8           properties.

9           SEC. 209. No assistance shall be provided under sec-  
10          tion 8 of the United States Housing Act of 1937 (42  
11          U.S.C. 1437f) to any individual who—

12           (1) is enrolled as a student at an institution of  
13          higher education (as defined under section 102 of  
14          the Higher Education Act of 1965 (20 U.S.C.  
15          1002));

16           (2) is under 24 years of age;

17           (3) is not a veteran;

18           (4) is unmarried;

19           (5) does not have a dependent child;

20           (6) is not a person with disabilities, as such  
21          term is defined in section 3(b)(3)(E) of the United  
22          States Housing Act of 1937 (42 U.S.C.  
23          1437a(b)(3)(E)) and was not receiving assistance  
24          under such section 8 as of November 30, 2005;

1           (7) is not a youth who left foster care at age  
2           14 or older and is at risk of becoming homeless; and  
3           (8) is not otherwise individually eligible, or has  
4           parents who, individually or jointly, are not eligible,  
5           to receive assistance under section 8 of the United  
6           States Housing Act of 1937 (42 U.S.C. 1437f).

7           SEC. 210. The funds made available for Native Alas-  
8           kans under paragraph (1) under the heading “Native  
9           American Programs” in title II of this Act shall be allo-  
10          cated to the same Native Alaskan housing block grant re-  
11          cipients that received funds in fiscal year 2005, and only  
12          such recipients shall be eligible to apply for funds made  
13          available under paragraph (2) of such heading.

14          SEC. 211. Notwithstanding any other provision of  
15          law, in fiscal year 2026, in managing and disposing of any  
16          multifamily property that is owned or has a mortgage held  
17          by the Secretary of Housing and Urban Development, and  
18          during the process of foreclosure on any property with a  
19          contract for rental assistance payments under section 8  
20          of the United States Housing Act of 1937 (42 U.S.C.  
21          1437f) or any other Federal programs, the Secretary shall  
22          maintain any rental assistance payments under section 8  
23          of the United States Housing Act of 1937 and other pro-  
24          grams that are attached to any dwelling units in the prop-  
25          erty. To the extent the Secretary determines, in consulta-

1 tion with the tenants and the local government that such  
2 a multifamily property owned or having a mortgage held  
3 by the Secretary is not feasible for continued rental assist-  
4 ance payments under such section 8 or other programs,  
5 based on consideration of (1) the costs of rehabilitating  
6 and operating the property and all available Federal,  
7 State, and local resources, including rent adjustments  
8 under section 524 of the Multifamily Assisted Housing  
9 Reform and Affordability Act of 1997 (in this section  
10 “MAHRAA”) (42 U.S.C. 1437f note), and (2) environ-  
11 mental conditions that cannot be remedied in a cost-effec-  
12 tive fashion, the Secretary may, in consultation with the  
13 tenants of that property, contract for project-based rental  
14 assistance payments with an owner or owners of other ex-  
15 isting housing properties, or provide other rental assist-  
16 ance. The Secretary shall also take appropriate steps to  
17 ensure that project-based contracts remain in effect prior  
18 to foreclosure, subject to the exercise of contractual abate-  
19 ment remedies to assist relocation of tenants for imminent  
20 major threats to health and safety after written notice to  
21 and informed consent of the affected tenants and use of  
22 other available remedies, such as partial abatements or re-  
23 ceivership. After disposition of any multifamily property  
24 described in this section, the contract and allowable rent

1 levels on such properties shall be subject to the require-  
2 ments under section 524 of MAHRAA.

3       SEC. 212. Public housing agencies that own and oper-  
4 ate 400 or fewer public housing units may elect to be ex-  
5 empt from any asset management requirement imposed by  
6 the Secretary in connection with the operating fund rule:  
7 *Provided*, That an agency seeking a discontinuance of a  
8 reduction of subsidy under the operating fund formula  
9 shall not be exempt from asset management requirements.

10       SEC. 213. With respect to the use of amounts pro-  
11 vided in this Act and in future Acts for the operation, cap-  
12 ital improvement, and management of public housing as  
13 authorized by sections 9(d) and 9(e) of the United States  
14 Housing Act of 1937 (42 U.S.C. 1437g(d), (e)), the Sec-  
15 retary shall not impose any requirement or guideline relat-  
16 ing to asset management that restricts or limits in any  
17 way the use of capital funds for central office costs pursu-  
18 ant to paragraph (1) or (2) of section 9(g) of the United  
19 States Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)):  
20 *Provided*, That a public housing agency may not use cap-  
21 ital funds authorized under section 9(d) for activities that  
22 are eligible under section 9(e) for assistance with amounts  
23 from the operating fund in excess of the amounts per-  
24 mitted under paragraph (1) or (2) of section 9(g).

1           SEC. 214. No official or employee of the Department  
2 of Housing and Urban Development shall be designated  
3 as an allotment holder unless the Office of the Chief Fi-  
4 nancial Officer has determined that such allotment holder  
5 has implemented an adequate system of funds control and  
6 has received training in funds control procedures and di-  
7 rectives. The Chief Financial Officer shall ensure that  
8 there is a trained allotment holder for each HUD appro-  
9 priation under the accounts “Executive Offices”, “Admin-  
10 istrative Support Offices”, “Program Offices”, “Govern-  
11 ment National Mortgage Association—Guarantees of  
12 Mortgage-Backed Securities Loan Guarantee Program  
13 Account”, and “Office of Inspector General” within the  
14 Department of Housing and Urban Development.

15           SEC. 215. Notwithstanding any other provision of  
16 law, for fiscal year 2026, the Secretary may make a notice  
17 of funding opportunity, and a notice of any funding deci-  
18 sion, for any program or discretionary fund administered  
19 by the Secretary that is to be competitively awarded avail-  
20 able only on the Internet at the appropriate Government  
21 website or through other electronic media, as determined  
22 by the Secretary.

23           SEC. 216. Payment of attorney fees in program-re-  
24 lated litigation shall be paid from the individual program

1 office and Office of General Counsel salaries and expenses  
2 appropriations.

3 SEC. 217. The Secretary is authorized to transfer up  
4 to 10 percent or \$5,000,000, whichever is less, of funds  
5 appropriated for any office under the headings “Adminis-  
6 trative Support Offices” or “Program Offices” to any  
7 other such office under such headings: *Provided*, That the  
8 Secretary shall provide notification to such Committees 5  
9 business days in advance of any such transfers.

10 SEC. 218. (a) Any entity receiving housing assistance  
11 payments shall maintain decent, safe, and sanitary condi-  
12 tions, as determined by the Secretary, and comply with  
13 any standards under applicable State or local laws, rules,  
14 ordinances, or regulations relating to the physical condi-  
15 tion of any property covered under a housing assistance  
16 payment contract.

17 (b) The Secretary shall take action under subsection  
18 (c) when a multifamily housing project with a contract  
19 under section 8 of the United States Housing Act of 1937  
20 (42 U.S.C. 1437f) or a contract for similar project-based  
21 assistance—

22 (1) receives a failing score under the Uniform  
23 Physical Condition Standards (UPCS) or successor  
24 standard; or

1           (2) fails to certify in writing to the Secretary  
2           within 3 days that all Exigent Health and Safety de-  
3           ficiencies, or those deficiencies requiring correction  
4           within 24 hours, identified by the inspector at the  
5           project have been corrected.

6           Such requirements shall apply to insured and non-  
7           insured projects with assistance attached to the units  
8           under section 8 of the United States Housing Act of 1937  
9           (42 U.S.C. 1437f), but shall not apply to such units as-  
10          sisted under section 8(o)(13) of such Act (42 U.S.C.  
11          1437f(o)(13)) or to public housing units assisted with cap-  
12          ital or operating funds under section 9 of the United  
13          States Housing Act of 1937 (42 U.S.C. 1437g).

14          (c)(1) Within 15 days of the issuance of the Real Es-  
15          tate Assessment Center (“REAC”) inspection, the Sec-  
16          retary shall provide the owner with a Notice of Default  
17          with a specified timetable, determined by the Secretary,  
18          for correcting all deficiencies. The Secretary shall provide  
19          a copy of the Notice of Default to the tenants, the local  
20          government, any mortgagees, and any contract adminis-  
21          trator. If the owner’s appeal results in a passing score,  
22          the Secretary may withdraw the Notice of Default.

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

1           (A) require immediate replacement of project  
2 management with a management agent approved by  
3 the Secretary;

4           (B) impose civil money penalties, which shall be  
5 used solely for the purpose of supporting safe and  
6 sanitary conditions at applicable properties, as des-  
7 ignated by the Secretary, with priority given to the  
8 tenants of the property affected by the penalty;

9           (C) abate the section 8 contract, including par-  
10 tial abatement, as determined by the Secretary, until  
11 all deficiencies have been corrected;

12           (D) pursue transfer of the project to an owner,  
13 approved by the Secretary under established proce-  
14 dures, who will be obligated to promptly make all re-  
15 quired repairs and to accept renewal of the assist-  
16 ance contract if such renewal is offered;

17           (E) transfer the existing section 8 contract to  
18 another project or projects and owner or owners;

19           (F) pursue exclusionary sanctions, including  
20 suspensions or debarments from Federal programs;

21           (G) seek judicial appointment of a receiver to  
22 manage the property and cure all project deficiencies  
23 or seek a judicial order of specific performance re-  
24 quiring the owner to cure all project deficiencies;

1           (H) work with the owner, lender, or other re-  
2           lated party to stabilize the property in an attempt  
3           to preserve the property through compliance, trans-  
4           fer of ownership, or an infusion of capital provided  
5           by a third-party that requires time to effectuate; or

6           (I) take any other regulatory or contractual  
7           remedies available as deemed necessary and appro-  
8           priate by the Secretary.

9           (d) The Secretary shall take appropriate steps to en-  
10          sure that project-based contracts remain in effect, subject  
11          to the exercise of contractual abatement remedies to assist  
12          relocation of tenants for major threats to health and safety  
13          after written notice to the affected tenants. To the extent  
14          the Secretary determines, in consultation with the tenants  
15          and the local government, that the property is not feasible  
16          for continued rental assistance payments under such sec-  
17          tion 8 or other programs, based on consideration of—

18                 (1) the costs of rehabilitating and operating the  
19                 property and all available Federal, State, and local  
20                 resources, including rent adjustments under section  
21                 524 of the Multifamily Assisted Housing Reform  
22                 and Affordability Act of 1997 (“MAHRAA”); and

23                 (2) environmental conditions that cannot be  
24                 remedied in a cost-effective fashion, the Secretary  
25                 may contract for project-based rental assistance pay-

1       ments with an owner or owners of other existing  
2       housing properties, or provide other rental assist-  
3       ance.

4       (e) The Secretary shall report semi-annually on all  
5       properties covered by this section that are assessed  
6       through the Real Estate Assessment Center and have fail-  
7       ing physical inspection scores or have received an unsatis-  
8       factory management and occupancy review within the past  
9       36 months. The report shall include—

10           (1) identification of the enforcement actions  
11           being taken to address such conditions, including  
12           imposition of civil money penalties and termination  
13           of subsidies, and identification of properties that  
14           have such conditions multiple times;

15           (2) identification of actions that the Depart-  
16           ment of Housing and Urban Development is taking  
17           to protect tenants of such identified properties; and

18           (3) any administrative or legislative rec-  
19           ommendations to further improve the living condi-  
20           tions at properties covered under a housing assist-  
21           ance payment contract.

22       The first report shall be submitted to the Senate and  
23       House Committees on Appropriations not later than 30  
24       days after the enactment of this Act, and the second re-

1 port shall be submitted within 180 days of the transmittal  
2 of the first report.

3 SEC. 219. None of the funds made available by this  
4 Act, or any other Act, for purposes authorized under sec-  
5 tion 8 (only with respect to the tenant-based rental assist-  
6 ance program) and section 9 of the United States Housing  
7 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by  
8 any public housing agency for any amount of salary, in-  
9 cluding bonuses, for the chief executive officer of which,  
10 or any other official or employee of which, that exceeds  
11 the annual rate of basic pay payable for a position at level  
12 IV of the Executive Schedule at any time during any pub-  
13 lic housing agency fiscal year 2026.

14 SEC. 220. None of the funds made available by this  
15 Act and provided to the Department of Housing and  
16 Urban Development may be used to make, withdraw, ter-  
17 minate, or rescind (except at the request of the recipient)  
18 a grant award unless the Secretary notifies the House and  
19 Senate Committees on Appropriations not less than 3 full  
20 business days before any project, State, locality, housing  
21 authority, tribe, nonprofit organization, or other entity se-  
22 lected to receive a grant award is announced or is notified  
23 of such changes by the Department or its offices: *Pro-*  
24 *vided*, That such notification shall list each grant award  
25 and project description by State and congressional district.

1       SEC. 221. None of the funds made available in this  
2 Act shall be used by the Federal Housing Administration,  
3 the Government National Mortgage Association, or the  
4 Department of Housing and Urban Development to in-  
5 sure, securitize, or establish a Federal guarantee of any  
6 mortgage or mortgage backed security that refinances or  
7 otherwise replaces a mortgage that has been subject to  
8 eminent domain condemnation or seizure, by a State, mu-  
9 nicipality, or any other political subdivision of a State.

10       SEC. 222. None of the funds made available by this  
11 Act may be used to terminate the status of a unit of gen-  
12 eral local government as a metropolitan city (as defined  
13 in section 102 of the Housing and Community Develop-  
14 ment Act of 1974 (42 U.S.C. 5302)) with respect to  
15 grants under section 106 of such Act (42 U.S.C. 5306).

16       SEC. 223. Amounts made available by this Act that  
17 are appropriated, allocated, advanced on a reimbursable  
18 basis, or transferred to the Office of Policy Development  
19 and Research of the Department of Housing and Urban  
20 Development and functions thereof, for research, evalua-  
21 tion, or statistical purposes, and that are unexpended at  
22 the time of completion of a contract, grant, or cooperative  
23 agreement, may be deobligated and shall immediately be-  
24 come available and may be reobligated in that fiscal year  
25 or the subsequent fiscal year for the research, evaluation,

1 or statistical purposes for which the amounts are made  
2 available to that Office subject to reprogramming require-  
3 ments in section 405 of this Act.

4       SEC. 224. None of the funds provided in this Act or  
5 any other Act may be used for awards, including perform-  
6 ance, special act, or spot, for any employee of the Depart-  
7 ment of Housing and Urban Development subject to ad-  
8 ministrative discipline (including suspension from work),  
9 in this fiscal year, but this prohibition shall not be effec-  
10 tive prior to the effective date of any such administrative  
11 discipline or after any final decision over-turning such dis-  
12 cipline.

13       SEC. 225. With respect to grant amounts awarded  
14 under the heading “Homeless Assistance Grants” for fis-  
15 cal years 2015 through 2026 for the continuum of care  
16 (CoC) program as authorized under subtitle C of title IV  
17 of the McKinney-Vento Homeless Assistance Act, costs  
18 paid by program income of grant recipients may count to-  
19 ward meeting the recipient’s matching requirements, pro-  
20 vided the costs are eligible CoC costs that supplement the  
21 recipient’s CoC program.

22       SEC. 226. (a) From amounts made available under  
23 this title under the heading “Homeless Assistance  
24 Grants”, the Secretary may award 1-year transition  
25 grants to recipients of funds for activities under subtitle

1 C of the McKinney-Vento Homeless Assistance Act (42  
2 U.S.C. 11381 et seq.) to transition from one continuum  
3 of care program component to another.

4 (b) In order to be eligible to receive a transition  
5 grant, the funding recipient must have the consent of the  
6 continuum of care and meet standards determined by the  
7 Secretary.

8 SEC. 227. The promise zone designations and prom-  
9 ise zone designation agreements entered into pursuant to  
10 such designations, made by the Secretary in prior fiscal  
11 years, shall remain in effect in accordance with the terms  
12 and conditions of such agreements (including designation  
13 and agreement time periods).

14 SEC. 228. Any public housing agency designated as  
15 a Moving to Work agency pursuant to section 239 of divi-  
16 sion L of Public Law 114–113 (42 U.S.C. 1437f note;  
17 129 Stat. 2897) may, upon such designation, use funds  
18 (except for special purpose funding, including special pur-  
19 pose vouchers) previously allocated to any such public  
20 housing agency under section 8 or 9 of the United States  
21 Housing Act of 1937, including any reserve funds held by  
22 the public housing agency or funds held by the Depart-  
23 ment of Housing and Urban Development, pursuant to the  
24 authority for use of section 8 or 9 funding provided under  
25 such section and section 204 of title II of the Departments

1 of Veterans Affairs and Housing and Urban Development  
2 and Independent Agencies Appropriations Act, 1996  
3 (Public Law 104–134; 110 Stat. 1321–28), notwith-  
4 standing the purposes for which such funds were appro-  
5 priated.

6       SEC. 229. None of the amounts made available by  
7 this Act may be used to prohibit any public housing agen-  
8 cy under receivership or the direction of a Federal monitor  
9 from applying for, receiving, or using funds made available  
10 under the heading “Public Housing Fund” for competitive  
11 grants to evaluate and reduce lead-based paint hazards in  
12 this Act or that remain available and not awarded from  
13 prior Acts, or be used to prohibit a public housing agency  
14 from using such funds to carry out any required work pur-  
15 suant to a settlement agreement, consent decree, vol-  
16 untary agreement, or similar document for a violation of  
17 the lead safe housing or lead disclosure rules.

18       SEC. 230. For fiscal year 2026, if the Secretary de-  
19 termines or has determined, for any prior formula grant  
20 allocation administered by the Secretary through the Of-  
21 fices of Public and Indian Housing, Community Planning  
22 and Development, or Housing, that a recipient received  
23 an allocation greater than the amount such recipient  
24 should have received for a formula allocation cycle pursu-  
25 ant to applicable statutes and regulations, the Secretary

1 may adjust for any such funding error in the next applica-  
2 ble formula allocation cycle by (a) offsetting each such re-  
3 cipient's formula allocation (if eligible for a formula alloca-  
4 tion in the next applicable formula allocation cycle) by the  
5 amount of any such funding error, and (b) reallocating  
6 any available balances that are attributable to the offset  
7 to the recipient or recipients that would have been allo-  
8 cated additional funds in the formula allocation cycle in  
9 which any such error occurred (if such recipient or recipi-  
10 ents are eligible for a formula allocation in the next appli-  
11 cable formula allocation cycle) in an amount proportionate  
12 to such recipient's eligibility under the next applicable for-  
13 mula allocation cycle: *Provided*, That all offsets and re-  
14 allocations from such available balances shall be recorded  
15 against funds available for the next applicable formula al-  
16 location cycle: *Provided further*, That the term "next appli-  
17 cable formula allocation cycle" means the first formula al-  
18 location cycle for a program that is reasonably available  
19 for correction following such a Secretarial determination:  
20 *Provided further*, That if, upon request by a recipient and  
21 giving consideration to all Federal resources available to  
22 the recipient for the same grant purposes, the Secretary  
23 determines that the offset in the next applicable formula  
24 allocation cycle would critically impair the recipient's abil-  
25 ity to accomplish the purpose of the formula grant, the

1 Secretary may adjust for the funding error across two or  
2 more formula allocation cycles.

3 SEC. 231. The Secretary may transfer from amounts  
4 made available for salaries and expenses under this title  
5 (excluding amounts made available under the heading  
6 “Office of Inspector General”) to the heading “Informa-  
7 tion Technology Fund” for unforeseen information tech-  
8 nology needs, including for additional development, mod-  
9 ernization, and enhancement, to remain available until  
10 September 30, 2028: *Provided*, That the total amount of  
11 such transfers shall not exceed \$5,000,000: *Provided fur-*  
12 *ther*, That this transfer authority shall not be used to fund  
13 information technology projects or activities that have  
14 known out-year development, modernization, or enhance-  
15 ment costs in excess of \$500,000: *Provided further*, That  
16 this transfer authority shall not be used to allocate costs  
17 across offices for broader departmental information tech-  
18 nology needs: *Provided further*, That the Secretary shall  
19 provide notification to the House and Senate Committees  
20 on Appropriations no fewer than 10 business days in ad-  
21 vance of any such transfer.

22 SEC. 232. The Secretary shall comply with all process  
23 requirements, including public notice and comment, when  
24 seeking to revise any annual contributions contract: *Pro-*  
25 *vided*, That the Secretary shall provide public housing au-

1 thorities not less than 60 days for public comment, and  
2 the Secretary shall consider and respond to submitted  
3 comments.

4 SEC. 233. None of the funds made available to the  
5 Department of Housing and Urban Development in this  
6 or prior Acts may be used to issue a solicitation or accept  
7 bids on any solicitation that is substantially equivalent to  
8 the draft solicitation entitled “Housing Assistance Pay-  
9 ments (HAP) Contract Support Services (HAPSS)” post-  
10 ed to [www.Sam.gov](http://www.Sam.gov) on July 27, 2022.

11 SEC. 234. (a) Any unobligated balances from  
12 amounts made available under the heading, “Community  
13 Development Fund” in chapter 9 of title II of the Emer-  
14 gency Supplemental Appropriations Act for Defense, the  
15 Global War on Terror, and Hurricane Recovery, 2006  
16 (Public Law 109–234) that were transferred to “Manage-  
17 ment and Administration, Salaries and Expenses” are  
18 hereby permanently rescinded.

19 (b) Any unobligated balances included under Treas-  
20 ury Appropriation Fund Symbol 86 X 0108 from amounts  
21 transferred to the Department of Housing and Urban De-  
22 velopment from amounts made available under the head-  
23 ing, “Unanticipated Needs” in chapter 8 of title I of the  
24 Emergency Supplemental Appropriations Act of 1994  
25 (Public Law 103–211) are hereby permanently rescinded.

1 (c) Any unobligated balances included under Treas-  
2 ury Appropriation Fund Symbol 86 X 0148, 86–2023/  
3 2027–0483 and 86 X 0163 are hereby permanently re-  
4 scinded.

5 (d) Of the unobligated balances from amounts in-  
6 cluded under Treasury Appropriation Fund Symbol 86 X  
7 0304, \$5,036,988.73 are hereby permanently rescinded.

8 (e) Of the unobligated balances from appropriations  
9 made available under the heading “Community Develop-  
10 ment Fund” prior to fiscal year 2011, \$176,688.49 in  
11 Economic Development Initiative grant funds and  
12 \$336,275.98 in Special Purpose Grant funds are hereby  
13 rescinded.

14 (f) Of the unobligated balances from amounts made  
15 available under the heading “Assisted Housing Inspec-  
16 tions and Risk Assessments”, in the Full-Year Continuing  
17 Appropriations and Extensions Act, 2025 (Public Law  
18 119–4), \$22,000,000 are hereby permanently rescinded.

19 (g) Of the unobligated balances from amounts in-  
20 cluded under Treasury Appropriation Fund Symbol 86 X  
21 0313, \$1.74 is hereby permanently rescinded.

22 (h) \$5,200,000 of amounts previously made available  
23 for expenditure from the Manufactured Housing Fees  
24 Trust Fund are hereby permanently rescinded.

1        SEC. 235. None of the amounts made available in this  
2 or prior Acts may be used to consider family self-suffi-  
3 ciency achievement metrics (FAM) in determining funding  
4 awards for programs receiving family self-sufficiency pro-  
5 gram coordinator funding provided in this or prior Acts  
6 except to provide bonus awards as expressly made avail-  
7 able in this or prior Acts for self-sufficiency programs as-  
8 signed a ranking of performance category 1 based on their  
9 publicly available FAM scores.

10        SEC. 236. The Secretary may, upon a finding that  
11 a waiver or alternative requirement is necessary for the  
12 effective delivery and administration of funds made avail-  
13 able for new incremental voucher assistance or renewals  
14 for the mainstream program and the family unification  
15 program (including the foster youth to independence pro-  
16 gram) in this and prior Acts, waive or specify alternative  
17 requirements, other than requirements related to tenant  
18 rights and protections, rent setting, fair housing, non-  
19 discrimination, labor standards, and the environment,  
20 for—

21            (1) section 8(o)(6)(A) of the United States  
22        Housing Act of 1937 (42 U.S.C. 1437f(o)(6)(A))  
23        and regulatory provisions related to the administra-  
24        tion of waiting lists, local preferences, and the initial  
25        term and extensions of tenant-based vouchers; and

1           (2) section 8(x)(2) of the United States Hous-  
2           ing Act of 1937 (42 U.S.C. 1437f(x)(2)) regarding  
3           the timing of referral of youth leaving foster care.

4           SEC. 237. The Secretary shall fulfill their responsibil-  
5           ities to enforce the Fair Housing Act (42 U.S.C. 3601  
6           et seq.): *Provided*, That none of the funds made available  
7           by this Act may be used by the Department of Housing  
8           and Urban Development to direct a grantee to undertake  
9           specific changes to existing zoning laws as part of carrying  
10          out the interim final rule entitled “Affirmatively Fur-  
11          thering Fair Housing Revisions” (90 Fed. Reg. 11020  
12          (March 3, 2025)).

13          SEC. 238. The whistleblower protections in section  
14          4712 of title 41, United States Code, shall apply to any  
15          contract, subcontract, grant, subgrant, or personal serv-  
16          ices contract funded from amounts made available in this  
17          or prior Acts (including carryover and recaptures), regard-  
18          less of when the agreement was executed.

19          SEC. 239. (a) For fiscal years 2026 through 2028,  
20          upon request from the owner, the Secretary of Housing  
21          and Urban Development (“Secretary”) may forgive or re-  
22          structure the terms of any indebtedness relating to any  
23          remaining principal and interest under financial assistance  
24          made available under section 201 of the Housing and

1 Community Development Amendments of 1978 (12  
2 U.S.C. 1715z-1a) (“Flex Sub loan”).

3 (b) The Secretary may only forgive or restructure  
4 loans under this section for properties with—

5 (1) 200 or fewer assisted units;

6 (2) a Flex Sub loan with an unpaid principal  
7 balance of \$2,000,000 or less;

8 (3) a score of 80 or higher on the most recent  
9 REAC inspection; and

10 (4) a most recent management and occupancy  
11 review score of “above average” or “superior.”

12 (c) The Secretary may set such terms and conditions  
13 as the Secretary determines are appropriate for forgive-  
14 ness or restructuring under this section, including:

15 (1) Different maturity dates or interest rate  
16 terms;

17 (2) Extension of affordability use agreements;  
18 and

19 (3) Other measures to ensure the long-term sta-  
20 bility of operations at the property.

21 (d) There is hereby appropriated \$2,000,000, to re-  
22 main available until September 30, 2029, to carry out the  
23 purposes of this section, in addition to amounts otherwise  
24 available for such purposes.

1        SEC. 240. Funds previously made available by the  
2 Consolidated and Further Continuing Appropriations Act,  
3 2013 (Public Law 113–6) for initial project rental assist-  
4 ance contracts associated with the demonstration program  
5 under the heading “Housing for Persons with Disabilities”  
6 in the Consolidated and Further Continuing Appropria-  
7 tions Act, 2012 (Public Law 112–55) that were available  
8 for obligation through fiscal year 2016 are to remain avail-  
9 able through fiscal year 2031 for the liquidation of valid  
10 obligations incurred in fiscal years 2013 through 2016.

11        SEC. 241. Amounts made available for the Office of  
12 Housing under the heading “Program Offices” in this and  
13 prior Acts shall also be available, without additional com-  
14 petition, for cooperative agreements with participating ad-  
15 ministrative entities that have been selected under section  
16 513(b) of the Multifamily Assisted Housing Reform and  
17 Affordability Act of 1997 (42 U.S.C. 1437f note)  
18 (MAHRAA) to provide direct support, including carrying  
19 out due diligence and underwriting functions for owners  
20 and for technical assistance activities, on conditions estab-  
21 lished by the Secretary for small properties and owners  
22 converting assistance under the first component or the  
23 second component under the heading “Rental Assistance  
24 Demonstration” in the Department of Housing and Urban

1 Development Appropriations Act, 2012 (title II of division  
2 C of Public Law 112–55).

3 SEC. 242. The Secretary shall conduct all rulemaking  
4 in accordance with the policies of part 10 of title 24 of  
5 the Code of Federal Regulations and Executive Order  
6 12866, as amended, including providing for public partici-  
7 pation and not less than 60 days for the submission of  
8 written comments.

9 SEC. 243. For fiscal year 2026, the costs of any rent  
10 incentives as authorized pursuant to waivers or alternative  
11 requirements of the jobs-plus initiative as described under  
12 the heading “Self-Sufficiency Programs” shall not be  
13 charged against the competitive grant amounts made  
14 available under such heading: *Provided*, That the amount  
15 of any forgone increases in tenant rent payments due to  
16 the implementation of such rent incentives shall be  
17 factored into the public housing agency’s general oper-  
18 ating fund eligibility pursuant to the formula under the  
19 heading “Public Housing Fund”: *Provided further*, That  
20 the amount of any foregone increases in tenant rent pay-  
21 ments due to the implementation of such rent incentives  
22 implemented on behalf of residents of a project with as-  
23 sistance converted from public housing to project-based  
24 rental assistance under section 8 of the United States  
25 Housing Act of 1937 (42 U.S.C. 1437f) or assistance

1 under section 8(o)(13) of such Act under the heading  
2 “Rental Assistance Demonstration” in the Department of  
3 Housing and Urban Development Appropriations Act,  
4 2012 (title II of division C of Public Law 112–55), as  
5 amended (42 U.S.C. 1437f note) shall be factored into (1)  
6 housing assistance payments made pursuant to project-  
7 based subsidy contracts provided under the heading  
8 “Project-Based Rental Assistance”; and (2) housing as-  
9 sistance payments made by public housing agencies pursu-  
10 ant to project-based assistance contracts under section  
11 8(o)(13) of such Act, with these costs being renewed under  
12 the heading “Tenant-Based Rental Assistance”.

13 SEC. 244. In allocating and awarding available  
14 amounts provided under the heading “Homeless Assist-  
15 ance Grants” in the Department of Housing and Urban  
16 Development Appropriations Act, 2025 (Public Law 119–  
17 04) and under section 231 of Public Law 116–94 for the  
18 continuum of care program, the Secretary shall, prior to  
19 awarding any amounts through a notice of funding oppor-  
20 tunity and notwithstanding any inconsistent provisions in  
21 such Acts or in subtitle C of title IV of the McKinney-  
22 Vento Homeless Assistance Act, non-competitively renew  
23 for one 12-month period all projects (including youth  
24 homelessness demonstration projects and shelter plus care  
25 projects) expiring during the first quarter of calendar year

1 2026 (including any projects that expired from January  
2 1, 2026 through the date of enactment of this Act): *Pro-*  
3 *vided*, That if awards have not been made under a fiscal  
4 year 2025 notice of funding opportunity prior to April 1,  
5 2026, the Secretary shall also non-competitively renew all  
6 such projects expiring during the second quarter of cal-  
7 endar year 2026: *Provided further*, That if awards have  
8 not been made under a fiscal year 2025 notice of funding  
9 opportunity prior to July 1, 2026, the Secretary shall also  
10 non-competitively renew all such projects expiring during  
11 the third and fourth quarters of calendar year 2026: *Pro-*  
12 *vided further*, That such renewals shall be in an amount  
13 equal to the prior award with upward adjustments to en-  
14 able renewal projects to operate at substantially the same  
15 levels, including cost-of-living adjustments for supportive  
16 services from the prior grant and due to changes to the  
17 fair market rents in the geographic area: *Provided further*,  
18 That amounts remaining after all such renewals are made  
19 shall be competitively awarded pursuant to a notice of  
20 funding opportunity: *Provided further*, That such renewals  
21 shall not render recipients ineligible for awards under any  
22 fiscal year 2025 and fiscal year 2026 notices of funding  
23 opportunity.

24 This title may be cited as the “Department of Hous-  
25 ing and Urban Development Appropriations Act, 2026”.

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

5 For expenses necessary for the Access Board, as au-  
6 thorized by section 502 of the Rehabilitation Act of 1973  
7 (29 U.S.C. 792), \$9,955,000: *Provided*, That, notwith-  
8 standing any other provision of law, there may be credited  
9 to this appropriation funds received for publications and  
10 training expenses.

11 FEDERAL MARITIME COMMISSION  
12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Maritime  
14 Commission as authorized by section 46107 of title 46,  
15 United States Code, including services as authorized by  
16 section 3109 of title 5, United States Code; hire of pas-  
17 senger motor vehicles as authorized by section 1343(b) of  
18 title 31, United States Code; and uniforms or allowances  
19 therefor, as authorized by sections 5901 and 5902 of title  
20 5, United States Code, \$40,000,000, of which \$2,000,000  
21 shall remain available until September 30, 2027: *Provided*,  
22 That not to exceed \$3,500 shall be for official reception  
23 and representation expenses.

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

4 For necessary expenses of the Office of Inspector  
5 General for the National Railroad Passenger Corporation  
6 to carry out the provisions of the Inspector General Act  
7 of 1978 (5 U.S.C. Chapter 4), \$29,240,000: *Provided*,  
8 That the Inspector General shall have all necessary au-  
9 thority, in carrying out the duties specified in such Act,  
10 to investigate allegations of fraud, including false state-  
11 ments to the Government under section 1001 of title 18,  
12 United States Code, by any person or entity that is subject  
13 to regulation by the National Railroad Passenger Corpora-  
14 tion: *Provided further*, That the Inspector General may  
15 enter into contracts and other arrangements for audits,  
16 studies, analyses, and other services with public agencies  
17 and with private persons, subject to the applicable laws  
18 and regulations that govern the obtaining of such services  
19 within the National Railroad Passenger Corporation: *Pro-*  
20 *vided further*, That the Inspector General may select, ap-  
21 point, and employ such officers and employees as may be  
22 necessary for carrying out the functions, powers, and du-  
23 ties of the Office of Inspector General, subject to the appli-  
24 cable laws and regulations that govern such selections, ap-  
25 pointments, and employment within the National Railroad

1 Passenger Corporation: *Provided further*, That concurrent  
2 with the President's budget request for fiscal year 2027,  
3 the Inspector General shall submit to the House and Sen-  
4 ate Committees on Appropriations a budget request for  
5 fiscal year 2027 in similar format and substance to budget  
6 requests submitted by executive agencies of the Federal  
7 Government.

8 NATIONAL TRANSPORTATION SAFETY BOARD  
9 SALARIES AND EXPENSES

10 For necessary expenses of the National Transpor-  
11 tation Safety Board, including hire of passenger motor ve-  
12 hicles and aircraft; services as authorized by section 3109  
13 of title 5, United States Code, but at rates for individuals  
14 not to exceed the per diem rate equivalent to the rate for  
15 a GS-15; uniforms, or allowances therefor, as authorized  
16 by sections 5901 and 5902 of title 5, United States Code,  
17 \$145,000,000, of which not to exceed \$1,000 may be used  
18 for official reception and representation expenses.

19 NEIGHBORHOOD REINVESTMENT CORPORATION  
20 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT  
21 CORPORATION

22 For payment to the Neighborhood Reinvestment Cor-  
23 poration for use in neighborhood reinvestment activities,  
24 as authorized by the Neighborhood Reinvestment Corpora-  
25 tion Act (42 U.S.C. 8101-8107), \$158,000,000: *Provided*,

1 That the Neighborhood Reinvestment Corporation shall  
2 notify network organizations of their full formula grant  
3 award by the latter of 60 days after enactment of this  
4 Act or March 1, 2026.

5 SURFACE TRANSPORTATION BOARD

6 SALARIES AND EXPENSES

7 For necessary expenses of the Surface Transpor-  
8 tation Board, including services authorized by section  
9 3109 of title 5, United States Code, \$40,799,000: *Pro-*  
10 *vided*, That, notwithstanding any other provision of law,  
11 not to exceed \$1,250,000 from fees established by the Sur-  
12 face Transportation Board shall be credited to this appro-  
13 priation as offsetting collections and used for necessary  
14 and authorized expenses under this heading: *Provided fur-*  
15 *ther*, That the amounts made available under this heading  
16 from the general fund shall be reduced on a dollar-for-  
17 dollar basis as such offsetting collections are received dur-  
18 ing fiscal year 2026, to result in a final appropriation from  
19 the general fund estimated at not more than \$39,549,000.

20 UNITED STATES INTERAGENCY COUNCIL ON

21 HOMELESSNESS

22 OPERATING EXPENSES

23 For necessary expenses, including payment of sala-  
24 ries, authorized travel, hire of passenger motor vehicles,  
25 the rental of conference rooms, and the employment of ex-

1 perts and consultants under section 3109 of title 5, United  
2 States Code, of the United States Interagency Council on  
3 Homelessness (in this heading “the Council”) in carrying  
4 out the functions pursuant to title II of the McKinney-  
5 Vento Homeless Assistance Act, as amended, \$3,000,000:  
6 *Provided*, That the Council shall be staffed in accordance  
7 with section 11313(a)(5) of title 42, United States Code,  
8 and regional coordinators shall have the proven expertise  
9 and demonstrated experience needed to carry out the du-  
10 ties specified in such section: *Provided further*, That each  
11 meeting of the Council shall be open to the public, and  
12 the Council shall post a public notification of each Council  
13 meeting not less than 30 days in advance of each meeting  
14 on its website and include the agenda for each meeting  
15 in such posting.

## 1 TITLE IV

## 2 GENERAL PROVISIONS—THIS ACT

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

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

12 SEC. 403. The expenditure of any appropriation  
13 under this Act for any consulting service through a pro-  
14 curement contract pursuant to section 3109 of title 5,  
15 United States Code, shall be limited to those contracts  
16 where such expenditures are a matter of public record and  
17 available for public inspection, except where otherwise pro-  
18 vided under existing law, or under existing Executive  
19 Order issued pursuant to existing law.

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

23 (1) does not meet identified needs for knowl-  
24 edge, skills, and abilities bearing directly upon the  
25 performance of official duties;

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

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

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

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

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

18          SEC. 405. (a) Except as otherwise provided in this  
19          Act or the explanatory statement described in section 4  
20          (in the matter preceding division A of this consolidated  
21          Act), none of the funds provided in this Act or provided  
22          by previous appropriations Acts to the agencies or entities  
23          funded in this Act that remain available for obligation or  
24          expenditure in fiscal year 2026, or provided from any ac-  
25          counts in the Treasury derived by the collection of fees

1 and available to the agencies funded by this Act, shall be  
2 available for obligation or expenditure through a re-  
3 programming of funds that—

4 (1) creates a new program;

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

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

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

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

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

18 (7) creates, reorganizes, or restructures a  
19 branch, division, office, bureau, board, commission,  
20 agency, administration, or department different from  
21 the budget justifications submitted to the House and  
22 Senate Committees on Appropriations, the explana-  
23 tory statement described in section 4 (in the matter  
24 preceding division A of this consolidated Act), or the

1 relevant operating plan properly submitted by each  
2 agency, whichever is more detailed.

3 (b) Not later than 60 days after the date of enact-  
4 ment of this Act, each agency funded by this Act shall  
5 submit an operating plan to the House and Senate Com-  
6 mittees on Appropriations to establish the baseline for ap-  
7 plication of reprogramming and transfer authorities for  
8 the current fiscal year: *Provided*, That the operating plan  
9 shall include—

10 (1) a table for each appropriation with a sepa-  
11 rate column to display the prior year enacted level,  
12 the President's budget request, adjustments made by  
13 Congress, adjustments due to enacted rescissions, if  
14 appropriate, and the fiscal year enacted level;

15 (2) a delineation in the table for (A) each ap-  
16 propriation and its respective prior year enacted  
17 level by object class and program, project, and activ-  
18 ity as detailed in this Act, the explanatory statement  
19 described in section 4 (in the matter preceding divi-  
20 sion A of this consolidated Act), or in the budget ap-  
21 pendix for the respective appropriations, whichever  
22 is more detailed, (B) each item for which a dollar  
23 amount is specified and for all programs for which  
24 new budget (obligational) authority is provided, and

1 (C) each discretionary grant and discretionary grant  
2 allocation;

3 (3) an organizational chart that includes cur-  
4 rent and estimated staffing numbers, by office, at  
5 the customary level of detail unless otherwise di-  
6 rected by this Act or the explanatory statement de-  
7 scribed in section 4 (in the matter preceding division  
8 A of this consolidated Act); and

9 (4) an identification of items of special congres-  
10 sional interest.

11 (c) Each agency may reprogram amounts in excess  
12 of or contrary to the threshold limitations established in  
13 this section only after—

14 (1) providing written notification to the House  
15 and Senate Committees on Appropriations no less  
16 than 30 days in advance of such reprogramming of  
17 funds; and

18 (2) receiving prior written approval from the  
19 House and Senate Committees on Appropriations.

20 SEC. 406. Except as otherwise specifically provided  
21 by law, not to exceed 50 percent of unobligated balances  
22 remaining available at the end of fiscal year 2026 from  
23 appropriations made available for salaries and expenses  
24 for fiscal year 2026 in this Act, shall remain available  
25 through September 30, 2027, for each such account for

1 the purposes authorized: *Provided*, That a request shall  
2 be submitted to the House and Senate Committees on Ap-  
3 propriations for approval prior to the expenditure of such  
4 funds: *Provided further*, That these requests shall be made  
5 in compliance with reprogramming guidelines under sec-  
6 tion 405 of this Act.

7       SEC. 407. No funds in this Act may be used to sup-  
8 port any Federal, State, or local projects that seek to use  
9 the power of eminent domain, unless eminent domain is  
10 employed only for a public use: *Provided*, That for pur-  
11 poses of this section, public use shall not be construed to  
12 include economic development that primarily benefits pri-  
13 vate entities: *Provided further*, That any use of funds for  
14 mass transit, railroad, airport, seaport or highway  
15 projects, as well as utility projects which benefit or serve  
16 the general public (including energy-related, communica-  
17 tion-related, water-related and wastewater-related infra-  
18 structure), other structures designated for use by the gen-  
19 eral public or which have other common-carrier or public-  
20 utility functions that serve the general public and are sub-  
21 ject to regulation and oversight by the government, and  
22 projects for the removal of an immediate threat to public  
23 health and safety or brownfields as defined in the Small  
24 Business Liability Relief and Brownfields Revitalization

1 Act (Public Law 107–118) shall be considered a public  
2 use for purposes of eminent domain.

3 SEC. 408. None of the funds made available in this  
4 Act may be transferred to any department, agency, or in-  
5 strumentality of the United States Government, except  
6 pursuant to a transfer made by, or transfer authority pro-  
7 vided in, this Act or any other appropriations Act.

8 SEC. 409. No funds appropriated pursuant to this  
9 Act may be expended by an entity unless the entity agrees  
10 that in expending the assistance the entity will comply  
11 with sections 2 through 4 of the Act of March 3, 1933  
12 (41 U.S.C. 8301–8305, popularly known as the “Buy  
13 American Act”).

14 SEC. 410. No funds appropriated or otherwise made  
15 available under this Act shall be made available to any  
16 person or entity that has been convicted of violating the  
17 Buy American Act (41 U.S.C. 8301–8305).

18 SEC. 411. None of the funds made available in this  
19 Act may be used for first-class airline accommodations in  
20 contravention of sections 301–10.122 and 301–10.123 of  
21 title 41, Code of Federal Regulations.

22 SEC. 412. None of the funds made available in this  
23 Act may be used to send or otherwise pay for the attend-  
24 ance of more than 50 employees of a single agency or de-  
25 partment of the United States Government, who are sta-

1 tioned in the United States, at any single international  
2 conference unless the relevant Secretary reports to the  
3 House and Senate Committees on Appropriations at least  
4 5 days in advance that such attendance is important to  
5 the national interest: *Provided*, That for purposes of this  
6 section the term “international conference” shall mean a  
7 conference occurring outside of the United States attended  
8 by representatives of the United States Government and  
9 of foreign governments, international organizations, or  
10 nongovernmental organizations.

11 SEC. 413. None of the funds appropriated or other-  
12 wise made available under this Act may be used by the  
13 Surface Transportation Board to charge or collect any fil-  
14 ing fee for rate or practice complaints filed with the Board  
15 in an amount in excess of the amount authorized for dis-  
16 trict court civil suit filing fees under section 1914 of title  
17 28, United States Code.

18 SEC. 414. (a) None of the funds made available in  
19 this Act may be used to maintain or establish a computer  
20 network unless such network blocks the viewing,  
21 downloading, and exchanging of pornography.

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

1           SEC. 415. (a) None of the funds made available in  
2 this Act may be used to deny an Inspector General funded  
3 under this Act timely access to any records, documents,  
4 or other materials available to the department or agency  
5 over which that Inspector General has responsibilities  
6 under the Inspector General Act of 1978 (5 U.S.C. App.),  
7 or to prevent or impede that Inspector General's access  
8 to such records, documents, or other materials, under any  
9 provision of law, except a provision of law that expressly  
10 refers to the Inspector General and expressly limits the  
11 Inspector General's right of access.

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

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

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

1       SEC. 416. None of the funds appropriated or other-  
2 wise made available by this Act may be used to pay award  
3 or incentive fees for contractors whose performance has  
4 been judged to be below satisfactory, behind schedule, over  
5 budget, or has failed to meet the basic requirements of  
6 a contract, unless the Agency determines that any such  
7 deviations are due to unforeseeable events, government-  
8 driven scope changes, or are not significant within the  
9 overall scope of the project and/or program unless such  
10 awards or incentive fees are consistent with 16.401(e)(2)  
11 of the Federal Acquisition Regulations.

12       SEC. 417. No part of any appropriation contained in  
13 this Act shall be available to pay the salary for any person  
14 filling a position, other than a temporary position, for-  
15 merly held by an employee who has left to enter the Armed  
16 Forces of the United States and has satisfactorily com-  
17 pleted his or her period of active military or naval service,  
18 and has within 90 days after his or her release from such  
19 service or from hospitalization continuing after discharge  
20 for a period of not more than 1 year, made application  
21 for restoration to his or her former position and has been  
22 certified by the Office of Personnel Management as still  
23 qualified to perform the duties of his or her former posi-  
24 tion and has not been restored thereto.

1       SEC. 418. (a) None of the funds made available by  
2 this Act may be used to approve a new foreign air carrier  
3 permit under sections 41301 through 41305 of title 49,  
4 United States Code, or exemption application under sec-  
5 tion 40109 of that title of an air carrier already holding  
6 an air operators certificate issued by a country that is  
7 party to the U.S.-E.U.-Iceland-Norway Air Transport  
8 Agreement where such approval would contravene United  
9 States law or Article 17 bis of the U.S.-E.U.-Iceland-Nor-  
10 way Air Transport Agreement.

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

17       SEC. 419. None of the funds made available by this  
18 Act may be used in contravention of existing Federal law  
19 regarding non-citizen eligibility and ineligibility for occu-  
20 pancy in federally assisted housing or for participation in  
21 and assistance under Federal housing programs, including  
22 section 214 of the Housing and Community Development  
23 Act of 1980 (42 U.S.C. 1436a) and title IV of the Per-  
24 sonal Responsibility and Work Opportunity Reconciliation  
25 Act of 1996 (8 U.S.C. 1601 et seq.).

1           SEC. 420. (a) No part of any appropriation contained  
2 in this Act or title VIII of division J of Public Law 117–  
3 58 shall be used, other than for normal and recognized  
4 executive-legislative relationships, for publicity or propa-  
5 ganda purposes, and for the preparation, distribution, or  
6 use of any kit, pamphlet, booklet, publication, radio, tele-  
7 vision, or film presentation designed to support or defeat  
8 legislation pending before the Congress, except in presen-  
9 tation to the Congress itself.

10           (b) No part of any appropriation contained in this  
11 Act or in title VIII of division J of Public Law 117–58  
12 shall be used to pay the salary or expenses of any grant  
13 or contract recipient, or agent acting for such recipient,  
14 related to any activity designed to influence the enactment  
15 of legislation or appropriations proposed or pending before  
16 the Congress, other than for normal and recognized execu-  
17 tive-legislative relationships.

18           (c) Amounts repurposed pursuant to subsections (a)  
19 and (b) shall continue to be treated as amounts specified  
20 in section 103(b) of division A of Public Law 118–5.

21           SEC. 421. (a) In the table of projects in the explana-  
22 tory statement referenced in section 417 of the Transpor-  
23 tation, Housing and Urban Development, and Related  
24 Agencies Appropriations Act, 2022 (division L of Public  
25 Law 117–103)—

1           (1) the item relating to “Kansas Rail Safety  
2           Improvement Project” is deemed to be amended by  
3           striking recipient “Pittsburg Port Authority (KS)”  
4           and inserting “Kansas Department of Transpor-  
5           tation”;

6           (2) the item relating to “The Barkers Creek In-  
7           dustrial Park Power Expansion” is deemed to be  
8           amended by striking “The Barkers Creek Industrial  
9           Park Power Expansion” and inserting “Barkers  
10          Creek Industrial Park Access Bridge, Phase II”;

11          (3) the item relating to “Acquisition of new  
12          commercial space” is deemed to be amended by  
13          striking project “Acquisition of new commercial  
14          space” and inserting “Renovation of commercial  
15          space”;

16          (4) the item relating to “Electric school bus  
17          and associated electric vehicle (EV) charging infra-  
18          structure” is deemed to be amended by striking re-  
19          cipient “Falls Church City Public Schools” and in-  
20          serting “City of Falls Church”;

21          (5) the item relating to “North Commons Re-  
22          gional Vision” is deemed to be amended by striking  
23          recipient “Minneapolis Park and Recreation Board”  
24          and inserting “City of Minneapolis”;

1           (6) the item relating to “Orangewood Parkette”  
2           is deemed to be amended by striking project “Or-  
3           angewood Parkette” and inserting “Orangewood  
4           Complete Streets”;

5           (7) the item relating to “Replacing Five Ele-  
6           vators in a Public Housing Development” is deemed  
7           to be amended by striking project “Replacing Five  
8           Elevators in a Public Housing Development” and in-  
9           serting “Replacing Elevators in a Public Housing  
10          Development”;

11          (8) the item relating to “Long Branch Stream  
12          Valley Park Pedestrian Bridge Replacements and  
13          ADA Improvements” is deemed to be amended by  
14          striking recipient “Montgomery County Govern-  
15          ment” and inserting “Maryland National Capital  
16          Park and Planning Commission”;

17          (9) the item relating to “Washington Gorge Ac-  
18          tion Programs—Goldendale Childcare and Early  
19          Learning Center” is deemed to be amended by strik-  
20          ing “Goldendale”;

21          (10) the item relating to “Habitat for Human-  
22          ity’s Veterans Blitz Build” is deemed to be amended  
23          by striking recipient “Habitat for Humanity San  
24          Bernardino Area, Inc.” and inserting “Neighborhood  
25          Partnership Housing Services, Inc. (NPHS)”;

1           (11) the item relating to “Allen University Res-  
2           toration of Historic Waverly-Good Samaritan Hos-  
3           pital” is deemed to be amended by striking “Allen  
4           University Restoration of Historic Waverly-Good Sa-  
5           maritan Hospital” and inserting “Facility Up-  
6           grades”;

7           (12) the item relating to “The MEWS at Spen-  
8           cer Road, Affordable Housing and Mixed Use Devel-  
9           opment” is deemed to be amended by striking “The  
10          MEWS at Spencer Road,”; and

11          (13) The item relating to “ARISE housing for  
12          young adults transitioning out of foster care” is  
13          deemed to be amended by striking “ARISE housing  
14          for young adults transitioning out of foster care”  
15          and inserting “Construction of Housing in the City  
16          of Greenville.”

17          (b) In the table of projects entitled “Community  
18          Project Funding/Congressionally Directed Spending” in  
19          the explanatory statement for division L of the Consoli-  
20          dated Appropriations Act, 2023 (Public Law 117–328) de-  
21          scribed in section 4 in the matter preceding division A of  
22          such Act—

23                 (1) the item relating to “Lower Shore Clinic  
24                 Co-Occurring Disorder Treatment Facility Housing”  
25                 is deemed to be amended by:

1 (A) striking “Lower Shore Clinic Co-Occurring Disorder Treatment Facility Housing”  
2 ccurring Disorder Treatment Facility Housing”  
3 and inserting “HealthPort Co-Occurring Disorder Treatment Facility”; and  
4

5 (B) striking recipient “Lower Shore Clinic  
6 Inc.” and inserting “HealthPort, Inc.”;

7 (2) the item relating to “Metra Zero Emission  
8 Locomotive Commuter Rail Pilot” is deemed to be  
9 amended by striking “Locomotive”;

10 (3) the item relating to “Acquisition of Property for the Revitalization of Clifftondale Square  
11 Business District” is deemed to be amended by  
12 striking “Acquisition of Property for the”;

13 (4) the item relating to “Supportive Living,  
14 Community Day Services, and Housing Site Project  
15 for Adults with Intellectual and Developmental Dis-  
16 abilities” is deemed to be amended by striking  
17 project “Supportive Living, Community Day Serv-  
18 ices, and Housing Site Project for Adults with Intel-  
19 lectual and Developmental Disabilities” and insert-  
20 ing “Community Day Services and Housing Expan-  
21 sion for Adults with Intellectual and Developmental  
22 Disabilities”;

23 (5) the item relating to “Public Library Addi-  
24 tion” is deemed to be amended by striking project  
25

1 “Public Library Addition” and inserting “Public Li-  
2 brary Renovations”;

3 (6) the item relating to “Renovation of Snelling  
4 Motel to Affordable Housing for Veterans” is  
5 deemed to be amended by striking project “Renova-  
6 tion of Snelling Motel to Affordable Housing for  
7 Veterans” and inserting “Acquisition for Affordable  
8 Housing for Veterans”;

9 (7) the item relating to “El Centro de la Raza-  
10 Pattison’s West Community Campus Property Ac-  
11 quisition” is deemed to be amended by striking  
12 project “El Centro de la Raza-Pattison’s West Com-  
13 munity Campus Property Acquisition” and inserting  
14 “Pattison’s West Community Campus”;

15 (8) the item relating to “Riverbrook Regional  
16 YMCA” is deemed to be amended by striking recipi-  
17 ent “Riverbrook Regional Young Men’s Christian  
18 Association, Inc.” and inserting “City of Norwalk”;

19 (9) the item relating to “The SE1 Rehab” is  
20 deemed to be amended by striking recipient “The  
21 Skid Row Housing Trust” and inserting “PATH  
22 Ventures” and striking project “The SE1 Rehab”  
23 and inserting “Skid Row Permanent Supportive  
24 Housing Rehabilitation”;

1           (10) the item relating to “Community Aging &  
2 Retirement Services, Inc.” is deemed to be amended  
3 by striking recipient “Community Aging & Retirement  
4 Services, Inc.” and inserting “Pasco County,”  
5 and striking project “CARES One Stop Senior Center  
6 Acquisition and Construction” and inserting  
7 “Senior Center Acquisition and Construction”;

8           (11) the item relating to “Western Flyer Coast  
9 Guard Pier Repair and Classroom Design” is  
10 deemed to be amended by striking project “Western  
11 Flyer Coast Guard Pier Repair and Classroom Design”  
12 and inserting “Western Flyer Pier and Classroom  
13 Repair”;

14           (12) the item relating to “NYCHA ADA Accessibility  
15 and Security Lighting Project” is deemed to  
16 be amended by striking project “NYCHA ADA Accessibility  
17 and Security Lighting Project” and inserting  
18 “Installation of Exterior Lighting at  
19 Borinquen Plaza II”;

20           (13) the item relating to “Ausonia Apartments  
21 Modernization” is deemed to be amended by striking  
22 recipient “Ausonia Apartments” and inserting “Boston  
23 Housing Authority”;

24           (14) the item relating to “Helping Up Mission  
25 Permanent Housing on East Baltimore Street” is

1 deemed to be amended by striking “Helping Up Mis-  
2 sion Permanent Housing on East Baltimore Street”  
3 and inserting “Greenspace Development in Balti-  
4 more”;

5 (15) the item relating to “The Choir School of  
6 Delaware’s New Building at 8th and West Street in  
7 Wilmington’s Historic Quaker Hill District” is  
8 deemed to be amended by striking “at 8th and West  
9 Street in Wilmington’s Historic Quaker Hill Dis-  
10 trict” and inserting “in Wilmington”;

11 (16) the item relating to “WTA 2011 Fixed  
12 Route Diesel to Electric Replacement Project, Bel-  
13 lingham” is deemed to be amended by striking  
14 “WTA 2011 Fixed Route Diesel to Electric Replace-  
15 ment Project, Bellingham” and inserting “Acquisi-  
16 tion of Hybrid-Electric Buses”; and

17 (17) the item relating to “Media and Arts Col-  
18 laborative Building Renovation” is deemed to be  
19 amended by striking “Renovation”.

20 (c) In the table of projects entitled “Community  
21 Project Funding/Congressionally Directed Spending” in  
22 the explanatory statement for division F of the Consoli-  
23 dated Appropriations Act, 2024 (Public Law 118–42) de-  
24 scribed in section 4 in the matter preceding division A of  
25 such Act—

1           (1) the item relating to “Hardwoods Permanent  
2 Supportive Housing” is deemed to be amended by  
3 striking “Hardwoods”;

4           (2) the item relating to “Cle Elum—First  
5 Street Downtown Revitalization” is deemed to be  
6 amended by striking “First Street”;

7           (3) the item relating to “Center for Community  
8 Programs in Livermore Falls and Jay” is deemed to  
9 be amended by striking recipient “United Way of  
10 the Tri-Valley Area” and inserting “Town of Jay”;

11           (4) the item relating to “Pawtucket Library,  
12 Sayles Building Re-Pointing” is deemed to be  
13 amended by striking project “Pawtucket Library,  
14 Sayles Building Re-Pointing” and inserting “Paw-  
15 tucket Library, Sayles Building Renovation”;

16           (5) the item relating to “Germany Road Reloca-  
17 tion Project” is deemed to be amended by striking  
18 project “Germany Road Relocation Project” and in-  
19 serting “Sewer Improvements”;

20           (6) the item relating to “Community Center  
21 Expansion and Land Acquisition” is deemed to be  
22 amended by striking “Expansion and Land Acquisi-  
23 tion” and inserting “Planning and Design”;

24           (7) the item relating to “Laconia, NH Hill  
25 Street Pedestrian Bridge Replacement” is deemed to

1 be amended by striking “Hill Street” and inserting  
2 “Mill Street”;

3 (8) the item relating to “Sunnyside Community  
4 Reinvestment as Cultura & Traditions: Tucson, AZ”  
5 is deemed to be amended by striking recipient “Sun-  
6 nyside Foundation” and inserting “Sunnyside Uni-  
7 fied School District”;

8 (9) the item relating to “Craighead Technology  
9 Park and Public Safety Center” is deemed to be  
10 amended by striking recipient “City Water and  
11 Light of Jonesboro” and inserting “City of  
12 Jonesboro”;

13 (10) the item relating to “Capital Repairs of 4  
14 Affordable Housing properties, City of Seattle, King  
15 County, WA” is deemed to be amended by striking  
16 “4” and inserting “3”;

17 (11) the item relating to “Middletown Plaza El-  
18 evator Replacement” is deemed to be amended by  
19 striking “Middletown Plaza Elevator Replacement”  
20 and inserting “Security Upgrades at NYCHA’s  
21 Soundview Houses”;

22 (12) the item relating to “Morris Affordable  
23 Housing Infrastructure” is deemed to be amended  
24 by striking recipient “Morris Affordable Housing In-

1        frastructure” and inserting “Morris Housing Au-  
2        thority”;

3            (13) the item relating to “Rehabilitation of His-  
4        toric Alumni House as Skills-based Workforce Devel-  
5        opment Community Center” is deemed to be amend-  
6        ed by striking “Historic Alumni House as” and in-  
7        serting “a building for a”;

8            (14) the item relating to “Mt. Airy/German-  
9        town Streetscape Improvement and Reconnection” is  
10       deemed to be amended by striking recipient “Mt.  
11       Airy Business Improvement District” and inserting  
12       “City of Philadelphia”;

13           (15) the item relating to “YMCA of Greater  
14       Pittsburgh” is deemed to be amended by striking  
15       “YMCA of Greater Pittsburgh” and inserting “Alle-  
16       gheny YMCA Renovation”;

17           (16) the item relating to “Corn Maiden Early  
18       Learning Center” is deemed to be amended by strik-  
19       ing recipient “Corn Maiden Early Learning Center”  
20       and inserting “Indian Pueblo Cultural Center”;

21           (17) the item relating to “10th Street Realign-  
22       ment Project Overpass Project” is deemed to be  
23       amended by striking recipient “City of Richmond”  
24       and inserting “Fort Bend County”; and

1           (18) the item relating to “S. Roosevelt Road  
2       Share Use Path” is deemed to be amended by strik-  
3       ing “S. Roosevelt Road”.

4       (d) Each amendment made by subsection (a) shall be  
5       considered and treated as a continuation of an existing  
6       obligation of funds and not as a new obligation of funds.

7       (e) Amounts made available under the heading “De-  
8       partment of Transportation—Consolidated Rail Infra-  
9       structure and Safety Improvements” for the item relating  
10      to “Midway Crossing” in the table of projects entitled  
11      “Community Project Funding/Congressionally Directed  
12      Spending” in the explanatory statement for division L of  
13      the Consolidated Appropriations Act, 2023 (Public Law  
14      117–328) described in section 4 in the matter preceding  
15      division A of such Act shall be transferred to “Department  
16      of Transportation—Transit Infrastructure Grants” and  
17      shall be available under the heading to which transferred  
18      for its original purpose.

19           (1) The item relating to “Midway Crossing” is  
20      deemed to be amended by striking account “Consoli-  
21      dated Rail Infrastructure and Safety Improvements”  
22      and inserting “Transit Infrastructure Grants” in the  
23      table of projects entitled “Community Project Fund-  
24      ing/Congressionally Directed Spending” in the ex-  
25      planatory statement for division L of the Consoli-

1       dated Appropriations Act, 2023 (Public Law 117–  
2       328) described in section 4 in the matter preceding  
3       division A of such Act.

4       SEC. 422. The Department of Transportation and the  
5 Department of Housing and Urban Development shall  
6 provide the House and Senate Committees on Appropria-  
7 tions:

8           (1) quarterly reports on the status of all funds,  
9       including the start of year unobligated and uncom-  
10      mitted balances, and the total obligations and recap-  
11      tures for the fiscal year, by program, project, and  
12      activity;

13          (2) semiannual reports on staffing levels,  
14      hirings, and separations (including through the de-  
15      ferred resignation program and any other voluntary  
16      retirement programs), consistent with direction pro-  
17      vided in this Act or the explanatory statement de-  
18      scribed in section 4 (in the matter preceding division  
19      A of this consolidated Act); and

20          (3) additional, updated budget or financial tech-  
21      nical assistance, upon request.

22      SEC. 423. Each Department and agency funded in  
23 this Act shall maintain on its publicly accessible website:

1           (1) notices of funding opportunities (including  
2           any amendments) for all competitive grant programs  
3           issued in the most recent 10 years;

4           (2) grant awards for the most recent 10 years;  
5           and

6           (3) programmatic notices, guidance, and grant  
7           agreement templates for any grant program with  
8           disbursement activity within the previous 5 fiscal  
9           years.

10        SEC. 424. No later than 30 days after the date of  
11        enactment of this Act, and annually thereafter, the De-  
12        partments and agencies funded under this Act shall sub-  
13        mit a report to the House and Senate Committees on Ap-  
14        propriations on current staffing levels for all political and  
15        Presidential appointees in such Departments and agencies  
16        and categorized by which office within such Departments  
17        and agencies such employee is funded from, the office in  
18        which such employee carries out their daily work, such em-  
19        ployee's title, and such employee's pay grade or the equiv-  
20        alent level based on the GS-scale.

21        SEC. 425. The assistance made available under para-  
22        graph (5)(B) under the heading "Public and Indian Hous-  
23        ing—Tenant-Based Rental Assistance" in title II of this  
24        Act shall be known and designated as "The Melania  
25        Trump Foster Youth to Independence Initiative".

1           SEC. 426. (a) In the table titled “Community Project  
2 Funding/Congressionally Directed Spending” in the ex-  
3 planatory statement for division A of the Commerce, Jus-  
4 tice, Science; Energy and Water Development; and Inte-  
5 rior and Environment Appropriations Act, 2026 described  
6 in section 4 in the matter preceding division A of such  
7 Act—

8           (1) the contents in the “Senate” sub column of  
9 the “Requestor(s)” column are deemed to be amend-  
10 ed by inserting “Kaine, Warner” for the project  
11 identified as the “Center of Excellence in Environ-  
12 mental Forecasting” for the recipient “Virginia In-  
13 stitute of Marine Science”;

14           (2) the contents in the “Recipient” column are  
15 deemed to be amended by—

16           (A) inserting “Research Foundation of  
17 the” before “City University of New York on  
18 behalf of Medgar Evers College” for the project  
19 identified as “Advancing Scientific Research  
20 Capabilities”;

21           (B) inserting “Research Foundation of  
22 the” before “State University of New York on  
23 behalf of the University at Buffalo” for the  
24 project identified as “Center of Excellence for  
25 Cross-Border Supply Chains”;

1 (C) striking “Game Department/Great Bay  
2 National Estuarine Research” and inserting  
3 “New Hampshire Fish and Game Department/  
4 Great Bay National Estuarine Research Re-  
5 serve” for the project identified as “Great Bay  
6 National Estuarine Research Reserve: Research  
7 Facility”;

8 (D) striking “of Albany” and inserting “at  
9 Albany” for the project identified as “UAlbany  
10 CNSE 200mm Wafer Cleanroom Equipment  
11 Upgrade”; and

12 (E) striking “Penn” and inserting “Pen-  
13 nington” for the project identified as “Jail  
14 Tech Upgrades”; and

15 (3) the contents in the “Project” column are  
16 deemed to be amended by inserting—

17 (A) “Chip Design Hub: Advanced Chip  
18 Design, Testing and” before “Fabrication Lab-  
19 oratory Equipment for Preparing the Semicon-  
20 ductor Workforce” for recipient “Florida Atlan-  
21 tic University”;

22 (B) “University of Texas at Dallas Com-  
23 parative Effectiveness of” before “North Texas  
24 Workforce Development Programs for Semi-

1           conductors” for recipient “The University of  
2           Texas at Dallas”;

3           (C) “D’Youville University School of Phar-  
4           macy Sterile” before “Compounding and Non-  
5           Sterile Hazardous Compounding Lab” for re-  
6           cipient “D’Youville University”;

7           (D) “Building the Workforce of the Future  
8           Generation By” before “Empowering Under-  
9           served Students with Technology-based STEM  
10          Education” for recipient “Research Foundation  
11          of CUNY”;

12          (E) “Additive Construction and Manufac-  
13          turing Equipment for” before “Affordable and  
14          Resilient Housing Research and Workforce De-  
15          velopment” for recipient “Rowan University”;  
16          and

17          (F) “Interdisciplinary Engineering & Com-  
18          puting initiative to” before “Advance Semicon-  
19          ductor Industry and National Security Project”  
20          for recipient “Florida International University”.

21          (b) The table titled “Department of Commerce Allo-  
22          cation of National Institute of Standards and Technology  
23          Funds: CHIPS Act Fiscal Year 2026” in the explanatory  
24          statement for division A of the Commerce, Justice,  
25          Science; Energy and Water Development; and Interior and

1 Environment Appropriations Act, 2026 described in sec-  
2 tion 4 in the matter preceding division A of such Act is  
3 deemed to be amended by striking “(1,000,000)” and in-  
4 serting “(100,000)” for the “Administrative Expenses”  
5 project and activity.

6 (c) In the table titled “Interior and Environment In-  
7 corporation of Community Project Funding/Congression-  
8 ally Directed Spending Items” in the explanatory state-  
9 ment for division C of the Commerce, Justice, Science;  
10 Energy and Water Development; and Interior and Envi-  
11 ronment Appropriations Act, 2026 described in section 4  
12 in the matter preceding division A of such Act, the con-  
13 tents in the “Project Recipient and Name” column for the  
14 “STAG—Other (CDS)” account are deemed to be amend-  
15 ed by striking “COR Healthy Communities for Waste Im-  
16 provement System” and inserting “Oregon Metro for  
17 Waste Improvement System”.

18 (d) The Department of the Interior, Environment,  
19 and Related Agencies Appropriations Act, 2026, is amend-  
20 ed—

21 (1) in the matter preceding the first proviso  
22 under the heading “National Park Service—Oper-  
23 ation of the National Park System” by striking  
24 “\$2,877,195,000” and inserting “\$2,901,195,000”,  
25 striking “\$148,285,000” and inserting

1       “\$157,165,000”, and striking “\$157,950,000” and  
2       inserting “\$173,070,000”; and

3             (2) in the matter preceding the first proviso  
4       under the heading “National Park Service—Historic  
5       Preservation Fund”, by striking “\$205,059,000”  
6       and inserting “\$181,059,000”.

7       This division may be cited as the “Transportation,  
8       Housing and Urban Development, and Related Agencies  
9       Appropriations Act, 2026”.

1 **DIVISION E—AUTHORIZING EX-**  
2 **TENDERS AND TECHNICAL**  
3 **CORRECTIONS**

4 **SEC. 5001. UNITED STATES GRAIN STANDARDS ACT EXTEN-**  
5 **SION.**

6 Sections 7(j)(5), 7A(l)(4), and 21(e) of the United  
7 States Grain Standards Act (7 U.S.C. 79(j)(5), 79a(l)(4),  
8 87j(e)) shall be applied by substituting “September 30,  
9 2026” for “September 30, 2025” each place it appears.

10 **SEC. 5002. COMMODITY FUTURES TRADING COMMISSION**  
11 **WHISTLEBLOWER PROGRAM.**

12 Section 1(b) of Public Law 117–25 (135 Stat. 297;  
13 136 Stat. 2133; 136 Stat. 5984; 139 Stat. 46) is amended  
14 in each of paragraphs (3) and (4) by striking “September  
15 30, 2025” and inserting “September 30, 2026”.

16 **SEC. 5003. FOREST SERVICE PARTICIPATION IN ACES PRO-**  
17 **GRAM.**

18 Section 8302(b) of the Agricultural Act of 2014 (16  
19 U.S.C. 3851a(b)) shall be applied by substituting “Octo-  
20 ber 1, 2026” for “October 1, 2023”.

21 **SEC. 5004. EXTENSION OF NATIONAL FLOOD INSURANCE**  
22 **PROGRAM.**

23 (a) **FINANCING.**—Section 1309(a) of the National  
24 Flood Insurance Act of 1968 (42 U.S.C. 4016(a)) is

1 amended, in the first sentence, by striking “September 30,  
2 2023” and inserting “September 30, 2026”.

3 (b) PROGRAM EXPIRATION.—Section 1319 of the Na-  
4 tional Flood Insurance Act of 1968 (42 U.S.C. 4026) is  
5 amended by striking “September 30, 2023” and inserting  
6 “September 30, 2026”.

7 (c) EFFECTIVE DATE.—

8 (1) IN GENERAL.—Subject to paragraph (2),  
9 this section shall take effect immediately upon the  
10 date of enactment of this Act.

11 (2) ALTERNATE DATE.—If this Act is enacted  
12 after January 30, 2026, this section shall take effect  
13 as if enacted on January 30, 2026.

14 **SEC. 5005. EXTENSION OF REIMBURSABLE SCREENING**  
15 **SERVICES PROGRAM.**

16 Section 225(e) of the Department of Homeland Secu-  
17 rity Appropriations Act, 2019 (division A of Public Law  
18 116–6; 49 U.S.C. 44901 note) is amended by striking  
19 “2025” and inserting “2026”.

20 **SEC. 5006. MOTOR CARRIER SAFETY ADVISORY COM-**  
21 **MITTEE.**

22 Section 4144(d) of the Motor Carrier Safety Reau-  
23 thorization Act of 2005 (49 U.S.C. 31100 note; Public  
24 Law 109–59) shall be applied by substituting “September  
25 30, 2026” for “September 30, 2025”.

1 **SEC. 5007. NATIONAL CYBERSECURITY PROTECTION SYS-**  
2 **TEM AUTHORIZATION.**

3 Section 227(a) of the Federal Cybersecurity En-  
4 hancement Act of 2015 (6 U.S.C. 1525(a)) is amended  
5 by striking “September 30, 2025” and inserting “Sep-  
6 tember 30, 2026”.

7 **SEC. 5008. CYBERSECURITY INFORMATION SHARING ACT**  
8 **OF 2015.**

9 Section 111(a) of the Cybersecurity Information  
10 Sharing Act of 2015 (6 U.S.C. 1510(a)) is amended by  
11 striking “September 30, 2025” and inserting “September  
12 30, 2026”.

13 **SEC. 5009. STATE AND LOCAL CYBERSECURITY GRANT PRO-**  
14 **GRAM.**

15 Section 2220A(s)(1) of the Homeland Security Act  
16 of 2002 (6 U.S.C. 665g(s)(1)) is amended by striking  
17 “September 30, 2025” and inserting “September 30,  
18 2026”.

19 **SEC. 5010. EXTENSION OF THE TECHNOLOGY MODERNIZA-**  
20 **TION FUND AND BOARD.**

21 Section 1078(f)(1) of the National Defense Author-  
22 ization Act for Fiscal Year 2018 (40 U.S.C. 11301 note)  
23 is amended by striking “On and after the date that is 2  
24 years after the date on which the Comptroller General of  
25 the United States issues the third report required under

1 subsection (b)(7)(B)” and inserting “After September 30,  
2 2026”.

3 **SEC. 5011. EXTENSION OF EXISTENCE OF PAROLE COMMIS-**  
4 **SION.**

5 Any expiration date established by section 235(b) of  
6 the Sentencing Reform Act of 1984 (18 U.S.C. 3551 note;  
7 Public Law 98–473), as such section relates to chapter  
8 311 of title 18, United States Code, and the United States  
9 Parole Commission, shall not apply during the period be-  
10 ginning on October 1, 2025, and ending on January 30,  
11 2031.

12 **SEC. 5012. ADDITIONAL SPECIAL ASSESSMENT.**

13 Section 3014(a) of title 18, United States Code, is  
14 amended by striking “and ending on September 30,  
15 2025”.

16 **SEC. 5013. RURAL HEALTHCARE WORKERS.**

17 Section 220(c) of the Immigration and Nationality  
18 Technical Corrections Act of 1994 (8 U.S.C. 1182 note)  
19 shall be applied by substituting “September 30, 2026” for  
20 “September 30, 2015”.

21 **SEC. 5014. E-VERIFY.**

22 Section 401(b) of the Illegal Immigration Reform and  
23 Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a  
24 note) shall be applied by substituting “September 30,  
25 2026” for “September 30, 2015”.

1 **SEC. 5015. NON-MINISTER RELIGIOUS WORKERS.**

2 Section 101(a)(27)(C)(ii) of the Immigration and  
3 Nationality Act (8 U.S.C. 1101(a)(27)(C)(ii)) shall be ap-  
4 plied by substituting “September 30, 2026” for “Sep-  
5 tember 30, 2015” each place such date appears.

6 **SEC. 5016. H-2B SUPPLEMENTAL VISA EXEMPTION.**

7 Notwithstanding the numerical limitation set forth in  
8 section 214(g)(1)(B) of the Immigration and Nationality  
9 Act (8 U.S.C. 1184(g)(1)(B)), the Secretary of Homeland  
10 Security, after consultation with the Secretary of Labor,  
11 and upon the determination that the needs of United  
12 States businesses cannot be satisfied during fiscal year  
13 2026 with United States workers who are willing, quali-  
14 fied, and able to perform temporary nonagricultural labor,  
15 may increase the total number of aliens who may receive  
16 a visa under section 101(a)(15)(H)(ii)(b) of such Act (8  
17 U.S.C. 1101(a)(15)(H)(ii)(b)) in such fiscal year by not  
18 more than the highest number of H-2B nonimmigrants  
19 who participated in the H-2B returning worker program  
20 in any fiscal year in which returning workers were exempt  
21 from such numerical limitation.

22 **SEC. 5017. EMERGENCY AUTHORITY FOR SENTENCING**  
23 **COMMISSION.**

24 (a) IN GENERAL.—The United States Sentencing  
25 Commission (in this section, referred to as the “Commis-  
26 sion”) shall promulgate the guidelines or amendments pro-

1 vided for under section 8605(e) of the SAFER SKIES Act  
2 (title LXXXVI of Public Law 119–60) as soon as possible  
3 after the date of enactment of such Act, and in any event  
4 not later than December 31, 2026, notwithstanding the  
5 deadline under section 994(p) of title 28, United States  
6 Code.

7 (b) **EFFECTIVE DATE.**—The amendments to the  
8 guidelines promulgated under subsection (a) shall take ef-  
9 fect 180 days after the date of promulgation by the Com-  
10 mission, except to the extent that the effective date is re-  
11 vised or the amendment is otherwise modified or dis-  
12 approved by an Act of Congress, and shall supersede any  
13 amendment to the contrary contained in the amendments  
14 to the sentencing guidelines submitted to Congress by the  
15 Commission on or about May 1, 2026.

16 (c) **RULE OF CONSTRUCTION.**—The requirements of  
17 this section shall supersede the timeline set forth in sec-  
18 tion 8605(e)(1) of the SAFER SKIES Act (title LXXXVI  
19 of Public Law 119–60).

20 **SEC. 5018. BANKRUPTCY FEES.**

21 (a) **IN GENERAL.**—Section 126 of the Continuing  
22 Appropriations Act, 2026 (division A of the Continuing  
23 Appropriations, Agriculture, Legislative Branch, Military  
24 Construction and Veterans Affairs, and Extensions Act,

1 2026 (Public Law 119–37; 139 Stat. 502)) is amended  
2 to read as follows:

3 “SEC. 126. Notwithstanding section 106, during the  
4 period ending on the last day of the first calendar quarter  
5 of 2026, section 1930(a)(6)(B)(i) of title 28, United  
6 States Code, shall be applied as if ‘during the 5-year pe-  
7 riod’ were struck.”.

8 (b) APPLICATION OF AMENDMENTS MADE BY THE  
9 BANKRUPTCY ADMINISTRATION IMPROVEMENT ACT OF  
10 2025.—

11 (1) IN GENERAL.—Section 6(b)(2)(A) of the  
12 Bankruptcy Administration Improvement Act of  
13 2025 is amended by striking “on the” and inserting  
14 “on or after the”.

15 (2) EFFECTIVE DATE.—The amendment made  
16 by paragraph (1) shall take effect as though enacted  
17 immediately after the enactment of the Bankruptcy  
18 Administration Improvement Act of 2025.

19 **SEC. 5019. EXTENSION OF AFRICAN GROWTH AND OPPOR-**  
20 **TUNITY ACT.**

21 (a) EXTENSION OF PREFERENTIAL TREATMENT FOR  
22 CERTAIN COUNTRIES IN AFRICA UNDER AFRICAN  
23 GROWTH AND OPPORTUNITY ACT; RETROACTIVE APPLI-  
24 CATION.—

25 (1) EXTENSION.—

1 (A) TRADE ACT OF 1974.—Section 506B of  
2 the Trade Act of 1974 (19 U.S.C. 2466b) is  
3 amended by striking “September 30, 2025” and  
4 inserting “December 31, 2026”.

5 (B) AFRICAN GROWTH AND OPPORTUNITY  
6 ACT.—

7 (i) IN GENERAL.—Section 112(g) of  
8 the African Growth and Opportunity Act  
9 (19 U.S.C. 3721(g)) is amended by strik-  
10 ing “September 30, 2025” and inserting  
11 “December 31, 2026”.

12 (ii) REGIONAL APPAREL ARTICLE  
13 PROGRAM.—Section 112(b)(3)(A) of the  
14 African Growth and Opportunity Act (19  
15 U.S.C. 3721(b)(3)(A)) is amended—

16 (I) in clause (i), by striking “21  
17 succeeding” and inserting “23 suc-  
18 ceeding”; and

19 (II) in clause (ii)(II), by striking  
20 “September 30, 2025” and inserting  
21 “December 31, 2026”.

22 (iii) THIRD-COUNTRY FABRIC PRO-  
23 GRAM.—Section 112(c)(1) of the African  
24 Growth and Opportunity Act (19 U.S.C.  
25 3721(c)(1)) is amended—

1 (I) in the paragraph heading, by  
2 striking “SEPTEMBER 30, 2025” and  
3 inserting “DECEMBER 31, 2026”;

4 (II) in subparagraph (A), by  
5 striking “September 30, 2025” and  
6 inserting “December 31, 2026”; and

7 (III) in subparagraph (B)(ii), by  
8 striking “September 30, 2025” and  
9 inserting “December 31, 2026”.

10 (2) RETROACTIVE APPLICATION.—

11 (A) IN GENERAL.—Notwithstanding sec-  
12 tion 514 of the Tariff Act of 1930 (19 U.S.C.  
13 1514), section 112 of the African Growth and  
14 Opportunity Act (19 U.S.C. 3721), or any other  
15 provision of law, and subject to subparagraph  
16 (B), any entry of a covered article to which  
17 duty-free treatment or other preferential treat-  
18 ment under section 506A of the Trade Act of  
19 1974 (19 U.S.C. 2466a) would have applied if  
20 the entry had been made on September 30,  
21 2025, that was made—

22 (i) after September 30, 2025, and

23 (ii) before the date of the enactment  
24 of this Act,

1 shall be liquidated or reliquidated as though  
2 such entry occurred on the date of the enact-  
3 ment of this Act.

4 (B) REQUESTS.—A liquidation or reliqui-  
5 dation may be made under subparagraph (A)  
6 with respect to an entry only if a request there-  
7 for is filed with the Commissioner of U.S. Cus-  
8 toms and Border Protection not later than 180  
9 days after the date of the enactment of this Act  
10 that contains sufficient information to enable  
11 such Commissioner—

12 (i) to locate the entry; or

13 (ii) to reconstruct the entry if it can-  
14 not be located.

15 (C) PAYMENT OF AMOUNTS OWED.—Any  
16 amounts owed by the United States pursuant to  
17 the liquidation or reliquidation of an entry of a  
18 covered article under subparagraph (A) shall be  
19 paid, without interest of any kind, not later  
20 than 90 days after the date of the liquidation  
21 or reliquidation (as the case may be).

22 (D) DEFINITIONS.—In this paragraph:

23 (i) COVERED ARTICLE.—The term  
24 “covered article” means an article from a  
25 country that is designated by the President

1 as a beneficiary sub-Saharan African coun-  
2 try under section 104 of the African  
3 Growth and Opportunity Act (19 U.S.C.  
4 3703) as of the day before the date of the  
5 enactment of this Act.

6 (ii) ENTRY.—The term “entry” in-  
7 cludes a withdrawal from warehouse for  
8 consumption.

9 (b) EXTENSION OF CUSTOMS USER FEES.—

10 (1) IN GENERAL.—Section 13031(j)(3) of the  
11 Consolidated Omnibus Budget Reconciliation Act of  
12 1985 (19 U.S.C. 58c(j)(3)) is amended—

13 (A) in subparagraph (A), by striking “Sep-  
14 tember 30, 2031” and inserting “December 31,  
15 2031”; and

16 (B) in subparagraph (B)(i), by striking  
17 “September 30, 2031” and inserting “Decem-  
18 ber 31, 2031”.

19 (2) RATE FOR MERCHANDISE PROCESSING  
20 FEES.—Section 503 of the United States-Korea  
21 Free Trade Agreement Implementation Act (Public  
22 Law 112–41; 19 U.S.C. 3805 note) is amended by  
23 striking “September 30, 2031” and inserting “De-  
24 cember 31, 2031”.

1 **SEC. 5020. EXTENSION OF HAITI ECONOMIC LIFT PRO-**  
2 **GRAM.**

3 (a) EXTENSION OF SPECIAL RULES FOR HAITI  
4 UNDER CARIBBEAN BASIN ECONOMIC RECOVERY ACT.—

5 Section 213A of the Caribbean Basin Economic Recovery  
6 Act (19 U.S.C. 2703a) is amended—

7 (1) in subsection (b)—

8 (A) in paragraph (1)—

9 (i) by amending subparagraph

10 (B)(v)(I) to read as follows:

11 “(I) APPLICABLE PERCENT-  
12 AGE.—The term ‘applicable percent-  
13 age’ means 60 percent or more on and  
14 after December 20, 2017.”; and

15 (ii) by amending subparagraph (C) to  
16 read as follows:

17 “(C) QUANTITATIVE LIMITATIONS.—The  
18 preferential treatment described in subpara-  
19 graph (A) shall be extended, during each period  
20 after the initial applicable 1-year period, to not  
21 more than 1.25 percent of the aggregate square  
22 meter equivalents of all apparel articles im-  
23 ported into the United States in the most re-  
24 cent 12-month period for which data are avail-  
25 able.”; and

1 (B) in paragraph (2), by striking “in each  
2 of the 16 succeeding 1-year periods” each place  
3 it appears and inserting “in any of the suc-  
4 ceeding 1-year periods”; and

5 (2) by amending subsection (h) to read as fol-  
6 lows:

7 “(h) TERMINATION.—The duty-free treatment pro-  
8 vided under this section shall remain in effect until De-  
9 cember 31, 2026.”.

10 (b) RESTORATION OF ELIGIBILITY OF CERTAIN AR-  
11 TICLES FOR PREFERENTIAL TREATMENT.—

12 (1) IN GENERAL.—The President shall proclaim  
13 such modifications to the Harmonized Tariff Sched-  
14 ule of the United States as may be necessary to re-  
15 store the eligibility of articles described in paragraph  
16 (2) for preferential treatment under section 213A of  
17 the Caribbean Basin Economic Recovery Act (19  
18 U.S.C. 2703a).

19 (2) ARTICLES DESCRIBED.—An article de-  
20 scribed in this paragraph is an article that—

21 (A) was eligible for preferential treatment  
22 under section 213A of the Caribbean Basin  
23 Economic Recovery Act (19 U.S.C. 2703a) on  
24 December 20, 2006; and

1           (B) became ineligible for such treatment  
2           after that date and before the date of the enact-  
3           ment of this Act as a result of revisions to the  
4           Harmonized Tariff Schedule.

5           (3) EFFECTIVE DATE OF PROCLAMATION.—A  
6           proclamation under paragraph (1) shall take effect  
7           not earlier than 2 business days after the President  
8           submits to the Committee on Finance of the Senate  
9           and the Committee on Ways and Means of the  
10          House of Representatives a report on the proclama-  
11          tion and the reasons for the modifications to the  
12          Harmonized Tariff Schedule under the proclamation.

13          (c) RETROACTIVE APPLICATION.—

14               (1) IN GENERAL.—Notwithstanding section 514  
15               of the Tariff Act of 1930 (19 U.S.C. 1514) or any  
16               other provision of law, and subject to paragraph (2),  
17               any entry of a covered article to which duty-free  
18               treatment or other preferential treatment under the  
19               Caribbean Basin Economic Recovery Act (19 U.S.C.  
20               2701 et seq.) would have applied if the entry had  
21               been made before September 30, 2025, that was  
22               made—

23                       (A) on or after September 30, 2025, and

24                       (B) before the date of the enactment of  
25               this Act,

1 shall be liquidated or reliquidated as though such  
2 entry occurred on the date of the enactment of this  
3 Act.

4 (2) REQUESTS.—A liquidation or reliquidation  
5 may be made under paragraph (1) with respect to  
6 an entry only if a request therefor is filed with the  
7 Commissioner of U.S. Customs and Border Protec-  
8 tion not later than 180 days after the date of the  
9 enactment of this Act that contains sufficient infor-  
10 mation to enable such Commissioner—

11 (A) to locate the entry; or

12 (B) to reconstruct the entry if it cannot be  
13 located.

14 (3) PAYMENT OF AMOUNTS OWED.—Any  
15 amounts owed by the United States pursuant to the  
16 liquidation or reliquidation of an entry of a covered  
17 article under paragraph (1) shall be paid, without  
18 interest of any kind, not later than 90 days after the  
19 date of the liquidation or reliquidation (as the case  
20 may be).

21 (4) DEFINITIONS.—In this subsection:

22 (A) COVERED ARTICLE.—The term “cov-  
23 ered article” means an article from Haiti.

24 (B) ENTRY.—The term “entry” includes a  
25 withdrawal from warehouse for consumption.

1 **SEC. 5021. BUDGETARY EFFECTS.**

2 (a) STATUTORY PAYGO SCORECARDS.—The budg-  
3 etary effects of this division and each succeeding division  
4 shall not be entered on either PAYGO scorecard main-  
5 tained pursuant to section 4(d) of the Statutory Pay-As-  
6 You-Go Act of 2010.

7 (b) SENATE PAYGO SCORECARDS.—The budgetary  
8 effects of this division and each succeeding division shall  
9 not be entered on any PAYGO scorecard maintained for  
10 purposes of section 4106 of H. Con. Res. 71 (115th Con-  
11 gress).

12 (c) CLASSIFICATION OF BUDGETARY EFFECTS.—  
13 Notwithstanding Rule 3 of the Budget Scorekeeping  
14 Guidelines set forth in the joint explanatory statement of  
15 the committee of conference accompanying Conference Re-  
16 port 105–217 and section 250(c)(8) of the Balanced  
17 Budget and Emergency Deficit Control Act of 1985, the  
18 budgetary effects of this division and each succeeding divi-  
19 sion shall not be estimated—

20 (1) for purposes of section 251 of such Act;

21 (2) for purposes of an allocation to the Com-  
22 mittee on Appropriations pursuant to section 302(a)  
23 of the Congressional Budget Act of 1974; and

24 (3) for purposes of paragraph (4)(C) of section  
25 3 of the Statutory Pay-As-You-Go Act of 2010 as  
26 being included in an appropriation Act.

1       **DIVISION F—HEALTH CARE**  
2                                   **EXTENDERS**

3   **SEC. 6001. TABLE OF CONTENTS.**

4       The table of contents of this division is as follows:

DIVISION F—HEALTH CARE EXTENDERS

Sec. 6001. Table of contents.

TITLE I—MEDICAID

- Sec. 6101. Streamlined enrollment process for eligible out-of-State providers under Medicaid and CHIP.
- Sec. 6102. Removing certain age restrictions on Medicaid eligibility for working adults with disabilities.
- Sec. 6103. Medicaid State plan requirement for determining residency and coverage for military families.
- Sec. 6104. State studies and HHS report on costs of providing maternity, labor, and delivery services.
- Sec. 6105. Modifying certain disproportionate share hospital allotments.
- Sec. 6106. Modifying certain limitations on disproportionate share hospital payment adjustments under the Medicaid program.

TITLE II—MEDICARE

- Sec. 6201. Extension of increased inpatient hospital payment adjustment for certain low-volume hospitals.
- Sec. 6202. Extension of the Medicare-dependent hospital (MDH) program.
- Sec. 6203. Extension of add-on payments for ambulance services.
- Sec. 6204. Extending incentive payments for participation in eligible alternative payment models.
- Sec. 6205. Extension of funding for quality measure endorsement, input, and selection.
- Sec. 6206. Extension of funding outreach and assistance for low-income programs.
- Sec. 6207. Extension of funding for Medicare hospice surveys.
- Sec. 6208. Extension of the work geographic index floor.
- Sec. 6209. Extension of certain telehealth flexibilities.
- Sec. 6210. Extending acute hospital care at home waiver flexibilities.
- Sec. 6211. In-home cardiopulmonary rehabilitation flexibility.
- Sec. 6212. Enhancing certain program integrity requirements for DME under Medicare.
- Sec. 6213. Guidance on furnishing services via telehealth to individuals with limited English proficiency.
- Sec. 6214. Inclusion of virtual diabetes prevention program suppliers in MDPP Expanded Model.
- Sec. 6215. Medication-induced movement disorder outreach and education.
- Sec. 6216. Report on wearable medical devices.
- Sec. 6217. Extension of temporary inclusion of authorized oral antiviral drugs as covered part D drugs.
- Sec. 6218. Extension of adjustment to calculation of hospice cap amount under Medicare.

- Sec. 6219. Adjustments to Medicare part D cost-sharing reductions for low-income individuals.
- Sec. 6220. Requiring Enhanced and Accurate Lists of (REAL) Health Providers Act.
- Sec. 6221. Medicare coverage of multi-cancer early detection screening tests.
- Sec. 6222. Medicare coverage of external infusion pumps and non-self-administrable home infusion drugs.
- Sec. 6223. Assuring pharmacy access and choice for medicare beneficiaries.
- Sec. 6224. Modernizing and ensuring PBM accountability.
- Sec. 6225. Requiring a separate identification number and an attestation for each off-campus outpatient department of a provider.
- Sec. 6226. Revising phase-in of medicare clinical laboratory test payment changes.
- Sec. 6227. Medicare sequestration.
- Sec. 6228. Medicare Improvement Fund.

### TITLE III—HUMAN SERVICES

- Sec. 6301. Sexual risk avoidance education extension.
- Sec. 6302. Personal responsibility education extension.
- Sec. 6303. Extension of funding for family-to-family health information centers.
- Sec. 6304. Extension of the Temporary Assistance for Needy Families Program.

### TITLE IV—PUBLIC HEALTH AND OTHER EXTENDERS

#### Subtitle A—Extensions

- Sec. 6401. Extension for community health centers, National Health Service Corps, and teaching health centers that operate GME programs.
- Sec. 6402. Extension of special diabetes programs.
- Sec. 6403. Extension of national health security programs.
- Sec. 6404. No Surprises Act implementation.

#### Subtitle B—World Trade Center Health Program

- Sec. 6411. 9/11 responder and survivor health funding corrections.

### TITLE V—PUBLIC HEALTH PROGRAMS

- Sec. 6501. Preventing maternal deaths.
- Sec. 6502. Organ Procurement and Transplantation Network.
- Sec. 6503. Honor our living donors.
- Sec. 6504. Program for pediatric studies of drugs.
- Sec. 6505. Sickle cell disease prevention and treatment.
- Sec. 6506. Lifespan respite care.
- Sec. 6507. PREEMIE.
- Sec. 6508. Dr. Lorna Breen health care provider protection.

### TITLE VI—FOOD AND DRUG ADMINISTRATION

#### Subtitle A—Mikaela Naylor Give Kids a Chance Act

- Sec. 6601. Research into pediatric uses of drugs; additional authorities of Food and Drug Administration regarding molecularly targeted cancer drugs.
- Sec. 6602. Ensuring completion of pediatric study requirements.

- Sec. 6603. FDA report on PREA enforcement.
- Sec. 6604. Extension of authority to issue priority review vouchers to encourage treatments for rare pediatric diseases.
- Sec. 6605. Limitations on exclusive approval or licensure of orphan drugs.

Subtitle B—United States-Abraham Accords Cooperation and Security

- Sec. 6611. Establishment of Abraham Accords Office within Food and Drug Administration.

TITLE VII—LOWERING PRESCRIPTION DRUG COSTS

- Sec. 6701. Oversight of pharmacy benefit management services.
- Sec. 6702. Full rebate pass through to plan; exception for innocent plan fiduciaries.
- Sec. 6703. Increasing transparency in generic drug applications.

1                                   **TITLE I—MEDICAID**  
2   **SEC. 6101. STREAMLINED ENROLLMENT PROCESS FOR ELI-**  
3                                   **GIBLE OUT-OF-STATE PROVIDERS UNDER**  
4                                   **MEDICAID AND CHIP.**

5           (a) IN GENERAL.—Section 1902(kk) of the Social Se-  
6   curity Act (42 U.S.C. 1396a(kk)) is amended by adding  
7   at the end the following new paragraph:

8                                   “(10) STREAMLINED ENROLLMENT PROCESS  
9                                   FOR ELIGIBLE OUT-OF-STATE PROVIDERS.—

10                                   “(A) IN GENERAL.—The State—  
11                                    “(i) adopts and implements a process  
12                                   to allow an eligible out-of-State provider to  
13                                   enroll under the State plan (or a waiver of  
14                                   such plan) to furnish items and services to,  
15                                   or order, prescribe, refer, or certify eligi-  
16                                   bility for items and services for, qualifying  
17                                   individuals without the imposition of  
18                                   screening or enrollment requirements by

1           such State that exceed the minimum nec-  
2           essary for such State to provide payment  
3           to an eligible out-of-State provider under  
4           such State plan (or a waiver of such plan),  
5           such as the provider’s name and National  
6           Provider Identifier (and such other infor-  
7           mation specified by the Secretary); and

8           “(ii) provides that an eligible out-of-  
9           State provider that enrolls as a partici-  
10          pating provider in the State plan (or a  
11          waiver of such plan) through such process  
12          shall be so enrolled for a 5-year period, un-  
13          less the provider is terminated or excluded  
14          from participation during such period.

15          “(B) DEFINITIONS.—In this paragraph:

16                 “(i) ELIGIBLE OUT-OF-STATE PRO-  
17                 VIDER.—The term ‘eligible out-of-State  
18                 provider’ means, with respect to a State, a  
19                 provider—

20                         “(I) that is located in any other  
21                         State;

22                         “(II) that—

23                                 “(aa) was determined by the  
24                                 Secretary to have a limited risk  
25                                 of fraud, waste, and abuse for

1 purposes of determining the level  
2 of screening to be conducted  
3 under section 1866(j)(2), has  
4 been so screened under such sec-  
5 tion 1866(j)(2), and is enrolled in  
6 the Medicare program under title  
7 XVIII; or

8 “(bb) was determined by the  
9 State agency administering or su-  
10 pervising the administration of  
11 the State plan (or a waiver of  
12 such plan) of such other State to  
13 have a limited risk of fraud,  
14 waste, and abuse for purposes of  
15 determining the level of screening  
16 to be conducted under paragraph  
17 (1) of this subsection, has been  
18 so screened under such para-  
19 graph (1), and is enrolled under  
20 such State plan (or a waiver of  
21 such plan); and

22 “(III) that has not been—

23 “(aa) excluded from partici-  
24 pation in any Federal health care

1 program pursuant to section  
2 1128 or 1128A;

3 “(bb) excluded from partici-  
4 pation in the State plan (or a  
5 waiver of such plan) pursuant to  
6 part 1002 of title 42, Code of  
7 Federal Regulations (or any suc-  
8 cessor regulation), or State law;  
9 or

10 “(cc) terminated from par-  
11 ticipating in a Federal health  
12 care program or the State plan  
13 (or a waiver of such plan) for a  
14 reason described in paragraph  
15 (8)(A).

16 “(ii) QUALIFYING INDIVIDUAL.—The  
17 term ‘qualifying individual’ means an indi-  
18 vidual under 21 years of age who is en-  
19 rolled under the State plan (or waiver of  
20 such plan).

21 “(iii) STATE.—The term ‘State’  
22 means 1 of the 50 States or the District  
23 of Columbia.”.

24 (b) CONFORMING AMENDMENTS.—

1           (1) Section 1902(a)(77) of the Social Security  
2 Act (42 U.S.C. 1396a(a)(77)) is amended by insert-  
3 ing “enrollment,” after “screening,”.

4           (2) The subsection heading for section  
5 1902(kk) of such Act (42 U.S.C. 1396a(kk)) is  
6 amended by inserting “enrollment,” after “screen-  
7 ing,”.

8           (3) Section 2107(e)(1)(G) of such Act (42  
9 U.S.C. 1397gg(e)(1)(G)) is amended by inserting  
10 “enrollment,” after “screening,”.

11       (c) EFFECTIVE DATE.—The amendments made by  
12 this section shall take effect on the date that is 3 years  
13 after the date of enactment of this Act.

14 **SEC. 6102. REMOVING CERTAIN AGE RESTRICTIONS ON**  
15 **MEDICAID ELIGIBILITY FOR WORKING**  
16 **ADULTS WITH DISABILITIES.**

17       (a) MODIFICATION OF OPTIONAL BUY-IN GROUPS.—

18           (1) IN GENERAL.—Section 1902(a)(10)(A)(ii)  
19 of the Social Security Act (42 U.S.C.  
20 1396a(a)(10)(A)(ii)) is amended—

21           (A) in subclause (XV)—

22               (i) by striking “, but less than 65,”;

23               and

24               (ii) by inserting “, including at least

25           the group described in section

1           1905(a)(xviii)” before the semicolon at the  
2           end; and

3           (B) in subclause (XVI), by inserting “in-  
4           cluding at least the group described in section  
5           1905(a)(xii),” after “the State may establish,”.

6           (2) INDIVIDUALS DESCRIBED.—Section 1905(a)  
7           of the Social Security Act (42 U.S.C. 1396d(a)) is  
8           amended—

9           (A) in clause (xvi), by striking “or” at the  
10          end;

11          (B) in clause (xvii), by adding “or” after  
12          the comma at the end; and

13          (C) by adding after clause (xvii) the fol-  
14          lowing new clause:

15                 “(xviii) individuals who, but for earn-  
16                 ings in excess of the limit established  
17                 under subsection (q)(2)(B), would be con-  
18                 sidered to be receiving supplemental secu-  
19                 rity income, and who are at least 16 years  
20                 of age,”.

21          (3) DEFINITION MODIFICATION.—Section  
22          1905(v)(1)(A) of the Social Security Act (42 U.S.C.  
23          1396d(v)(1)(A)) is amended by striking “, but less  
24          than 65,”.

1 (b) APPLICATION TO CERTAIN STATES.—A State  
2 that, as of the date of enactment of this Act, provides for  
3 making medical assistance available to individuals de-  
4 scribed in subclause (XV) or (XVI) of section  
5 1902(a)(10)(A)(ii) of the Social Security Act (42 U.S.C.  
6 1396a(a)(10)(A)(ii)) shall not be regarded as failing to  
7 comply with the requirements of the amendments made  
8 by subsection (a) before January 1, 2028.

9 **SEC. 6103. MEDICAID STATE PLAN REQUIREMENT FOR DE-**  
10 **TERMINING RESIDENCY AND COVERAGE FOR**  
11 **MILITARY FAMILIES.**

12 (a) IN GENERAL.—Section 1902 of the Social Secu-  
13 rity Act (42 U.S.C. 1396a) is amended—

14 (1) in subsection (a)—

15 (A) in paragraph (88), by striking “and”  
16 at the end;

17 (B) in paragraph (89), by striking the pe-  
18 riod at the end and inserting “; and”; and

19 (C) by inserting after paragraph (89), the  
20 following new paragraph:

21 “(90) beginning January 1, 2030, provide, with  
22 respect to an active duty relocated individual (as de-  
23 fined in subsection (yy)(1))—

24 “(A) that, for purposes of determining eli-  
25 gibility for medical assistance under the State

1 plan (or waiver of such plan), such active duty  
2 relocated individual is treated as a resident of  
3 the State unless such individual voluntarily  
4 elects not to be so treated for such purposes;

5 “(B) that if, at the time of relocation (as  
6 described in subsection (yy)(1)), such active  
7 duty relocated individual is on a home and com-  
8 munity-based services waiting list (as defined in  
9 subsection (yy)(2)), such individual remains on  
10 such list until—

11 “(i) the State completes an assess-  
12 ment and renders a decision with respect  
13 to the eligibility of such individual to re-  
14 ceive the relevant home and community-  
15 based services at the time a slot for such  
16 services becomes available and, in the case  
17 such decision is a denial of such eligibility,  
18 such individual has exhausted the individ-  
19 ual’s opportunity for a fair hearing; or

20 “(ii) such individual elects to be re-  
21 moved from such list; and

22 “(C) payment for medical assistance fur-  
23 nished under the State plan (or a waiver of the  
24 plan) on behalf of such active duty relocated in-  
25 dividual in the military service relocation State

1 (as referred to in subsection (yy)(1)(B)(i)), to  
2 the extent that such assistance is available in  
3 such military service relocation State in accord-  
4 ance with such guidance as the Secretary may  
5 issue to ensure access to such assistance.”; and

6 (2) by adding at the end the following new sub-  
7 section:

8 “(yy) ACTIVE DUTY RELOCATED INDIVIDUAL; HOME  
9 AND COMMUNITY-BASED SERVICES WAITING LIST.—For  
10 purposes of subsection (a)(90) and this subsection:

11 “(1) ACTIVE DUTY RELOCATED INDIVIDUAL.—

12 The term ‘active duty relocated individual’ means an  
13 individual—

14 “(A) who—

15 “(i) is enrolled under the State plan  
16 (or waiver of such plan); or

17 “(ii) with respect to an individual de-  
18 scribed in subparagraph (C)(ii), would be  
19 so enrolled pursuant to subsection  
20 (a)(10)(A)(ii)(VI) if such individual began  
21 receiving home and community-based serv-  
22 ices;

23 “(B) who—

24 “(i) is a member of the Armed Forces  
25 engaged in active duty service and is relo-

1 cated to another State (in this subsection  
2 referred to as the ‘military service reloca-  
3 tion State’) by reason of such service;

4 “(ii) would be described in clause (i)  
5 except that the individual stopped being  
6 engaged in active duty service (including  
7 by reason of retirement from such service)  
8 and the last day on which the individual  
9 was engaged in active duty service oc-  
10 curred not more than 12 months ago; or

11 “(iii) is a dependent (as defined by  
12 the Secretary) of a member described in  
13 clause (i) or (ii) who relocates to the mili-  
14 tary service relocation State with such  
15 member; and

16 “(C) who—

17 “(i) was receiving home and commu-  
18 nity-based services (as defined in section  
19 9817(a)(2)(B) of the American Rescue  
20 Plan Act of 2021) at the time of such relo-  
21 cation; or

22 “(ii) if the State maintains a home  
23 and community-based services waiting list,  
24 was on such home and community-based

1 services waiting list at the time of such re-  
2 location.

3 “(2) HOME AND COMMUNITY-BASED SERVICES  
4 WAITING LIST.—The term ‘home and community-  
5 based services waiting list’ means, in the case of a  
6 State that has a limit on the number of individuals  
7 who may receive home and community-based services  
8 under section 1115(a) or section 1915(c), a list  
9 maintained by such State of individuals who are re-  
10 questing to receive such services under 1 or more  
11 such sections but for whom the State has not yet  
12 completed an assessment and rendered a decision  
13 with respect to the eligibility of such individuals to  
14 receive the relevant home and community-based  
15 services at the time a slot for such services becomes  
16 available due to such limit.”.

17 (b) IMPLEMENTATION FUNDING.—There are appro-  
18 priated, out of any funds in the Treasury not otherwise  
19 obligated, \$1,000,000 for each of fiscal years 2026  
20 through 2030, to remain available until expended, to the  
21 Secretary of Health and Human Services for purposes of  
22 implementing the amendments made by subsection (a).

1 **SEC. 6104. STATE STUDIES AND HHS REPORT ON COSTS OF**  
2 **PROVIDING MATERNITY, LABOR, AND DELIV-**  
3 **ERY SERVICES.**

4 (a) STATE STUDY.—

5 (1) IN GENERAL.—Not later than 30 months  
6 after the date of enactment of this Act, and every  
7 5 years thereafter, each State (as such term is de-  
8 fined in section 1101(a)(1) of the Social Security  
9 Act (42 U.S.C. 1301(a)(1)) for purposes of titles  
10 XIX and XXI of such Act) shall conduct a study on  
11 the costs of providing maternity, labor, and delivery  
12 services in applicable hospitals (as defined in para-  
13 graph (3)) and submit the results of such study to  
14 the Secretary of Health and Human Services (re-  
15 ferred to in this section as the “Secretary”) in such  
16 form and manner as the Secretary requires.

17 (2) CONTENT OF STUDY.—A State study re-  
18 quired under paragraph (1) shall include the fol-  
19 lowing information (to the extent practicable and as  
20 further defined by the Secretary) with respect to  
21 maternity, labor, and delivery services furnished by  
22 applicable hospitals located in the State:

23 (A) An estimate of the cost of providing  
24 maternity, labor, and delivery services at appli-  
25 cable hospitals, based on the expenditures a  
26 representative sample of such hospitals incurred

1 for providing such services during the 2 most  
2 recent years for which data is available.

3 (B) An estimate of the cost of providing  
4 maternity, labor, and delivery services at hos-  
5 pitals that would be applicable hospitals (as de-  
6 fined in paragraph (3)) if not for ceasing to  
7 provide labor and delivery services within the  
8 past 5 years, based on the expenditures a rep-  
9 resentative sample of such hospitals incurred  
10 for providing such services during the 2 most  
11 recent years for which data is available.

12 (C) To the extent data allow, an analysis  
13 of the extent to which geographic location, com-  
14 munity demographics, and local economic fac-  
15 tors (as defined by the Secretary) affect the  
16 cost of providing maternity, labor, and delivery  
17 services at applicable hospitals described in sub-  
18 paragraphs (A) and (B), including the cost of  
19 services that support the provision of maternity,  
20 labor, and delivery services.

21 (D) The amounts applicable hospitals are  
22 paid for maternity, labor, and delivery services,  
23 by geographic location and hospital size,  
24 under—

1 (i) parts A and B of the Medicare  
2 program;

3 (ii) the State Medicaid program, in-  
4 cluding payment amounts for such services  
5 under fee-for-service payment arrange-  
6 ments and under managed care (as appli-  
7 cable);

8 (iii) the State CHIP plan, including  
9 payment amounts for such services under  
10 fee-for-service payment arrangements and  
11 under managed care (as applicable); and

12 (iv) private health insurance.

13 (E) A comparative payment rate anal-  
14 ysis—

15 (i) comparing payment rates for ma-  
16 ternity, labor, and delivery services (inclu-  
17 sive of all payments received by applicable  
18 hospitals for furnishing maternity, labor,  
19 and delivery services) under the State  
20 Medicaid fee-for-service program to such  
21 payment rates for such services under  
22 Medicare (including those described in  
23 paragraphs (2) and (3) of section  
24 447.203(b) of title 42, Code of Federal  
25 Regulations), and, to the extent data is

1 available, such payment rates for such  
2 services under Medicaid managed care and  
3 private health insurers within geographic  
4 areas of the State; and

5 (ii) analyzing different payment meth-  
6 ods for such services, such as the use of  
7 bundled payments, quality incentives, and  
8 low-volume adjustments.

9 (F) An evaluation, using such methodology  
10 and parameters established by the Secretary, of  
11 whether each hospital located in the State that  
12 furnishes maternity, labor, and delivery services  
13 is expected to experience in the next 3 years  
14 significant changes in particular expenditures  
15 or types of reimbursement for maternity, labor,  
16 and delivery services.

17 (3) APPLICABLE HOSPITAL DEFINED.—For  
18 purposes of this subsection, the term “applicable  
19 hospital” means any hospital located in a State that  
20 meets either of the following criteria:

21 (A) The hospital provides labor and deliv-  
22 ery services and more than 50 percent of the  
23 hospital’s births (in the most recent year for  
24 which such data is available) are financed by  
25 the Medicaid program or CHIP.

1 (B) The hospital—

2 (i) is located in a rural area (as de-  
3 fined by the Federal Office of Rural  
4 Health Policy for the purpose of rural  
5 health grant programs administered by  
6 such Office);

7 (ii) based on the most recent 2 years  
8 of data available (as determined by the  
9 Secretary), furnished services for less than  
10 an average of 300 births per year; and

11 (iii) provides labor and delivery serv-  
12 ices.

13 (4) ASSISTANCE TO SMALL HOSPITALS IN COM-  
14 PILING COST INFORMATION.—There are appro-  
15 priated to the Secretary for fiscal year 2026,  
16 \$10,000,000 for the purpose of providing grants and  
17 technical assistance to a hospital described in para-  
18 graph (3)(B) to enable such hospital to compile de-  
19 tailed information for use in the State studies re-  
20 quired under paragraph (1), to remain available  
21 until expended.

22 (5) HHS REPORT ON STATE STUDIES.—For  
23 each year in which a State is required to conduct a  
24 study under paragraph (1), the Secretary shall issue,  
25 not later than 18 months after the date on which

1 the State submits to the Secretary the data de-  
2 scribed in such paragraph, a publicly available re-  
3 port that compiles and details the results of such  
4 study and includes the information described in  
5 paragraph (2).

6 (b) HHS REPORT ON NATIONAL DATA COLLECTION  
7 FINDINGS.—Not later than 3 years and 6 months after  
8 the date of enactment of this Act, the Secretary shall sub-  
9 mit to Congress, and make publicly available, a report  
10 analyzing the first studies conducted by States under sub-  
11 section (a)(1), including recommendations for improving  
12 data collection on the cost of providing maternity, labor,  
13 and delivery services.

14 (c) IMPLEMENTATION FUNDING.—In addition to the  
15 amount appropriated under subsection (a)(4), there are  
16 appropriated, out of any funds in the Treasury not other-  
17 wise obligated, \$3,000,000 for fiscal year 2026, to remain  
18 available until expended, to the Secretary of Health and  
19 Human Services for purposes of implementing this sec-  
20 tion.

21 **SEC. 6105. MODIFYING CERTAIN DISPROPORTIONATE**  
22 **SHARE HOSPITAL ALLOTMENTS.**

23 (a) EXTENDING TENNESSEE DSH ALLOTMENTS.—  
24 Section 1923(f)(6)(A)(vi) of the Social Security Act (42  
25 U.S.C. 1396r-4(f)(6)(A)(vi)) is amended—

1           (1) in the heading, by striking “2025 AND A  
2           PORTION OF FISCAL YEAR 2026” and inserting  
3           “2027”; and

4           (2) by inserting “, and the DSH allotment for  
5           Tennessee for the portion of fiscal year 2026 begin-  
6           ning on January 31, 2026, and ending September  
7           30, 2026, shall be \$35,351,507, which may be  
8           claimed as fiscal year 2026 uncompensated care  
9           costs, and the DSH allotment for Tennessee for fis-  
10          cal year 2027, shall be \$53,100,000” before the pe-  
11          riod.

12          (b) **ELIMINATING CERTAIN DSH ALLOTMENT RE-**  
13          **DUCTIONS.**—Section 1923(f)(7)(A) of the Social Security  
14          Act (42 U.S.C. 1396r-4(f)(7)(A)) is amended—

15               (1) in clause (i)—

16                       (A) in the matter preceding subclause (I),  
17                       by striking “the period beginning January 31,  
18                       2026, and ending September 30, 2026, and for  
19                       each of fiscal years 2027 and 2028” and insert-  
20                       ing “fiscal year 2028”;

21                       (B) in subclause (I), by striking “or pe-  
22                       riod”; and

23                       (C) in subclause (II), by striking “or pe-  
24                       riod” each place it appears; and

1           (2) in clause (ii), by striking “the period begin-  
2           ning January 31, 2026, and ending September 30,  
3           2026, and for each of fiscal years 2027 and 2028”  
4           and inserting “fiscal year 2028”.

5 **SEC. 6106. MODIFYING CERTAIN LIMITATIONS ON DIS-**  
6 **PROPORTIONATE SHARE HOSPITAL PAY-**  
7 **MENT ADJUSTMENTS UNDER THE MEDICAID**  
8 **PROGRAM.**

9           (a) IN GENERAL.—Section 1923(g) of the Social Se-  
10          curity Act (42 U.S.C. 1396r-4(g)) is amended—

11                 (1) in paragraph (1)—

12                         (A) in subparagraph (A)—

13                                 (i) in the matter preceding clause (i),  
14                                 by striking “(other than a hospital de-  
15                                 scribed in paragraph (2)(B))”;

16                                 (ii) in clause (i), by inserting “with  
17                                 respect to such hospital and year” after  
18                                 “described in subparagraph (B)”; and

19                                 (iii) in clause (ii)—

20                                         (I) in subclause (I), by striking  
21                                         “and” at the end;

22                                         (II) in subclause (II), by striking  
23                                         the period and inserting “; and”; and

24                                         (III) by adding at the end the  
25                                         following new subclause:

1                   “(III) payments made under title  
2                   XVIII or by an applicable plan (as de-  
3                   fined in section 1862(b)(8)(F)) for  
4                   such services.”; and

5                   (B) in subparagraph (B)—

6                   (i) in the matter preceding clause (i),  
7                   by striking “in this clause are” and insert-  
8                   ing “in this subparagraph are, with respect  
9                   to a hospital and a year,”; and

10                  (ii) by adding at the end the following  
11                  new clause:

12                  “(iii) Individuals who are eligible for  
13                  medical assistance under the State plan or  
14                  under a waiver of such plan and for whom  
15                  the State plan or waiver is a payor for  
16                  such services after application of benefits  
17                  under title XVIII or under an applicable  
18                  plan (as defined in section 1862(b)(8)(F)),  
19                  but only if the hospital has in the aggre-  
20                  gate incurred costs exceeding payments  
21                  under such State plan, waiver, title XVIII,  
22                  or applicable plan for such services fur-  
23                  nished to such individuals during such  
24                  year.”;

25                  (2) by striking paragraph (2);

1           (3) by redesignating paragraph (3) as para-  
2           graph (2); and

3           (4) in paragraph (2), as so redesignated, by  
4           striking “Notwithstanding paragraph (2) of this  
5           subsection (as in effect on October 1, 2021), para-  
6           graph (2)” and inserting “Paragraph (2)”.

7           (b) EFFECTIVE DATE.—

8           (1) IN GENERAL.—Except as provided in para-  
9           graph (2), the amendments made by this section  
10          shall apply to payment adjustments made under sec-  
11          tion 1923 of the Social Security Act (42 U.S.C.  
12          1396r–4) for Medicaid State plan rate years begin-  
13          ning on or after the date of enactment of this Act.

14          (2) STATE OPTION TO DISTRIBUTE UNSPENT  
15          DSH ALLOTMENTS FROM PRIOR YEARS UP TO MODI-  
16          FIED CAP.—

17                (A) IN GENERAL.—If, for any Medicaid  
18                State plan rate year that begins on or after Oc-  
19                tober 1, 2022, and before the date of enactment  
20                of this Act, a State did not spend the full  
21                amount of its Federal fiscal year allotment  
22                under section 1923 of the Social Security Act  
23                (42 U.S.C. 1396r–4) applicable to that State  
24                plan rate year, the State may use the unspent  
25                portion of such allotment to increase the

1 amount of any payment adjustment made to a  
2 hospital for such rate year, provided that—

3 (i) such payment adjustment (as so  
4 increased) is consistent with subsection (g)  
5 of such section (as amended by this sec-  
6 tion); and

7 (ii) the total amount of all payment  
8 adjustments for the State plan rate year  
9 (as so increased) does not exceed the dis-  
10 proportionate share hospital allotment for  
11 the State and applicable Federal fiscal  
12 year under subsection (f) of such section.

13 (B) NO RECOUPMENT OF PAYMENTS AL-  
14 READY MADE TO HOSPITALS.—A State shall not  
15 recoup any payment adjustment made by the  
16 State to a hospital for a Medicaid State plan  
17 rate year described in subparagraph (A) if such  
18 payment adjustment is consistent with section  
19 1923(g) of such Act (42 U.S.C. 1396r–4(g)) as  
20 in effect on October 1, 2021.

21 (C) AUTHORITY TO PERMIT RETROACTIVE  
22 MODIFICATION OF STATE PLAN AMENDMENTS  
23 TO ALLOW FOR INCREASES.—

24 (i) IN GENERAL.—Subject to clause

25 (ii), solely for the purpose of allowing a

1 State to increase the amount of a payment  
2 adjustment to a hospital for a Medicaid  
3 State plan rate year described in subpara-  
4 graph (A) pursuant to this paragraph, a  
5 State may retroactively modify a provision  
6 of the Medicaid State plan, a waiver of  
7 such plan, or a State plan amendment that  
8 relates to such rate year and the Secretary  
9 may approve such modification.

10 (ii) DEADLINE.—A State may not  
11 submit a request for approval of a retro-  
12 active modification to a provision of the  
13 Medicaid State plan, a waiver of such plan,  
14 or a State plan amendment for a Medicaid  
15 State plan rate year after the date by  
16 which the State is required to submit the  
17 independent certified audit for such State  
18 plan rate year as required under section  
19 1923(j)(2) of the Social Security Act (42  
20 U.S.C. 1396r-4(j)(2)).

21 (D) REPORTING.—If a State increases a  
22 payment adjustment made to a hospital for a  
23 Medicaid State plan rate year pursuant to this  
24 paragraph, the State shall include information  
25 in such form and manner as the Secretary shall

1 specify on such increased payment adjustment  
2 as part of the annual report submitted by the  
3 State under section 1923(j)(1) of the Social Se-  
4 curity Act (42 U.S.C. 1396r-4(j)(1)) for such  
5 State plan rate year or, if necessary, as deter-  
6 mined by the Secretary, in an amendment to  
7 such annual report.

## 8 **TITLE II—MEDICARE**

### 9 **SEC. 6201. EXTENSION OF INCREASED INPATIENT HOS-** 10 **PITAL PAYMENT ADJUSTMENT FOR CERTAIN** 11 **LOW-VOLUME HOSPITALS.**

12 (a) IN GENERAL.—Section 1886(d)(12) of the Social  
13 Security Act (42 U.S.C. 1395ww(d)(12)) is amended—

14 (1) in subparagraph (B), by striking “during  
15 the portion of fiscal year 2026 beginning on January  
16 31, 2026, and ending on September 30, 2026, and  
17 in fiscal year 2027” and inserting “during the por-  
18 tion of fiscal year 2027 beginning on January 1,  
19 2027, and ending on September 30, 2027, and in  
20 fiscal year 2028”;

21 (2) in subparagraph (C)(i)—

22 (A) in the matter preceding subclause (I),  
23 by striking “through 2025 and the portion of  
24 fiscal year 2026 beginning on October 1, 2025,  
25 and ending on January 30, 2026” and inserting

1 “through 2026 and the portion of fiscal year  
2 2027 beginning on October 1, 2026, and ending  
3 on December 31, 2026”;

4 (B) in subclause (III), by striking  
5 “through 2025 and the portion of fiscal year  
6 2026 beginning on October 1, 2025, and ending  
7 on January 30, 2026” and inserting “through  
8 2026 and the portion of fiscal year 2027 begin-  
9 ning on October 1, 2026, and ending on De-  
10 cember 31, 2026”; and

11 (C) in subclause (IV), by striking “the por-  
12 tion of fiscal year 2026 beginning on January  
13 31, 2026, and ending on September 30, 2026,  
14 and fiscal year 2027” and inserting “the por-  
15 tion of fiscal year 2027 beginning on January  
16 1, 2027, and ending on September 30, 2027,  
17 and fiscal year 2028”; and

18 (3) in subparagraph (D)—

19 (A) in the matter preceding clause (i), by  
20 striking “through 2025 or during the portion of  
21 fiscal year 2026 beginning on October 1, 2025,  
22 and ending on January 30, 2026” and inserting  
23 “through 2026 or during the portion of fiscal  
24 year 2027 beginning on October 1, 2026, and  
25 ending on December 31, 2026”; and

1 (B) in clause (ii), by striking “through  
2 2025 and the portion of fiscal year 2026 begin-  
3 ning on October 1, 2025, and ending on Janu-  
4 ary 30, 2026” and inserting “through 2026 and  
5 the portion of fiscal year 2027 beginning on Oc-  
6 tober 1, 2026, and ending on December 31,  
7 2026”.

8 (b) IMPLEMENTATION.—Notwithstanding any other  
9 provision of law, the Secretary of Health and Human  
10 Services may implement the amendments made by this  
11 section by program instruction or otherwise.

12 **SEC. 6202. EXTENSION OF THE MEDICARE-DEPENDENT**  
13 **HOSPITAL (MDH) PROGRAM.**

14 (a) IN GENERAL.—Section 1886(d)(5)(G) of the So-  
15 cial Security Act (42 U.S.C. 1395ww(d)(5)(G)) is amend-  
16 ed—

17 (1) in clause (i), by striking “January 31,  
18 2026” and inserting “January 1, 2027”; and

19 (2) in clause (ii)(II), by striking “January 31,  
20 2026” and inserting “January 1, 2027”.

21 (b) CONFORMING AMENDMENTS.—

22 (1) IN GENERAL.—Section 1886(b)(3)(D) of  
23 the Social Security Act (42 U.S.C.  
24 1395ww(b)(3)(D)) is amended—

1 (A) in the matter preceding clause (i), by  
2 striking “January 31, 2026” and inserting  
3 “January 1, 2027”; and

4 (B) in clause (iv), by striking “through fis-  
5 cal year 2025 and the portion of fiscal year  
6 2026 beginning on October 1, 2025, and ending  
7 on January 30, 2026” and inserting “through  
8 fiscal year 2026 and the portion of fiscal year  
9 2027 beginning on October 1, 2026, and ending  
10 on December 31, 2026”.

11 (2) PERMITTING HOSPITALS TO DECLINE RE-  
12 CLASSIFICATION.—Section 13501(e)(2) of the Omni-  
13 bus Budget Reconciliation Act of 1993 (42 U.S.C.  
14 1395ww note) is amended by striking “through fis-  
15 cal year 2025, or the portion of fiscal year 2026 be-  
16 ginning on October 1, 2025, and ending on January  
17 30, 2026” and inserting “through fiscal year 2026,  
18 or the portion of fiscal year 2027 beginning on Octo-  
19 ber 1, 2026, and ending on December 31, 2026”.

20 **SEC. 6203. EXTENSION OF ADD-ON PAYMENTS FOR AMBU-**  
21 **LANCE SERVICES.**

22 Section 1834(l) of the Social Security Act (42 U.S.C.  
23 1395m(l)) is amended—

24 (1) in paragraph (12)(A), by striking “January  
25 31, 2026” and inserting “January 1, 2028”; and

1           (2) in paragraph (13), by striking “January 31,  
2           2026” each place it appears and inserting “January  
3           1, 2028” in each such place.

4 **SEC. 6204. EXTENDING INCENTIVE PAYMENTS FOR PAR-**  
5 **TICIPATION IN ELIGIBLE ALTERNATIVE PAY-**  
6 **MENT MODELS.**

7           (a) IN GENERAL.—Section 1833(z) of the Social Se-  
8           curity Act (42 U.S.C. 1395l(z)) is amended—

9           (1) in paragraph (1)(A)—

10                   (A) by inserting “, and during 2028,”  
11                   after “with 2026”; and

12                   (B) by inserting “, or, with respect to  
13                   2028, 3.1 percent” after “1.88 percent”;

14           (2) in paragraph (2)—

15                   (A) in subparagraph (B)—

16                           (i) in the heading, by inserting “AND  
17                           2028” after “2026”; and

18                           (ii) in the matter preceding clause (i),  
19                           by inserting “and 2028” after “2026”;

20                   (B) in subparagraph (C)—

21                           (i) in the heading, by striking “BE-  
22                           GINNING IN 2027” and inserting “2027 AND  
23                           2029 AND SUBSEQUENT YEARS”; and

1 (ii) in the matter preceding clause (i),  
2 by inserting “and 2029” after “2027”;  
3 and  
4 (C) in subparagraph (D), by striking “and  
5 2026” and inserting “2026, and 2028”; and  
6 (3) in paragraph (4)(B), by inserting “, or,  
7 with respect to 2028, 3.1 percent” after “1.88 per-  
8 cent”.

9 (b) CONFORMING AMENDMENTS.—Section  
10 1848(q)(1)(C)(iii) of the Social Security Act (42 U.S.C.  
11 1395w-4(q)(1)(C)(iii)) is amended—

12 (1) in subclause (II), by inserting “and 2028”  
13 after “2026”; and

14 (2) in subclause (III), by inserting “and 2029”  
15 after “2027”.

16 **SEC. 6205. EXTENSION OF FUNDING FOR QUALITY MEAS-**  
17 **URE ENDORSEMENT, INPUT, AND SELECTION.**

18 Section 1890(d)(2) of the Social Security Act (42  
19 U.S.C. 1395aaa(d)(2)) is amended—

20 (1) in the first sentence—

21 (A) by striking “and \$13,300,000” and in-  
22 serting “\$13,300,000”; and

23 (B) by inserting the following before the  
24 period at the end: “, and \$15,100,000 for fiscal  
25 year 2027”; and

1           (2) in the third sentence, by striking “and  
2           2026” and inserting “2026, and 2027”.

3   **SEC. 6206. EXTENSION OF FUNDING OUTREACH AND AS-**  
4                                   **SISTANCE FOR LOW-INCOME PROGRAMS.**

5           (a) STATE HEALTH INSURANCE ASSISTANCE PRO-  
6   GRAMS.—Subsection (a)(1)(B) of section 119 of the Medi-  
7   care Improvements for Patients and Providers Act of 2008  
8   (42 U.S.C. 1395b–3 note) is amended—

9           (1) in clause (xiv), by striking “and” at the  
10          end;

11          (2) in clause (xv), by striking the period at the  
12          end and inserting “; and”; and

13          (3) by inserting after clause (xv) the following  
14          new clause:

15                                   “(xvi) for the period beginning on  
16                                   January 31, 2026, and ending on Decem-  
17                                   ber 31, 2027, \$30,000,000.”.

18          (b) AREA AGENCIES ON AGING.—Subsection  
19   (b)(1)(B) of such section 119 is amended—

20          (1) in clause (xiv), by striking “and” at the  
21          end;

22          (2) in clause (xv), by striking the period at the  
23          end and inserting “; and”; and

24          (3) by inserting after clause (xv) the following  
25          new clause:

1                   “(xvi) for the period beginning on  
2                   January 31, 2026, and ending on Decem-  
3                   ber 31, 2027, \$30,000,000.”.

4           (c) AGING AND DISABILITY RESOURCE CENTERS.—  
5 Subsection (c)(1)(B) of such section 119 is amended—

6           (1) in clause (xiv), by striking “and” at the  
7           end;

8           (2) in clause (xv), by striking the period at the  
9           end and inserting “; and”; and

10           (3) by inserting after clause (xv) the following  
11           new clause:

12                   “(xvi) for the period beginning on  
13                   January 31, 2026, and ending on Decem-  
14                   ber 31, 2027, \$10,000,000.”.

15           (d) COORDINATION OF EFFORTS TO INFORM OLDER  
16 AMERICANS ABOUT BENEFITS AVAILABLE UNDER FED-  
17 ERAL AND STATE PROGRAMS.—Subsection (d)(2) of such  
18 section 119 is amended—

19           (1) in clause (xiv), by striking “and” at the  
20           end;

21           (2) in clause (xv), by striking the period at the  
22           end and inserting “; and”; and

23           (3) by inserting after clause (xv) the following  
24           new clause:

1                   “(xvi) for the period beginning on January  
2                   31, 2026, and ending on December 31, 2027,  
3                   \$30,000,000.”.

4 **SEC. 6207. EXTENSION OF FUNDING FOR MEDICARE HOS-**  
5 **PICE SURVEYS.**

6           Section 3(a)(2) of the IMPACT Act of 2014 (Public  
7 Law 113–185), as amended by section 6205 of division  
8 F of the Continuing Appropriations, Agriculture, Legisla-  
9 tive Branch, Military Construction and Veterans Affairs,  
10 and Extensions Act, 2026 (Public Law 119–37), is  
11 amended—

12           (1) in subparagraph (B), by striking “and” at  
13           the end;

14           (2) in subparagraph (C), by striking the period  
15           at the end and inserting “; and”; and

16           (3) by adding at the end the following new sub-  
17           paragraph:

18                   “(D) \$4,400,000 for the period beginning  
19                   on January 31, 2026, and ending on December  
20                   31, 2026, to remain available until expended.”.

21 **SEC. 6208. EXTENSION OF THE WORK GEOGRAPHIC INDEX**  
22 **FLOOR.**

23           Section 1848(e)(1)(E) of the Social Security Act (42  
24 U.S.C. 1395w–4(e)(1)(E)) is amended by striking “Janu-  
25 ary 31, 2026” and inserting “January 1, 2027”.

1 **SEC. 6209. EXTENSION OF CERTAIN TELEHEALTH FLEXI-**  
2 **BILITIES.**

3 (a) REMOVING GEOGRAPHIC REQUIREMENTS AND  
4 EXPANDING ORIGINATING SITES FOR TELEHEALTH  
5 SERVICES.—Section 1834(m) of the Social Security Act  
6 (42 U.S.C. 1395m(m)) is amended—

7 (1) in paragraph (2)(B)(iii), by striking “end-  
8 ing January 30, 2026” and inserting “ending De-  
9 cember 31, 2027”; and

10 (2) in paragraph (4)(C)(iii), by striking “ending  
11 on January 30, 2026” and inserting “ending on De-  
12 cember 31, 2027”.

13 (b) EXPANDING PRACTITIONERS ELIGIBLE TO FUR-  
14 NISH TELEHEALTH SERVICES.—Section 1834(m)(4)(E)  
15 of the Social Security Act (42 U.S.C. 1395m(m)(4)(E))  
16 is amended by striking “ending on January 30, 2026” and  
17 inserting “ending on December 31, 2027”.

18 (c) EXTENDING TELEHEALTH SERVICES FOR FED-  
19 ERALLY QUALIFIED HEALTH CENTERS AND RURAL  
20 HEALTH CLINICS.—Section 1834(m)(8)(A) of the Social  
21 Security Act (42 U.S.C. 1395m(m)(8)(A)) is amended by  
22 striking “ending on January 30, 2026” and inserting  
23 “ending on December 31, 2027”.

24 (d) DELAYING THE IN-PERSON REQUIREMENTS  
25 UNDER MEDICARE FOR MENTAL HEALTH SERVICES

1 FURNISHED THROUGH TELEHEALTH AND TELE-  
2 COMMUNICATIONS TECHNOLOGY.—

3 (1) DELAY IN REQUIREMENTS FOR MENTAL  
4 HEALTH SERVICES FURNISHED THROUGH TELE-  
5 HEALTH.—Section 1834(m)(7)(B)(i) of the Social  
6 Security Act (42 U.S.C. 1395m(m)(7)(B)(i)) is  
7 amended, in the matter preceding subclause (I), by  
8 striking “on or after January 31, 2026” and insert-  
9 ing “on or after January 1, 2028”.

10 (2) MENTAL HEALTH VISITS FURNISHED BY  
11 RURAL HEALTH CLINICS.—Section 1834(y)(2) of the  
12 Social Security Act (42 U.S.C. 1395m(y)(2)) is  
13 amended by striking “January 31, 2026” and in-  
14 serting “January 1, 2028”.

15 (3) MENTAL HEALTH VISITS FURNISHED BY  
16 FEDERALLY QUALIFIED HEALTH CENTERS.—Section  
17 1834(o)(4)(B) of the Social Security Act (42 U.S.C.  
18 1395m(o)(4)(B)) is amended by striking “January  
19 31, 2026” and inserting “January 1, 2028”.

20 (e) ALLOWING FOR THE FURNISHING OF AUDIO-  
21 ONLY TELEHEALTH SERVICES.—Section 1834(m)(9) of  
22 the Social Security Act (42 U.S.C. 1395m(m)(9)) is  
23 amended by striking “ending on January 30, 2026” and  
24 inserting “ending on December 31, 2027”.

1 (f) EXTENDING USE OF TELEHEALTH TO CONDUCT  
2 FACE-TO-FACE ENCOUNTER PRIOR TO RECERTIFICATION  
3 OF ELIGIBILITY FOR HOSPICE CARE.—

4 (1) IN GENERAL.—Section 1814(a)(7)(D)(i)(II)  
5 of the Social Security Act (42 U.S.C.  
6 1395f(a)(7)(D)(i)(II)) is amended—

7 (A) by striking “ending on January 30,  
8 2026” and inserting “ending on December 31,  
9 2027”; and

10 (B) by inserting “, except that this sub-  
11 clause shall not apply in the case of such an en-  
12 counter with an individual occurring on or after  
13 January 31, 2026, if such individual is located  
14 in an area that is subject to a moratorium on  
15 the enrollment of hospice programs under this  
16 title pursuant to section 1866(j)(7), if such in-  
17 dividual is receiving hospice care from a pro-  
18 vider that is subject to enhanced oversight  
19 under this title pursuant to section 1866(j)(3),  
20 or if such encounter is performed by a hospice  
21 physician or nurse practitioner who is not en-  
22 rolled under section 1866(j) and is not an opt-  
23 out physician or practitioner (as defined in sec-  
24 tion 1802(b)(6)(D))” before the semicolon.

1           (2) REQUIRING USE OF MODIFIER.—Section  
2           1814(a)(7)(D)(i)(II) of the Social Security Act (42  
3           U.S.C. 1395f(a)(7)(D)(i)(II)), as amended by para-  
4           graph (1), is further amended by inserting “, but  
5           only if, in the case of such an encounter occurring  
6           on or after January 1, 2027, any hospice claim in-  
7           cludes 1 or more modifiers or codes (as specified by  
8           the Secretary) to indicate that such encounter was  
9           conducted via telehealth” after “as determined ap-  
10          propriate by the Secretary”.

11          (g) REQUIRING MODIFIERS FOR TELEHEALTH SERV-  
12          ICES IN CERTAIN INSTANCES.—Section 1834(m) of the  
13          Social Security Act (42 U.S.C. 1395m(m)) is amended by  
14          adding at the end the following new paragraph:

15                 “(10) REQUIRED USE OF MODIFIERS IN CER-  
16          TAIN INSTANCES.—Not later than January 1, 2027,  
17          the Secretary shall establish requirements to include  
18          one or more codes or modifiers, as determined ap-  
19          propriate by the Secretary, in the case of—

20                         “(A) claims for telehealth services under  
21                         this subsection that are furnished through a  
22                         telehealth virtual platform—

23                                 “(i) by a physician or practitioner  
24                                 that contracts with an entity that owns  
25                                 such virtual platform; or

1                   “(ii) for which a physician or practi-  
2                   tioner has a payment arrangement with an  
3                   entity for use of such virtual platform; and  
4                   “(B) claims for telehealth services under  
5                   this subsection that are furnished incident to a  
6                   physician’s or practitioner’s professional serv-  
7                   ice.”.

8           (h) IMPLEMENTATION.—Notwithstanding any other  
9           provision of law, the Secretary of Health and Human  
10          Services may implement the amendments made by this  
11          section by program instruction or otherwise.

12   **SEC. 6210. EXTENDING ACUTE HOSPITAL CARE AT HOME**  
13                   **WAIVER FLEXIBILITIES.**

14          (a) IN GENERAL.—Section 1866G(a)(1) of the Social  
15          Security Act (42 U.S.C. 1395cc–7(a)(1)) is amended by  
16          striking “January 30, 2026” and inserting “September  
17          30, 2030”.

18          (b) REQUIRING ADDITIONAL STUDY AND REPORT.—  
19          Section 1866G of the Social Security Act (42 U.S.C.  
20          1395cc–7) is amended—

21                  (1) in subsection (a)(3)(E)—

22                          (A) in clause (ii), by striking “the study  
23                          described in subsection (b)” and inserting “the  
24                          studies described in subsections (b) and (c)”;  
25                          and

1 (B) by adding at the end the following new  
2 flush sentence:

3 “The Secretary may require that such data and  
4 information be submitted through a hospital’s  
5 cost report, through such survey instruments as  
6 the Secretary may develop, through medical  
7 record information, or through such other  
8 means as the Secretary determines appro-  
9 priate.”;

10 (2) in subsection (b)—

11 (A) in the subsection heading, by striking  
12 “STUDY” and inserting “INITIAL STUDY”; and

13 (B) in paragraph (3), by striking “sub-  
14 section” and inserting “section”;

15 (3) by redesignating subsections (c) and (d) as  
16 subsections (d) and (e), respectively;

17 (4) by inserting after subsection (b) the fol-  
18 lowing new subsection:

19 “(c) SUBSEQUENT STUDY AND REPORT.—

20 “(1) IN GENERAL.—Not later than September  
21 30, 2029, the Secretary shall conduct a study to—

22 “(A) analyze, to the extent practicable, the  
23 criteria established by hospitals under the Acute  
24 Hospital Care at Home initiative to determine

1           which individuals may be furnished services  
2           under such initiative; and

3           “(B) analyze and compare (both within  
4           and between hospitals participating in the ini-  
5           tiative, and relative to comparable hospitals  
6           that do not participate in the initiative, for rel-  
7           evant parameters such as diagnosis-related  
8           groups)—

9           “(i) quality of care furnished to indi-  
10          viduals with similar conditions and charac-  
11          teristics in the inpatient setting and  
12          through the Acute Hospital Care at Home  
13          initiative, including health outcomes, hos-  
14          pital readmission rates (including readmis-  
15          sions both within and beyond 30 days post-  
16          discharge), hospital mortality rates, length  
17          of stay, infection rates, composition of care  
18          team (including the types of labor used,  
19          such as contracted labor), the ratio of  
20          nursing staff, transfers from the hospital  
21          to the home, transfers from the home to  
22          the hospital (including the timing, fre-  
23          quency, and causes of such transfers),  
24          transfers and discharges to post-acute care  
25          settings (including the timing, frequency,

1 and causes of such transfers and dis-  
2 charges), and patient and caregiver experi-  
3 ence of care;

4 “(ii) clinical conditions treated and di-  
5 agnosis-related groups of discharges from  
6 inpatient settings relative to discharges  
7 from the Acute Hospital Care at Home ini-  
8 tiative;

9 “(iii) costs incurred by the hospital  
10 for furnishing care in inpatient settings  
11 relative to costs incurred by the hospital  
12 for furnishing care through the Acute Hos-  
13 pital Care at Home initiative, including  
14 costs relating to staffing, equipment, food,  
15 prescriptions, and other services, as deter-  
16 mined by the Secretary;

17 “(iv) the quantity, mix, and intensity  
18 of services (such as in-person visits and  
19 virtual contacts with patients and the in-  
20 tensity of such services) furnished in inpa-  
21 tient settings relative to the Acute Hospital  
22 Care at Home initiative, and, to the extent  
23 practicable, the nature and extent of family  
24 or caregiver involvement;

1                   “(v) socioeconomic information on in-  
2                   dividuals treated in comparable inpatient  
3                   settings relative to the initiative, including  
4                   racial and ethnic data, income, housing,  
5                   geographic proximity to the brick-and-mor-  
6                   tar facility and whether such individuals  
7                   are dually eligible for benefits under this  
8                   title and title XIX; and

9                   “(vi) the quality of care, outcomes,  
10                  costs, quantity and intensity of services,  
11                  and other relevant metrics between individ-  
12                  uals who entered into the Acute Hospital  
13                  Care at Home initiative directly from an  
14                  emergency department compared with indi-  
15                  viduals who entered into the Acute Hos-  
16                  pital Care at Home initiative directly from  
17                  an existing inpatient stay in a hospital.

18                  “(2) SELECTION BIAS.—In conducting the  
19                  study under paragraph (1), the Secretary shall, to  
20                  the extent practicable, analyze and compare individ-  
21                  uals who participate and do not participate in the  
22                  initiative controlling for selection bias or other fac-  
23                  tors that may impact the reliability of data.

1           “(3) REPORT.—Not later than September 30,  
2           2029, the Secretary of Health and Human Services  
3           shall—

4                   “(A) submit to the Committee on Ways  
5                   and Means of the House of Representatives and  
6                   the Committee on Finance of the Senate a re-  
7                   port on the study conducted under paragraph  
8                   (1); and

9                   “(B) make such report publicly available  
10                  on a website of the Centers for Medicare &  
11                  Medicaid Services.

12           “(4) FUNDING.—In addition to amounts other-  
13           wise available, there is appropriated to the Centers  
14           for Medicare & Medicaid Services Program Manage-  
15           ment Account for fiscal year 2026, out of any  
16           amounts in the Treasury not otherwise appropriated,  
17           \$2,500,000, to remain available until expended, for  
18           purposes of carrying out this section.”; and

19           (5) in subsection (e), as redesignated by para-  
20           graph (3), by striking “and (b)(1)” and inserting “,  
21           (b)(1), and (c)(1)”.

22   **SEC. 6211. IN-HOME CARDIOPULMONARY REHABILITATION**  
23                   **FLEXIBILITY.**

24           (a) IN GENERAL.—Section 1861(eee)(2)(A)(ii) of the  
25   Social Security Act (42 U.S.C. 1395x(eee)(2)(A)(ii)) is

1 amended by inserting “(including, with respect to items  
2 and services furnished through audio and video real-time  
3 communications technology (excluding audio-only) on or  
4 after January 31, 2026, and before January 1, 2028, in  
5 the home of an individual who is an outpatient of the hos-  
6 pital)” after “outpatient basis”.

7 (b) IMPLEMENTATION.—Notwithstanding any other  
8 provision of law, the Secretary of Health and Human  
9 Services may implement the amendment made by sub-  
10 section (a) by program instruction or otherwise.

11 **SEC. 6212. ENHANCING CERTAIN PROGRAM INTEGRITY RE-**  
12 **QUIREMENTS FOR DME UNDER MEDICARE.**

13 (a) DURABLE MEDICAL EQUIPMENT.—

14 (1) IN GENERAL.—Section 1834(a) of the So-  
15 cial Security Act (42 U.S.C. 1395m(a)) is amended  
16 by adding at the end the following new paragraph:

17 “(23) MASTER LIST INCLUSION AND CLAIM RE-  
18 VIEW FOR CERTAIN ITEMS.—

19 “(A) MASTER LIST INCLUSION.—Begin-  
20 ning January 1, 2029, for purposes of the Mas-  
21 ter List described in section 414.234(b) of title  
22 42, Code of Federal Regulations (or any suc-  
23 cessor regulation), in determining which items  
24 have aberrant billing patterns (as such term is  
25 used for purposes of such section), the Sec-

1           retary shall also treat an item for which pay-  
2           ment may be made under this subsection as  
3           having such an aberrant billing pattern if the  
4           Secretary determines that, without explanatory  
5           contributing factors (such as furnishing emer-  
6           gent care services), a substantial number of  
7           claims for such items under this subsection are  
8           for such items ordered by a physician or practi-  
9           tioner who has not previously (during a period  
10          of not less than 24 months, as established by  
11          the Secretary) furnished to the individual in-  
12          volved any item or service for which payment  
13          may be made under this title.

14                 “(B) CLAIM REVIEW.—With respect to  
15          items furnished on or after January 1, 2029,  
16          that are included on the Master List pursuant  
17          to subparagraph (A), if such an item is not sub-  
18          ject to a determination of coverage in advance  
19          pursuant to paragraph (15)(C), the Secretary  
20          may conduct prepayment review of claims for  
21          payment for such item.”.

22                 (2) CONFORMING AMENDMENT FOR PROS-  
23          THETIC DEVICES, ORTHOTICS, AND PROSTHETICS.—  
24          Section 1834(h)(3) of the Social Security Act (42  
25          U.S.C. 1395m(h)(3)) is amended by inserting “, and

1 paragraph (23) of subsection (a) shall apply to pros-  
2 thetic devices, orthotics, and prosthetics in the same  
3 manner as such provision applies to items for which  
4 payment may be made under such subsection” be-  
5 fore the period at the end.

6 (b) REPORT ON IDENTIFYING CLINICAL DIAGNOSTIC  
7 LABORATORY TESTS AT HIGH RISK FOR FRAUD AND EF-  
8 FECTIVE MITIGATION MEASURES.—Not later than Janu-  
9 ary 1, 2028, the Inspector General of the Department of  
10 Health and Human Services shall submit to Congress a  
11 report assessing fraud risks relating to clinical diagnostic  
12 laboratory tests for which payment may be made under  
13 section 1834A of the Social Security Act (42 U.S.C.  
14 1395m–1) and effective tools for reducing such fraudulent  
15 claims. The report may include, at the Inspector General’s  
16 discretion—

17 (1) which, if any, clinical diagnostic laboratory  
18 tests are identified as being at high risk of fraudu-  
19 lent claims, and an analysis of the factors that con-  
20 tribute to such risk;

21 (2) with respect to a clinical diagnostic labora-  
22 tory test identified under paragraph (1) as being at  
23 high risk of fraudulent claims—

24 (A) the amount payable under such section  
25 1834A with respect to such test;

1 (B) the number of such tests furnished to  
2 individuals enrolled under part B of title XVIII  
3 of the Social Security Act (42 U.S.C. 1395j et  
4 seq.);

5 (C) whether an order for such a test was  
6 more likely to come from a provider with whom  
7 the individual involved did not have a prior re-  
8 lationship, as determined on the basis of prior  
9 payment experience; and

10 (D) the frequency with which a claim for  
11 payment under such section 1834A included the  
12 payment modifier identified by code 59 or 91;  
13 and

14 (3) suggested strategies for reducing the num-  
15 ber of fraudulent claims made with respect to tests  
16 so identified as being at high risk, including—

17 (A) an analysis of whether the Centers for  
18 Medicare & Medicaid Services can detect aber-  
19 rant billing patterns with respect to such tests  
20 in a timely manner;

21 (B) any strategies for identifying and mon-  
22 itoring the providers who are outliers with re-  
23 spect to the number of such tests that such pro-  
24 viders order; and

1 (C) targeted education efforts to mitigate  
2 improper billing for such tests; and  
3 (4) such other information as the Inspector  
4 General determines appropriate.

5 (c) FUNDING.—In addition to amounts otherwise  
6 available, there is appropriated to the Inspector General  
7 of the Department of Health and Human Services, out  
8 of any money in the Treasury not otherwise appropriated,  
9 \$1,200,000 for fiscal year 2026, to remain available until  
10 expended, to carry out this section.

11 **SEC. 6213. GUIDANCE ON FURNISHING SERVICES VIA TELE-**  
12 **HEALTH TO INDIVIDUALS WITH LIMITED**  
13 **ENGLISH PROFICIENCY.**

14 (a) IN GENERAL.—Not later than 1 year after the  
15 date of enactment of this section, the Secretary of Health  
16 and Human Services, in consultation with 1 or more enti-  
17 ties from each of the categories described in paragraphs  
18 (1) through (7) of subsection (b), shall issue and dissemi-  
19 nate, or update and revise as applicable, guidance for the  
20 entities described in such subsection on the following:

21 (1) Best practices on facilitating and inte-  
22 grating use of interpreters during a telemedicine ap-  
23 pointment.

24 (2) Best practices on providing accessible in-  
25 structions on how to access telecommunications sys-

1       tems (as such term is used for purposes of section  
2       1834(m) of the Social Security Act (42 U.S.C.  
3       1395m(m)) for individuals with limited English pro-  
4       ficiency.

5           (3) Best practices on improving access to dig-  
6       ital patient portals for individuals with limited  
7       English proficiency.

8           (4) Best practices on integrating the use of  
9       video platforms that enable multi-person video calls  
10      furnished via a telecommunications system for pur-  
11      poses of providing interpretation during a telemedi-  
12      cine appointment for an individual with limited  
13      English proficiency.

14          (5) Best practices for providing patient mate-  
15      rials, communications, and instructions in multiple  
16      languages, including text message appointment re-  
17      minders and prescription information.

18      (b) ENTITIES DESCRIBED.—For purposes of sub-  
19      section (a), an entity described in this subsection is an  
20      entity in 1 or more of the following categories:

21          (1) Health information technology service pro-  
22      viders, including—

23              (A) electronic medical record companies;

24              (B) remote patient monitoring companies;

25              and

1 (C) telehealth or mobile health vendors and  
2 companies.

3 (2) Health care providers, including—

4 (A) physicians; and

5 (B) hospitals.

6 (3) Health insurers.

7 (4) Language service companies.

8 (5) Interpreter or translator professional asso-  
9 ciations.

10 (6) Health and language services quality certifi-  
11 cation organizations.

12 (7) Patient and consumer advocates, including  
13 such advocates that work with individuals with lim-  
14 ited English proficiency.

15 **SEC. 6214. INCLUSION OF VIRTUAL DIABETES PREVENTION**  
16 **PROGRAM SUPPLIERS IN MDPP EXPANDED**  
17 **MODEL.**

18 (a) IN GENERAL.—For the period beginning on Jan-  
19 uary 1, 2026, and ending on December 31, 2029—

20 (1) an entity may participate in the MDPP by  
21 offering only MDPP services via distance learning or  
22 online delivery modalities if such entity meets the  
23 conditions for enrollment as an MDPP supplier;

24 (2) if an entity participates in the MDPP in the  
25 manner described in paragraph (1), in the case of

1 online MDPP services furnished by such entity to an  
2 MDPP beneficiary who was not located in the same  
3 State as the entity at the time such services were  
4 furnished, the entity shall not be prohibited from  
5 submitting a claim for payment for such services  
6 solely by reason of the location of such beneficiary  
7 at such time; and

8 (3) no limit is applied on the number of times  
9 an individual may enroll in the MDPP.

10 (b) DEFINITIONS.—In this section:

11 (1) MDPP.—The term “MDPP” means the  
12 Medicare Diabetes Prevention Program (as such  
13 term is defined in section 410.79(b) of title 42, Code  
14 of Federal Regulations).

15 (2) REGULATORY TERMS.—The terms “distance  
16 learning”, “MDPP beneficiary”, “MDPP services”,  
17 “MDPP supplier”, and “online” have the meanings  
18 given such terms in section 410.79(b) of title 42,  
19 Code of Federal Regulations.

20 (3) SECRETARY.—The term “Secretary” means  
21 the Secretary of Health and Human Services.

22 (c) IMPLEMENTATION.—Notwithstanding any other  
23 provision of law, the Secretary may implement this section  
24 by program instruction or otherwise.

1 **SEC. 6215. MEDICATION-INDUCED MOVEMENT DISORDER**  
2 **OUTREACH AND EDUCATION.**

3 Not later than January 1, 2028, the Secretary of  
4 Health and Human Services shall use existing communica-  
5 tions mechanisms to provide education and outreach to  
6 physicians and appropriate non-physician practitioners  
7 participating under the Medicare program under title  
8 XVIII of the Social Security Act (42 U.S.C. 1395 et seq.)  
9 with respect to periodic screening for medication-induced  
10 movement disorders that are associated with the treat-  
11 ment of mental health disorders in at-risk patients, as well  
12 as resources related to clinical guidelines and best prac-  
13 tices for furnishing such screening services through tele-  
14 health. Such education and outreach shall include infor-  
15 mation on how to account for such screening services in  
16 evaluation and management code selection. The Secretary  
17 shall, to the extent practicable, seek input from relevant  
18 stakeholders to inform such education and outreach. Such  
19 education and outreach may also address other relevant  
20 screening services furnished through telehealth, as the  
21 Secretary determines appropriate.

22 **SEC. 6216. REPORT ON WEARABLE MEDICAL DEVICES.**

23 Not later than 18 months after the date of the enact-  
24 ment of this Act, the Comptroller General of the United  
25 States shall conduct a technology assessment of, and sub-  
26 mit to Congress a report on, the capabilities and limita-

1 tions of wearable medical devices used to support clinical  
2 decision-making. Such report shall include a description  
3 of—

4 (1) the potential for such devices to accurately  
5 prescribe treatments;

6 (2) an examination of the benefits and chal-  
7 lenges of artificial intelligence to augment such ca-  
8 pabilities; and

9 (3) policy options to enhance the benefits and  
10 mitigate potential challenges of developing or using  
11 such devices.

12 **SEC. 6217. EXTENSION OF TEMPORARY INCLUSION OF AU-**  
13 **THORIZED ORAL ANTIVIRAL DRUGS AS COV-**  
14 **ERED PART D DRUGS.**

15 Section 1860D–2(e)(1)(C) of the Social Security Act  
16 (42 U.S.C. 1395w–102(e)(1)(C)) is amended by striking  
17 “January 30, 2026” and inserting “December 31, 2026”.

18 **SEC. 6218. EXTENSION OF ADJUSTMENT TO CALCULATION**  
19 **OF HOSPICE CAP AMOUNT UNDER MEDI-**  
20 **CARE.**

21 Section 1814(i)(2)(B) of the Social Security Act (42  
22 U.S.C. 1395f(i)(2)(B)) is amended—

23 (1) in clause (ii), by striking “2033” and in-  
24 serting “2035”; and

1 (2) in clause (iii), by striking “2033” and in-  
2 serting “2035”.

3 **SEC. 6219. ADJUSTMENTS TO MEDICARE PART D COST-**  
4 **SHARING REDUCTIONS FOR LOW-INCOME IN-**  
5 **DIVIDUALS.**

6 Section 1860D–14(a) of the Social Security Act (42  
7 U.S.C. 1395w–114(a)) is amended—

8 (1) in paragraph (1)(D)(ii), by striking “that  
9 does not exceed \$1 for” and all that follows through  
10 the period at the end and inserting “that does not  
11 exceed— “

12 “(I) for a plan year before  
13 2028—

14 “(aa) for a generic drug or a  
15 preferred drug that is a multiple  
16 source drug (as defined in section  
17 1927(k)(7)(A)(i)), \$1 or, if less,  
18 the copayment amount applicable  
19 to an individual under clause  
20 (iii); and

21 “(bb) for any other drug, \$3  
22 or, if less, the copayment amount  
23 applicable to an individual under  
24 clause (iii); and

1 “(II) for plan year 2028 and  
2 each subsequent plan year—  
3 “(aa) for a generic drug, \$0;  
4 “(bb) for a preferred drug  
5 that is a multiple source drug (as  
6 defined in section  
7 1927(k)(7)(A)(i)), the dollar  
8 amount applied under this clause  
9 for such a drug for the preceding  
10 plan year, increased by the an-  
11 nual percentage increase in the  
12 consumer price index (all items;  
13 U.S. city average) as of Sep-  
14 tember of such preceding year,  
15 or, if less, the copayment amount  
16 applicable to an individual under  
17 clause (iii); and  
18 “(cc) for a drug not de-  
19 scribed in either item (aa) or  
20 (bb), the dollar amount applied  
21 under this clause for such a drug  
22 for the preceding plan year, in-  
23 creased in the manner specified  
24 in item (bb), or, if less, the co-

1 payment amount applicable to an  
2 individual under clause (iii).

3 Any amount established under item (bb) or  
4 (cc) of subclause (II), that is based on an  
5 increase of \$1 or \$3, that is not a multiple  
6 of 5 cents or 10 cents, respectively, shall  
7 be rounded to the nearest multiple of 5  
8 cents or 10 cents, respectively.”; and

9 (2) in paragraph (4)(A)(ii), by inserting “(be-  
10 fore 2028)” after “a subsequent year”.

11 **SEC. 6220. REQUIRING ENHANCED AND ACCURATE LISTS**  
12 **OF (REAL) HEALTH PROVIDERS ACT.**

13 (a) IN GENERAL.—Section 1852(c) of the Social Se-  
14 curity Act (42 U.S.C. 1395w–22(c)) is amended—

15 (1) in paragraph (1)(C)—

16 (A) by striking “plan, and any” and insert-  
17 ing “plan, any”; and

18 (B) by inserting the following before the  
19 period: “, and, in the case of a specified MA  
20 plan (as defined in paragraph (3)(C)), for plan  
21 year 2028 and subsequent plan years, the infor-  
22 mation described in paragraph (3)(B)”;

23 (2) by adding at the end the following new  
24 paragraph:

25 “(3) PROVIDER DIRECTORY ACCURACY.—

1           “(A) IN GENERAL.—For plan year 2028  
2           and subsequent plan years, each MA organiza-  
3           tion offering a specified MA plan (as defined in  
4           subparagraph (C)) shall, for each such plan of-  
5           fered by the organization—

6                   “(i) maintain, on a publicly available  
7                   internet website, an accurate provider di-  
8                   rectory that includes the information de-  
9                   scribed in subparagraph (B);

10                   “(ii) not less frequently than once  
11                   every 90 days (or, in the case of a hospital  
12                   or any other facility determined appro-  
13                   priate by the Secretary, at a lesser fre-  
14                   quency specified by the Secretary but in no  
15                   case less frequently than once every 12  
16                   months), verify the provider directory in-  
17                   formation of each provider listed in such  
18                   directory and, if applicable, update such  
19                   information;

20                   “(iii) if the organization is unable to  
21                   verify such information with respect to a  
22                   provider, include in such directory an indi-  
23                   cation that the information of such pro-  
24                   vider may not be up to date; and

1           “(iv) remove a provider from such di-  
2           rectory within 5 business days if the orga-  
3           nization determines that the provider is no  
4           longer a provider participating in the net-  
5           work of such plan.

6           “(B) PROVIDER DIRECTORY INFORMA-  
7           TION.—The information described in this sub-  
8           paragraph is information enrollees may need to  
9           access covered benefits from a provider with  
10          which such organization offering such plan has  
11          an agreement for furnishing items and services  
12          covered under such plan, such as name, spe-  
13          cialty, contact information, primary office or fa-  
14          cility addresses where items or services are fur-  
15          nished, whether the provider is accepting new  
16          patients, accommodations for people with dis-  
17          abilities, cultural and linguistic capabilities, and  
18          telehealth capabilities.

19          “(C) SPECIFIED MA PLAN.—In this para-  
20          graph, the term ‘specified MA plan’ means—

21                 “(i) a network-based plan (as defined  
22                 in subsection (d)(5)(C)); or

23                 “(ii) a Medicare Advantage private  
24                 fee-for-service plan (as defined in section  
25                 1859(b)(2)) that meets the access stand-

1 ards under subsection (d)(4), in whole or  
2 in part, through entering into contracts or  
3 agreements as provided for under subpara-  
4 graph (B) of such subsection.”.

5 (b) ACCOUNTABILITY FOR PROVIDER DIRECTORY  
6 ACCURACY.—

7 (1) COST SHARING FOR SERVICES FURNISHED  
8 BASED ON RELIANCE ON INCORRECT PROVIDER DI-  
9 RECTORY INFORMATION.—Section 1852(d) of the  
10 Social Security Act (42 U.S.C. 1395w–22(d)) is  
11 amended—

12 (A) in paragraph (1)(C)—

13 (i) in clause (ii), by striking “or” at  
14 the end;

15 (ii) in clause (iii), by striking the  
16 semicolon at the end and inserting “, or”;  
17 and

18 (iii) by adding at the end the fol-  
19 lowing new clause:

20 “(iv) for plan year 2028 and subse-  
21 quent plan years, in the case of a specified  
22 MA plan (as defined in subsection  
23 (c)(3)(C)), the services were furnished by a  
24 provider that was not participating in the  
25 network of such plan but was listed in the

1 provider directory of such plan on the date  
2 on which the appointment was made, as  
3 described in paragraph (7)(A);” and  
4 (B) by adding at the end the following new  
5 paragraph:

6 “(7) COST SHARING FOR SERVICES FURNISHED  
7 BASED ON RELIANCE ON INCORRECT PROVIDER DI-  
8 RECTORY INFORMATION.—

9 “(A) IN GENERAL.—For plan year 2028  
10 and subsequent plan years, if an enrollee in a  
11 specified MA plan (as defined in subsection  
12 (c)(3)(C)) is furnished an item or service by a  
13 provider that is not participating in the network  
14 of such plan but is listed in the provider direc-  
15 tory of such plan (as required to be provided to  
16 an enrollee pursuant to subsection (c)(1)(C)) on  
17 the date on which the appointment is made,  
18 and if such item or service would otherwise be  
19 covered under such plan if furnished by a pro-  
20 vider that is participating in the network of  
21 such plan, the MA organization offering such  
22 plan shall ensure that the enrollee is only re-  
23 sponsible for the lesser of—

1           “(i) the amount of cost sharing that  
2           would apply if such provider had been par-  
3           ticipating in the network of such plan; or

4           “(ii) the amount of cost sharing that  
5           would otherwise apply (without regard to  
6           this subparagraph).

7           “(B) NOTIFICATION REQUIREMENT.—For  
8           plan year 2028 and subsequent plan years, each  
9           MA organization that offers a specified MA  
10          plan shall—

11           “(i) notify enrollees of their cost-shar-  
12           ing protections under this paragraph and  
13           make such notifications, to the extent  
14           practicable, by not later than the first day  
15           of an annual, coordinated election period  
16           under section 1851(e)(3) with respect to a  
17           year;

18           “(ii) include information regarding  
19           such cost-sharing protections in the pro-  
20           vider directory of each specified MA plan  
21           offered by the MA organization.; and

22           “(iii) notify enrollees of their cost-  
23           sharing protections under this paragraph  
24           in the first explanation of benefits issued  
25           in a plan year.”.

1           (2) REQUIRED PROVIDER DIRECTORY ACCU-  
2 RACY ANALYSIS AND REPORTS.—

3           (A) IN GENERAL.—Section 1857(e) of the  
4 Social Security Act (42 U.S.C. 1395w–27(e)) is  
5 amended by adding at the end the following  
6 new paragraph:

7           “(6) PROVIDER DIRECTORY ACCURACY ANAL-  
8 YSIS AND REPORTS.—

9           “(A) IN GENERAL.—Beginning with plan  
10 years beginning on or after January 1, 2028,  
11 subject to subparagraph (C), a contract under  
12 this section with an MA organization shall re-  
13 quire the organization, for each specified MA  
14 plan (as defined in section 1852(c)(3)(C)) of-  
15 fered by the organization, to annually do the  
16 following:

17           “(i) Conduct an analysis estimating  
18 the accuracy of the provider directory in-  
19 formation of such plan using a random  
20 sample of providers included in such pro-  
21 vider directory as follows:

22           “(I) Such a random sample shall  
23 include a random sample of each spe-  
24 cialty of providers with a high inaccu-  
25 racy rate of provider directory infor-

1                   mation relative to other specialties of  
2                   providers, as determined by the Sec-  
3                   retary.

4                   “(II) For purposes of subclause  
5                   (I), one type of specialty may be pro-  
6                   viders specializing in mental health or  
7                   substance use disorder treatment.

8                   “(ii) Submit to the Secretary a report  
9                   containing the results of the analysis con-  
10                  ducted under clause (i), including an accu-  
11                  racy score for such provider directory in-  
12                  formation (as determined using a plan  
13                  verification method specified by the Sec-  
14                  retary under subparagraph (B)(i)).

15                  “(B) DETERMINATION OF ACCURACY  
16                  SCORE.—

17                  “(i) IN GENERAL.—The Secretary  
18                  shall specify plan verification methods,  
19                  such as using telephonic verification or  
20                  other approaches using data sources main-  
21                  tained by an MA organization or using  
22                  publicly available data sets, that MA orga-  
23                  nizations may use for estimating accuracy  
24                  scores of the provider directory information

1 of specified MA plans offered by such or-  
2 ganizations.

3 “(ii) ACCURACY SCORE METHOD-  
4 OLOGY.—With respect to each such meth-  
5 od specified by the Secretary as described  
6 in clause (i), the Secretary shall specify a  
7 methodology for MA organizations to use  
8 in estimating such accuracy scores. Each  
9 such methodology shall take into account  
10 the administrative burden on plans and  
11 providers and the relative importance of  
12 certain provider directory information on  
13 enrollee ability to access care.

14 “(C) EXCEPTION.—The Secretary may  
15 waive the requirements of this paragraph in the  
16 case of a specified MA plan with low enrollment  
17 (as defined by the Secretary).

18 “(D) TRANSPARENCY.—Beginning with  
19 plan years beginning on or after January 1,  
20 2029, the Secretary shall post accuracy scores  
21 (as reported under subparagraph (A)(ii)), in a  
22 machine readable file, on an internet website  
23 maintained by the Centers for Medicare & Med-  
24 icaid Services.”.

1           (B) PROVISION OF INFORMATION TO  
2 BENEFICIARIES.—Section 1851(d)(4) of the So-  
3 cial Security Act (42 U.S.C. 1395w–21(d)(4))  
4 is amended by adding at the end the following  
5 new subparagraph:

6           “(F) PROVIDER DIRECTORY.—Beginning  
7 with plan years beginning on or after January  
8 1, 2029, in the case of a specified MA plan (as  
9 defined in section 1852(e)(3)(C)), the accuracy  
10 score of the plan’s provider directory (as re-  
11 ported under section 1857(e)(6)(A)(ii)) listed  
12 prominently on the plan’s provider directory.”.

13           (C) FUNDING.—In addition to amounts  
14 otherwise available, there is appropriated to the  
15 Centers for Medicare & Medicaid Services Pro-  
16 gram Management Account, out of any money  
17 in the Treasury not otherwise appropriated,  
18 \$4,000,000 for fiscal year 2026, to remain  
19 available until expended, to carry out the  
20 amendments made by this paragraph.

21           (3) GAO STUDY AND REPORT.—

22           (A) ANALYSIS.—The Comptroller General  
23 of the United States (in this paragraph referred  
24 to as the “Comptroller General”) shall conduct  
25 a study of the implementation of the amend-

1           ments made by paragraphs (1) and (2). To the  
2           extent data are available and reliable, such  
3           study shall include an analysis of—

4                   (i) the use of cost-sharing protections  
5                   required under section 1852(d)(7)(A) of  
6                   the Social Security Act, as added by para-  
7                   graph (1);

8                   (ii) the trends in provider directory in-  
9                   formation accuracy scores submitted to the  
10                  Secretary of Health and Human Services  
11                  under section 1857(e)(6)(A)(ii) of the So-  
12                  cial Security Act (as added by paragraph  
13                  (2)(A)), both overall and among providers  
14                  specializing in mental health or substance  
15                  use disorder treatment;

16                  (iii) provider response rates by plan  
17                  verification methods;

18                  (iv) administrative costs to providers  
19                  and Medicare Advantage organizations;  
20                  and

21                  (v) other items determined appro-  
22                  priate by the Comptroller General.

23                  (B) REPORT.—Not later than January 15,  
24                  2033, the Comptroller General shall submit to  
25                  Congress a report containing the results of the

1 study conducted under subparagraph (A), to-  
2 gether with recommendations for such legisla-  
3 tion and administrative action as the Comp-  
4 troller General determines appropriate.

5 (c) GUIDANCE ON MAINTAINING ACCURATE PRO-  
6 VIDER DIRECTORIES.—

7 (1) STAKEHOLDER MEETING.—

8 (A) IN GENERAL.—Not later than 6  
9 months after the date of enactment of this Act,  
10 the Secretary of Health and Human Services  
11 (referred to in this subsection as the “Sec-  
12 retary”) shall hold a public meeting to receive  
13 input on approaches for maintaining accurate  
14 provider directories for Medicare Advantage  
15 plans under part C of title XVIII of the Social  
16 Security Act (42 U.S.C. 1395w–21 et seq.), in-  
17 cluding input on approaches for reducing ad-  
18 ministrative burden, such as data standardiza-  
19 tion, and best practices to maintain accurate  
20 provider directory information.

21 (B) PARTICIPANTS.—Participants of the  
22 meeting under subparagraph (A) shall include  
23 representatives from the Centers for Medicare &  
24 Medicaid Services and the Assistant Secretary  
25 for Technology Policy and Office of the Na-

1            tional Coordinator for Health Information  
2            Technology. Such meeting shall be open to the  
3            public. To the extent practicable, the Secretary  
4            shall include health care providers, companies  
5            that specialize in relevant technologies, health  
6            insurers, and patient advocates.

7            (2) GUIDANCE TO MEDICARE ADVANTAGE OR-  
8            GANIZATIONS.—Not later than 18 months after the  
9            date of enactment of this Act, the Secretary shall  
10           issue guidance to Medicare Advantage organizations  
11           offering Medicare Advantage plans under part C of  
12           title XVIII of the Social Security Act (42 U.S.C.  
13           1395w–21 et seq.) on maintaining accurate provider  
14           directories for such plans, taking into consideration  
15           input received during the stakeholder meeting under  
16           paragraph (1). Such guidance may include the fol-  
17           lowing, as determined appropriate by the Secretary:

18                    (A) Best practices for Medicare Advantage  
19                    organizations on how to work with providers to  
20                    maintain the accuracy of provider directories  
21                    and reduce provider and Medicare Advantage  
22                    organization burden with respect to maintaining  
23                    the accuracy of provider directories.

24                    (B) Information on data sets and data  
25                    sources with information that could be used by

1 Medicare Advantage organizations to maintain  
2 accurate provider directories.

3 (C) Approaches for utilizing data sources  
4 maintained by Medicare Advantage organiza-  
5 tions and publicly available data sets to main-  
6 tain accurate provider directories.

7 (D) Information that may be useful to in-  
8 clude in provider directories for Medicare bene-  
9 ficiaries to use in assessing plan networks when  
10 selecting a plan and accessing providers partici-  
11 pating in plan networks during the plan year.

12 (3) GUIDANCE TO PART B PROVIDERS.—Not  
13 later than 12 months after the date of enactment of  
14 this Act, the Secretary shall issue guidance to pro-  
15 viders of services and suppliers who furnish items or  
16 services for which benefits are available under part  
17 B of title XVIII of the Social Security Act (42  
18 U.S.C. 1395j et seq.) on when to update the Na-  
19 tional Plan and Provider Enumeration System (or a  
20 successor system) for information changes.

21 **SEC. 6221. MEDICARE COVERAGE OF MULTI-CANCER EARLY**  
22 **DETECTION SCREENING TESTS.**

23 (a) COVERAGE.—Section 1861 of the Social Security  
24 Act (42 U.S.C. 1395x) is amended—

25 (1) in subsection (s)(2)—

1 (A) by striking the semicolon at the end of  
2 subparagraph (JJ) and inserting “; and”; and

3 (B) by adding at the end the following new  
4 subparagraph:

5 “(KK) multi-cancer early detection screening  
6 tests (as defined in subsection (nnn));”; and

7 (2) by adding at the end the following new sub-  
8 section:

9 “(nnn) MULTI-CANCER EARLY DETECTION SCREEN-  
10 ING TESTS.—

11 “(1) IN GENERAL.—The term ‘multi-cancer  
12 early detection screening test’ means a test fur-  
13 nished to an individual for the concurrent detection  
14 of multiple cancer types across multiple organ sites  
15 on or after January 1, 2029, that—

16 “(A) is cleared under section 510(k), clas-  
17 sified under section 513(f)(2), or approved  
18 under section 515 of the Federal Food, Drug,  
19 and Cosmetic Act;

20 “(B) is—

21 “(i) a genomic sequencing blood or  
22 blood product test that includes the anal-  
23 ysis of cell-free nucleic acids; or

24 “(ii) a test based on samples of bio-  
25 logical material that provide results com-

1           parable to those obtained with a test de-  
2           scribed in clause (i), as determined by the  
3           Secretary; and

4           “(C) the Secretary determines is—

5                 “(i) reasonable and necessary for the  
6                 prevention or early detection of an illness  
7                 or disability; and

8                 “(ii) appropriate for individuals enti-  
9                 tled to benefits under part A or enrolled  
10                under part B.

11           “(2) NCD PROCESS.—In making determina-  
12           tions under paragraph (1)(C) regarding the coverage  
13           of a new test, the Secretary shall use the process for  
14           making national coverage determinations (as defined  
15           in section 1869(f)(1)(B)) under this title.”.

16           (b) PAYMENT AND STANDARDS FOR MULTI-CANCER  
17           EARLY DETECTION SCREENING TESTS.—

18                 (1) IN GENERAL.—Section 1834 of the Social  
19           Security Act (42 U.S.C. 1395m) is amended by add-  
20           ing at the end the following new subsection:

21                 “(aa) PAYMENT AND STANDARDS FOR MULTI-CAN-  
22           CER EARLY DETECTION SCREENING TESTS.—

23                 “(1) PAYMENT AMOUNT.—The payment  
24           amount for a multi-cancer early detection screening  
25           test (as defined in section 1861(nnn)) is—

1           “(A) with respect to such a test furnished  
2 before January 1, 2031, equal to the payment  
3 amount in effect on the date of the enactment  
4 of this subsection for a multi-target stool  
5 screening DNA test covered pursuant to section  
6 1861(pp)(1)(D); and

7           “(B) with respect to such a test furnished  
8 on or after January 1, 2031, equal to the lesser  
9 of—

10                   “(i) the amount described in subpara-  
11 graph (A); or

12                   “(ii) the payment amount determined  
13 for such test under section 1834A.

14           “(2) LIMITATIONS.—

15           “(A) IN GENERAL.—No payment may be  
16 made under this part for a multi-cancer early  
17 detection screening test furnished during a year  
18 to an individual if—

19                   “(i) such individual—

20                           “(I) is under 50 years of age; or

21                           “(II) as of January 1 of such  
22 year, has attained the age specified in  
23 subparagraph (B) for such year; or

24                   “(ii) such a test was furnished to the  
25 individual during the previous 11 months.

1           “(B) AGE SPECIFIED.—For purposes of  
2           subparagraph (A)(i)(II), the age specified in  
3           this subparagraph is—

4                   “(i) for 2029, 65 years of age; and

5                   “(ii) for a succeeding year, the age  
6           specified in this subparagraph for the pre-  
7           ceding year, increased by 1 year.

8           “(C) STANDARDS FOLLOWING USPSTF  
9           RATING OF A OR B.—In the case of a multi-can-  
10          cer early detection screening test that is rec-  
11          ommended with a grade of A or B by the  
12          United States Preventive Services Task Force,  
13          beginning on the date on which coverage for  
14          such test is provided pursuant to section  
15          1861(ddd)(1), the preceding provisions of this  
16          paragraph shall not apply.”.

17          (2) CONFORMING AMENDMENTS.—

18                 (A) Section 1833 of the Social Security  
19          Act (42 U.S.C. 1395l) is amended—

20                         (i) in subsection (a)—

21                                 (I) in paragraph (1)(D)(i)(I), by  
22                                 striking “section 1834(d)(1)” and in-  
23                                 serting “subsection (d)(1) or (aa) of  
24                                 section 1834”; and

1 (II) in paragraph (2)(D)(i)(I), by  
2 striking “section 1834(d)(1)” and in-  
3 sserting “subsection (d)(1) or (aa) of  
4 section 1834”; and

5 (ii) in subsection (h)(1)(A), by strik-  
6 ing “section 1834(d)(1)” and inserting  
7 “subsections (d)(1) and (aa) of section  
8 1834”.

9 (B) Section 1862(a)(1)(A) of the Social  
10 Security Act (42 U.S.C. 1395y(a)(1)(A)) is  
11 amended—

12 (i) by striking “or additional preven-  
13 tive services” and inserting “, additional  
14 preventive services”; and

15 (ii) by inserting “, or multi-cancer  
16 early detection screening tests (as defined  
17 in section 1861(nnn))” after “(as de-  
18 scribed in section 1861(ddd)(1))”.

19 (c) RULE OF CONSTRUCTION RELATING TO OTHER  
20 CANCER SCREENING TESTS.—Nothing in this section, in-  
21 cluding the amendments made by this section, shall be  
22 construed—

23 (1) in the case of an individual who undergoes  
24 a multi-cancer early detection screening test, to af-  
25 fect coverage under part B of title XVIII of the So-

1        cial Security Act for other cancer screening tests  
2        covered under such title, such as screening tests for  
3        breast, cervical, colorectal, lung, or prostate cancer;  
4        or

5            (2) in the case of an individual who undergoes  
6        another cancer screening test, to affect coverage  
7        under such part for a multi-cancer early detection  
8        screening test or the use of such a test as a diag-  
9        nostic or confirmatory test for a result of the other  
10       cancer screening test.

11       (d) FUNDING.—In addition to amounts otherwise  
12       available, there is appropriated to the Centers for Medi-  
13       care & Medicaid Services Program Management Account,  
14       out of any money in the Treasury not otherwise appro-  
15       priated, \$2,000,000 for fiscal year 2026, to remain avail-  
16       able until expended, to carry out this section.

17       **SEC. 6222. MEDICARE COVERAGE OF EXTERNAL INFUSION**  
18                            **PUMPS    AND    NON-SELF-ADMINISTRABLE**  
19                            **HOME INFUSION DRUGS.**

20       (a) IN GENERAL.—Section 1861(n) of the Social Se-  
21       curity Act (42 U.S.C. 1395x(n)) is amended by adding  
22       at the end the following new sentence: “Beginning with  
23       the first calendar quarter beginning on or after the date  
24       that is 1 year after the date of the enactment of this sen-  
25       tence, an external infusion pump and associated home in-

1 fusion drug (as defined in subsection (iii)(3)(C)) or other  
2 associated supplies that do not meet the appropriate for  
3 use in the home requirement applied to the definition of  
4 durable medical equipment under section 414.202 of title  
5 42, Code of Federal Regulations (or any successor to such  
6 regulation) shall be treated as meeting such requirement  
7 if each of the following criteria is satisfied:

8           “(1) The prescribing information approved by  
9           the Food and Drug Administration for the home in-  
10          fusion drug associated with the pump instructs that  
11          the drug should be administered by or under the su-  
12          pervision of a health care professional.

13           “(2) A qualified home infusion therapy supplier  
14          (as defined in subsection (iii)(3)(D)) administers or  
15          supervises the administration of the drug or biologi-  
16          cal in a safe and effective manner in the patient’s  
17          home (as defined in subsection (iii)(3)(B)).

18           “(3) The prescribing information described in  
19          paragraph (1) instructs that the drug should be in-  
20          fused at least 12 times per year—

21                   “(A) intravenously or subcutaneously; or

22                   “(B) at infusion rates that the Secretary  
23          determines would require the use of an external  
24          infusion pump.”.



1 January 1, 2029, in accordance with  
2 clause (i), contract terms and condi-  
3 tions offered by such PDP sponsor  
4 shall be reasonable and relevant ac-  
5 cording to standards established by  
6 the Secretary under subclause (II).

7 “(II) STANDARDS.—Not later  
8 than the first Monday in April of  
9 2028, the Secretary shall establish  
10 standards for reasonable and relevant  
11 contract terms and conditions for pur-  
12 poses of this clause.

13 “(III) REQUEST FOR INFORMA-  
14 TION.—Not later than April 1, 2027,  
15 for purposes of establishing the stand-  
16 ards under subclause (II), the Sec-  
17 retary shall issue a request for infor-  
18 mation to seek input on trends in pre-  
19 scription drug plan and network phar-  
20 macy contract terms and conditions,  
21 current prescription drug plan and  
22 network pharmacy contracting prac-  
23 tices, whether pharmacy reimburse-  
24 ment and dispensing fees paid by  
25 PDP sponsors to network pharmacies

1 sufficiently cover the ingredient and  
2 operational costs of such pharmacies,  
3 the use and application of pharmacy  
4 quality measures by PDP sponsors for  
5 network pharmacies, PDP sponsor re-  
6 strictions or limitations on the dis-  
7 pensing of covered part D drugs by  
8 network pharmacies (or any subsets of  
9 such pharmacies), PDP sponsor au-  
10 diting practices for network phar-  
11 macies, areas in current regulations or  
12 program guidance related to con-  
13 tracting between prescription drug  
14 plans and network pharmacies requir-  
15 ing clarification or additional speci-  
16 ficity, factors for consideration in de-  
17 termining the reasonableness and rel-  
18 evance of contract terms and condi-  
19 tions between prescription drug plans  
20 and network pharmacies, and other  
21 issues as determined appropriate by  
22 the Secretary.”.

23 (b) ESSENTIAL RETAIL PHARMACIES.—Section  
24 1860D–42 of the Social Security Act (42 U.S.C. 1395w–

1 152) is amended by adding at the end the following new  
2 subsection:

3 “(e) ESSENTIAL RETAIL PHARMACIES.—

4 “(1) IN GENERAL.—With respect to plan years  
5 beginning on or after January 1, 2028, the Sec-  
6 retary shall publish reports, at least once every 2  
7 years until 2034, and periodically thereafter, that  
8 provide information, to the extent feasible, on—

9 “(A) trends in ingredient cost reimburse-  
10 ment, dispensing fees, incentive payments and  
11 other fees paid by PDP sponsors offering pre-  
12 scription drug plans and MA organizations of-  
13 fering MA–PD plans under this part to essen-  
14 tial retail pharmacies (as defined in paragraph  
15 (2)) with respect to the dispensing of covered  
16 part D drugs, including a comparison of such  
17 trends between essential retail pharmacies and  
18 pharmacies that are not essential retail phar-  
19 macies;

20 “(B) trends in amounts paid to PDP spon-  
21 sors offering prescription drug plans and MA  
22 organizations offering MA–PD plans under this  
23 part by essential retail pharmacies with respect  
24 to the dispensing of covered part D drugs, in-  
25 cluding a comparison of such trends between

1 essential retail pharmacies and pharmacies that  
2 are not essential retail pharmacies;

3 “(C) trends in essential retail pharmacy  
4 participation in pharmacy networks and pre-  
5 ferred pharmacy networks for prescription drug  
6 plans offered by PDP sponsors and MA–PD  
7 plans offered by MA organizations under this  
8 part, including a comparison of such trends be-  
9 tween essential retail pharmacies and phar-  
10 macies that are not essential retail pharmacies;

11 “(D) trends in the number of essential re-  
12 tail pharmacies, including variation in such  
13 trends by geographic region or other factors;

14 “(E) a comparison of cost-sharing for cov-  
15 ered part D drugs dispensed by essential retail  
16 pharmacies that are network pharmacies for  
17 prescription drug plans offered by PDP spon-  
18 sors and MA–PD plans offered by MA organi-  
19 zations under this part and cost-sharing for  
20 covered part D drugs dispensed by other net-  
21 work pharmacies for such plans located in simi-  
22 lar geographic areas that are not essential retail  
23 pharmacies;

24 “(F) a comparison of the volume of cov-  
25 ered part D drugs dispensed by essential retail

1           pharmacies that are network pharmacies for  
2           prescription drug plans offered by PDP spon-  
3           sors and MA–PD plans offered by MA organi-  
4           zations under this part and such volume of dis-  
5           pensing by network pharmacies for such plans  
6           located in similar geographic areas that are not  
7           essential retail pharmacies, including informa-  
8           tion on any patterns or trends in such compari-  
9           son specific to certain types of covered part D  
10          drugs, such as generic drugs or drugs specified  
11          as specialty drugs by a PDP sponsor under a  
12          prescription drug plan or an MA organization  
13          under an MA–PD plan; and

14                 “(G) a comparison of the information de-  
15                 scribed in subparagraphs (A) through (F) be-  
16                 tween essential retail pharmacies that are net-  
17                 work pharmacies for prescription drug plans of-  
18                 fered by PDP sponsors under this part and es-  
19                 sential retail pharmacies that are network phar-  
20                 macies for MA–PD plans offered by MA organi-  
21                 zations under this part.

22                 “(2) DEFINITION OF ESSENTIAL RETAIL PHAR-  
23                 MACY.—In this subsection, the term ‘essential retail  
24                 pharmacy’ means, with respect to a plan year, a re-  
25                 tail pharmacy that—

1           “(A) is not a pharmacy that is an affiliate  
2 as defined in paragraph (4); and

3           “(B) is located in—

4               “(i) a rural area in which there is no  
5 other retail pharmacy within 10 miles, as  
6 determined by the Secretary;

7               “(ii) a suburban area in which there  
8 is no other retail pharmacy within 2 miles,  
9 as determined by the Secretary; or

10               “(iii) an urban area in which there is  
11 no other retail pharmacy within 1 mile, as  
12 determined by the Secretary.

13           “(3) LIST OF ESSENTIAL RETAIL PHAR-  
14 MACIES.—

15               “(A) PUBLICATION OF LIST OF ESSENTIAL  
16 RETAIL PHARMACIES.—For each plan year (be-  
17 ginning with plan year 2028), the Secretary  
18 shall publish, on a publicly available internet  
19 website of the Centers for Medicare & Medicaid  
20 Services, a list of retail pharmacies that meet  
21 the criteria described in subparagraphs (A) and  
22 (B) of paragraph (2) to be considered an essen-  
23 tial retail pharmacy.

24               “(B) REQUIRED SUBMISSIONS FROM PDP  
25 SPONSORS.—For each plan year (beginning

1 with plan year 2028), each PDP sponsor offer-  
2 ing a prescription drug plan and each MA orga-  
3 nization offering an MA–PD plan shall submit  
4 to the Secretary, for the purposes of deter-  
5 mining retail pharmacies that meet the criterion  
6 specified in subparagraph (A) of paragraph (2),  
7 a list of retail pharmacies that are affiliates of  
8 such sponsor or organization, or are affiliates of  
9 a pharmacy benefit manager acting on behalf of  
10 such sponsor or organization, at a time, and in  
11 a form and manner, specified by the Secretary.

12 “(C) REPORTING BY PDP SPONSORS AND  
13 MA ORGANIZATIONS.—For each plan year be-  
14 ginning with plan year 2027, each PDP sponsor  
15 offering a prescription drug plan and each MA  
16 organization offering an MA–PD plan under  
17 this part shall submit to the Secretary informa-  
18 tion on incentive payments and other fees paid  
19 by such sponsor or organization to pharmacies,  
20 insofar as any such payments or fees are not  
21 otherwise reported, at a time, and in a form  
22 and manner, specified by the Secretary.

23 “(D) IMPLEMENTATION.—Notwithstanding  
24 any other provision of law, the Secretary may

1           implement this paragraph by program instruc-  
2           tion or otherwise.

3           “(E) NONAPPLICATION OF PAPERWORK  
4           REDUCTION ACT.—Chapter 35 of title 44,  
5           United States Code, shall not apply to the im-  
6           plementation of this paragraph.

7           “(4) DEFINITION OF AFFILIATE; PHARMACY  
8           BENEFIT MANAGER.—In this subsection, the terms  
9           ‘affiliate’ and ‘pharmacy benefit manager’ have the  
10          meaning given those terms in section 1860D–  
11          12(h)(7).”.

12          (c) ENFORCEMENT.—

13           (1) IN GENERAL.—Section 1860D–4(b)(1) of  
14          the Social Security Act (42 U.S.C. 1395w–  
15          104(b)(1)) is amended by adding at the end the fol-  
16          lowing new subparagraph:

17           “(F) ENFORCEMENT OF STANDARDS FOR  
18           REASONABLE AND RELEVANT CONTRACT TERMS  
19           AND CONDITIONS.—

20           “(i) ALLEGATION SUBMISSION PROC-  
21           ESS.—

22           “(I) IN GENERAL.—Not later  
23           than January 1, 2029, the Secretary  
24           shall establish a process through  
25           which a pharmacy may submit to the

1 Secretary an allegation of a violation  
2 by a PDP sponsor offering a prescrip-  
3 tion drug plan of the standards for  
4 reasonable and relevant contract  
5 terms and conditions under subpara-  
6 graph (A)(ii), or of subclause (VIII)  
7 of this clause.

8 “(II) FREQUENCY OF SUBMIS-  
9 SION.—

10 “(aa) IN GENERAL.—Except  
11 as provided in item (bb), the alle-  
12 gation submission process under  
13 this clause shall allow pharmacies  
14 to submit any allegations of vio-  
15 lations described in subclause (I)  
16 not more frequently than once  
17 per plan year per contract be-  
18 tween a pharmacy and a PDP  
19 sponsor.

20 “(bb) ALLEGATIONS RELAT-  
21 ING TO CONTRACT MODIFICA-  
22 TIONS.—In the case where a con-  
23 tract between a pharmacy and a  
24 PDP sponsor is modified fol-  
25 lowing the submission of allega-

1 tions by a pharmacy with respect  
2 to such contract and plan year,  
3 the allegation submission process  
4 under this clause shall allow such  
5 pharmacy to submit an additional  
6 allegation related to those modi-  
7 fications with respect to such  
8 contract and plan year.

9 “(III) ACCESS TO RELEVANT  
10 DOCUMENTS AND MATERIALS.—A  
11 PDP sponsor subject to an allegation  
12 under this clause—

13 “(aa) shall provide docu-  
14 ments or materials, as specified  
15 by the Secretary, including con-  
16 tract offers made by such spon-  
17 sor to such pharmacy or cor-  
18 respondence related to such of-  
19 fers, to the Secretary at a time,  
20 and in a form and manner, speci-  
21 fied by the Secretary; and

22 “(bb) shall not prohibit or  
23 otherwise limit the ability of a  
24 pharmacy to submit such docu-  
25 ments or materials to the Sec-

1           retary for the purpose of submit-  
2           ting an allegation or providing  
3           evidence for such an allegation  
4           under this clause.

5           “(IV)   STANDARDIZED   TEM-  
6           PLATE.—The Secretary shall establish  
7           a standardized template for phar-  
8           macies to use for the submission of al-  
9           legations described in subclause (I).  
10          Such template shall require that the  
11          submission include a certification by  
12          the pharmacy that the information in-  
13          cluded is accurate, complete, and true  
14          to the best of the knowledge, informa-  
15          tion, and belief of such pharmacy.

16          “(V)   PREVENTING   FRIVOLOUS  
17          ALLEGATIONS.—In the case where the  
18          Secretary determines that a pharmacy  
19          has submitted frivolous allegations  
20          under this clause on a routine basis,  
21          the Secretary may temporarily pro-  
22          hibit such pharmacy from using the  
23          allegation submission process under  
24          this clause, as determined appropriate  
25          by the Secretary.

1                   “(VI) EXEMPTION FROM FREE-  
2                   DOM OF INFORMATION ACT.—Allega-  
3                   tions submitted under this clause shall  
4                   be exempt from disclosure under sec-  
5                   tion 552 of title 5, United States  
6                   Code.

7                   “(VII) RULE OF CONSTRUC-  
8                   TION.—Nothing in this clause shall be  
9                   construed as limiting the ability of a  
10                  pharmacy to pursue other legal ac-  
11                  tions or remedies, consistent with ap-  
12                  plicable Federal or State law, with re-  
13                  spect to a potential violation of a re-  
14                  quirement described in this subpara-  
15                  graph.

16                  “(VIII) ANTI-RETALIATION AND  
17                  ANTI-COERCION.—Consistent with ap-  
18                  plicable Federal or State law, a PDP  
19                  sponsor shall not—

20                         “(aa) retaliate against a  
21                         pharmacy for submitting any al-  
22                         legations under this clause; or

23                         “(bb) coerce, intimidate,  
24                         threaten, or interfere with the

1 ability of a pharmacy to submit  
2 any such allegations.

3 “(ii) INVESTIGATION.—The Secretary  
4 shall investigate, as determined appro-  
5 priate by the Secretary, allegations sub-  
6 mitted pursuant to clause (i).

7 “(iii) ENFORCEMENT.—

8 “(I) IN GENERAL.—In the case  
9 where the Secretary determines that a  
10 PDP sponsor offering a prescription  
11 drug plan has violated the standards  
12 for reasonable and relevant contract  
13 terms and conditions under subpara-  
14 graph (A)(ii) or the provisions of  
15 clause (i)(VIII) of this subparagraph,  
16 the Secretary may use authorities  
17 under sections 1857(g) and 1860D-  
18 12(b)(3)(E) to impose civil monetary  
19 penalties or other intermediate sanc-  
20 tions.

21 “(II) APPLICATION OF CIVIL  
22 MONETARY PENALTIES.—The provi-  
23 sions of section 1128A (other than  
24 subsections (a) and (b)) shall apply to  
25 a civil monetary penalty under this

1 clause in the same manner as such  
2 provisions apply to a penalty or pro-  
3 ceeding under section 1128A(a).”.

4 (2) CONFORMING AMENDMENT.—Section  
5 1857(g)(1) of the Social Security Act (42 U.S.C.  
6 1395w–27(g)(1)) is amended—

7 (A) in subparagraph (J), by striking “or”  
8 after the semicolon;

9 (B) by redesignating subparagraph (K) as  
10 subparagraph (L);

11 (C) by inserting after subparagraph (J),  
12 the following new subparagraph:

13 “(K) fails to comply with the standards for  
14 reasonable and relevant contract terms and con-  
15 ditions under subparagraph (A)(ii) of section  
16 1860D–4(b)(1) or violates the provisions of  
17 subparagraph (F)(i)(VIII) of such section; or”;

18 (D) in subparagraph (L), as redesignated  
19 by subparagraph (B), by striking “through (J)”  
20 and inserting “through (K)”; and

21 (E) in the flush matter following subpara-  
22 graph (L), as so redesignated, by striking “sub-  
23 paragraphs (A) through (K)” and inserting  
24 “subparagraphs (A) through (L)”.

1 (d) ACCOUNTABILITY OF PHARMACY BENEFIT MAN-  
2 AGERS FOR VIOLATIONS OF REASONABLE AND RELEVANT  
3 CONTRACT TERMS AND CONDITIONS.—

4 (1) IN GENERAL.—Section 1860D–12(b) of the  
5 Social Security Act (42 U.S.C. 1395w–112) is  
6 amended by adding at the end the following new  
7 paragraph:

8 “(9) ACCOUNTABILITY OF PHARMACY BENEFIT  
9 MANAGERS FOR VIOLATIONS OF REASONABLE AND  
10 RELEVANT CONTRACT TERMS AND CONDITIONS.—  
11 For plan years beginning on or after January 1,  
12 2029, each contract entered into with a PDP spon-  
13 sor under this part with respect to a prescription  
14 drug plan offered by such sponsor shall provide that  
15 any pharmacy benefit manager acting on behalf of  
16 such sponsor has a written agreement with the PDP  
17 sponsor under which the pharmacy benefit manager  
18 agrees to reimburse the PDP sponsor for any  
19 amounts paid by such sponsor under section 1860D–  
20 4(b)(1)(F)(iii)(I) to the Secretary as a result of a  
21 violation described in such section if such violation  
22 is related to a responsibility delegated to the phar-  
23 macy benefit manager by such PDP sponsor.”.

24 (2) MA–PD PLANS.—Section 1857(f)(3) of the  
25 Social Security Act (42 U.S.C. 1395w–27(f)(3)) is

1 amended by adding at the end the following new  
2 subparagraph:

3 “(F) ACCOUNTABILITY OF PHARMACY  
4 BENEFIT MANAGERS FOR VIOLATIONS OF REA-  
5 SONABLE AND RELEVANT CONTRACT TERMS.—  
6 For plan years beginning on or after January  
7 1, 2029, section 1860D–12(b)(9).”.

8 (e) BIENNIAL REPORT ON ENFORCEMENT AND  
9 OVERSIGHT OF PHARMACY ACCESS REQUIREMENTS.—  
10 Section 1860D–42 of the Social Security Act (42 U.S.C.  
11 1395w–152), as amended by subsection (b), is amended  
12 by adding at the end the following new subsection:

13 “(f) BIENNIAL REPORT ON ENFORCEMENT AND  
14 OVERSIGHT OF PHARMACY ACCESS REQUIREMENTS.—

15 “(1) IN GENERAL.—Not later than 2 years  
16 after the date of enactment of this subsection, and  
17 at least once every 2 years thereafter, the Secretary  
18 shall publish a report on enforcement and oversight  
19 actions and activities undertaken by the Secretary  
20 with respect to the requirements under section  
21 1860D–4(b)(1).

22 “(2) LIMITATION.—A report under paragraph  
23 (1) shall not disclose—



1 provide that any pharmacy benefit manager acting  
2 on behalf of such sponsor has a written agreement  
3 with the PDP sponsor under which the pharmacy  
4 benefit manager, and any affiliates of such phar-  
5 macy benefit manager, as applicable, agree to meet  
6 the following requirements:

7 “(A) NO INCOME OTHER THAN BONA FIDE  
8 SERVICE FEES.—

9 “(i) IN GENERAL.—The pharmacy  
10 benefit manager and any affiliate of such  
11 pharmacy benefit manager shall not derive  
12 any remuneration with respect to any serv-  
13 ices provided on behalf of any entity or in-  
14 dividual, in connection with the utilization  
15 of covered part D drugs, from any such en-  
16 tity or individual other than bona fide serv-  
17 ice fees, subject to clauses (ii) and (iii).

18 “(ii) INCENTIVE PAYMENTS.—For the  
19 purposes of this subsection, an incentive  
20 payment (as determined by the Secretary)  
21 paid by a PDP sponsor to a pharmacy  
22 benefit manager or an affiliate of a phar-  
23 macy benefit manager that is performing  
24 services on behalf of such sponsor shall be  
25 deemed a ‘bona fide service fee’ (even if

1           such payment does not otherwise meet the  
2           definition of such term under paragraph  
3           (7)(B)) if such payment is a flat dollar  
4           amount, is consistent with fair market  
5           value (as specified by the Secretary), is re-  
6           lated to services actually performed by the  
7           pharmacy benefit manager or affiliate of  
8           such pharmacy benefit manager, on behalf  
9           of the PDP sponsor making such payment,  
10          in connection with the utilization of cov-  
11          ered part D drugs, and meets additional  
12          requirements, if any, as determined appro-  
13          priate by the Secretary.

14                 “(iii) CLARIFICATION ON REBATES  
15                 AND DISCOUNTS USED TO LOWER COSTS  
16                 FOR COVERED PART D DRUGS.—Rebates,  
17                 discounts, and other price concessions re-  
18                 ceived by a pharmacy benefit manager or  
19                 an affiliate of a pharmacy benefit manager  
20                 from manufacturers, even if such price  
21                 concessions are calculated as a percentage  
22                 of a drug’s price, shall not be considered a  
23                 violation of the requirements of clause (i)  
24                 if they are fully passed through to a PDP  
25                 sponsor and are compliant with all regu-

1 latory and subregulatory requirements re-  
2 lated to direct and indirect remuneration  
3 for manufacturer rebates, discounts, and  
4 other price concessions under this part, in-  
5 cluding in cases where a PDP sponsor is  
6 acting as a pharmacy benefit manager on  
7 behalf of a prescription drug plan offered  
8 by such PDP sponsor.

9 “(iv) EVALUATION OF REMUNERATION  
10 ARRANGEMENTS.—Components of subsets  
11 of remuneration arrangements (such as  
12 fees or other forms of compensation paid  
13 to or retained by the pharmacy benefit  
14 manager or affiliate of such pharmacy ben-  
15 efit manager), as determined appropriate  
16 by the Secretary, between pharmacy ben-  
17 efit managers or affiliates of such phar-  
18 macy benefit managers, as applicable, and  
19 other entities involved in the dispensing or  
20 utilization of covered part D drugs (includ-  
21 ing PDP sponsors, manufacturers, phar-  
22 macies, and other entities as determined  
23 appropriate by the Secretary) shall be sub-  
24 ject to review by the Secretary, in con-  
25 sultation with the Office of the Inspector

1 General of the Department of Health and  
2 Human Services, as determined appro-  
3 priate by the Secretary. The Secretary, in  
4 consultation with the Office of the Inspec-  
5 tor General, shall review whether remu-  
6 nation under such arrangements is con-  
7 sistent with fair market value (as specified  
8 by the Secretary) through reviews and as-  
9 sessments of such remuneration, as deter-  
10 mined appropriate.

11 “(v) DISGORGEMENT.—The pharmacy  
12 benefit manager shall disgorge any remu-  
13 nation paid to such pharmacy benefit  
14 manager or an affiliate of such pharmacy  
15 benefit manager in violation of this sub-  
16 paragraph to the PDP sponsor.

17 “(vi) ADDITIONAL REQUIREMENTS.—  
18 The pharmacy benefit manager shall—

19 “(I) enter into a written agree-  
20 ment with any affiliate of such phar-  
21 macy benefit manager, under which  
22 the affiliate shall identify and disgorge  
23 any remuneration described in clause  
24 (v) to the pharmacy benefit manager;  
25 and

1                   “(II) attest, subject to any re-  
2                   quirements determined appropriate by  
3                   the Secretary, that the pharmacy ben-  
4                   efit manager has entered into a writ-  
5                   ten agreement described in subclause  
6                   (I) with any affiliate of the pharmacy  
7                   benefit manager.

8                   “(B) TRANSPARENCY REGARDING GUARAN-  
9                   TEES AND COST PERFORMANCE EVALUA-  
10                  TIONS.—The pharmacy benefit manager shall—

11                   “(i) define, interpret, and apply, in a  
12                   fully transparent and consistent manner  
13                   for purposes of calculating or otherwise  
14                   evaluating pharmacy benefit manager per-  
15                   formance against pricing guarantees or  
16                   similar cost performance measurements re-  
17                   lated to rebates, discounts, price conces-  
18                   sions, or net costs, terms such as—

19                   “(I) ‘generic drug’, in a manner  
20                   consistent with the definition of the  
21                   term under section 423.4 of title 42,  
22                   Code of Federal Regulations, or a suc-  
23                   cessor regulation;

24                   “(II) ‘brand name drug’, in a  
25                   manner consistent with the definition

1 of the term under section 423.4 of  
2 title 42, Code of Federal Regulations,  
3 or a successor regulation;

4 “(III) ‘specialty drug’;

5 “(IV) ‘rebate’; and

6 “(V) ‘discount’;

7 “(ii) identify any drugs, claims, or  
8 price concessions excluded from any pric-  
9 ing guarantee or other cost performance  
10 measure in a clear and consistent manner;  
11 and

12 “(iii) where a pricing guarantee or  
13 other cost performance measure is based  
14 on a pricing benchmark other than the  
15 wholesale acquisition cost (as defined in  
16 section 1847A(e)(6)(B)) of a drug, cal-  
17 culate and provide a wholesale acquisition  
18 cost-based equivalent to the pricing guar-  
19 antee or other cost performance measure.

20 “(C) PROVISION OF INFORMATION.—

21 “(i) IN GENERAL.—Not later than  
22 July 1 of each year, beginning in 2028, the  
23 pharmacy benefit manager shall submit to  
24 the PDP sponsor, and to the Secretary, a  
25 report, in accordance with this subpara-

1 graph, and shall make such report avail-  
2 able to such sponsor at no cost to such  
3 sponsor in a format specified by the Sec-  
4 retary under paragraph (5). Each such re-  
5 port shall include, with respect to such  
6 PDP sponsor and each plan offered by  
7 such sponsor, the following information  
8 with respect to the previous plan year:

9 “(I) A list of all drugs covered by  
10 the plan that were dispensed includ-  
11 ing, with respect to each such drug—

12 “(aa) the brand name, ge-  
13 neric or non-proprietary name,  
14 and National Drug Code;

15 “(bb) the number of plan  
16 enrollees for whom the drug was  
17 dispensed, the total number of  
18 prescription claims for the drug  
19 (including original prescriptions  
20 and refills, counted as separate  
21 claims), and the total number of  
22 dosage units of the drug dis-  
23 pensed;

24 “(cc) the number of pre-  
25 scription claims described in item

1 (bb) by each type of dispensing  
2 channel through which the drug  
3 was dispensed, including retail,  
4 mail order, specialty pharmacy,  
5 long term care pharmacy, home  
6 infusion pharmacy, or other types  
7 of pharmacies or dispensers;

8 “(dd) the average wholesale  
9 acquisition cost, listed as cost per  
10 day’s supply, cost per dosage  
11 unit, and cost per typical course  
12 of treatment (as applicable);

13 “(ee) the average wholesale  
14 price for the drug, listed as price  
15 per day’s supply, price per dos-  
16 age unit, and price per typical  
17 course of treatment (as applica-  
18 ble);

19 “(ff) the total out-of-pocket  
20 spending by plan enrollees on  
21 such drug after application of  
22 any benefits under the plan, in-  
23 cluding plan enrollee spending  
24 through copayments, coinsurance,  
25 and deductibles;

1                   “(gg) total rebates paid by  
2 the manufacturer on the drug as  
3 reported under the Detailed DIR  
4 Report (or any successor report)  
5 submitted by such sponsor to the  
6 Centers for Medicare & Medicaid  
7 Services;

8                   “(hh) all other direct or in-  
9 direct remuneration on the drug  
10 as reported under the Detailed  
11 DIR Report (or any successor re-  
12 port) submitted by such sponsor  
13 to the Centers for Medicare &  
14 Medicaid Services;

15                   “(ii) the average pharmacy  
16 reimbursement amount paid by  
17 the plan for the drug in the ag-  
18 gregate and disaggregated by dis-  
19 pensing channel identified in item  
20 (cc);

21                   “(jj) the average National  
22 Average Drug Acquisition Cost  
23 (NADAC); and

24                   “(kk) total manufacturer-de-  
25 rived revenue, inclusive of bona

1           fide service fees, attributable to  
2           the drug and retained by the  
3           pharmacy benefit manager and  
4           any affiliate of such pharmacy  
5           benefit manager.

6           “(II) In the case of a pharmacy  
7           benefit manager that has an affiliate  
8           that is a retail, mail order, or spe-  
9           cialty pharmacy, with respect to drugs  
10          covered by such plan that were dis-  
11          pensed, the following information:

12                   “(aa) The percentage of  
13                   total prescriptions that were dis-  
14                   pensed by pharmacies that are an  
15                   affiliate of the pharmacy benefit  
16                   manager for each drug.

17                   “(bb) The interquartile  
18                   range of the total combined costs  
19                   paid by the plan and plan enroll-  
20                   ees, per dosage unit, per course  
21                   of treatment, per 30-day supply,  
22                   and per 90-day supply for each  
23                   drug dispensed by pharmacies  
24                   that are not an affiliate of the  
25                   pharmacy benefit manager and

1 that are included in the phar-  
2 macy network of such plan.

3 “(cc) The interquartile  
4 range of the total combined costs  
5 paid by the plan and plan enroll-  
6 ees, per dosage unit, per course  
7 of treatment, per 30-day supply,  
8 and per 90-day supply for each  
9 drug dispensed by pharmacies  
10 that are an affiliate of the phar-  
11 macy benefit manager and that  
12 are included in the pharmacy  
13 network of such plan.

14 “(dd) The lowest total com-  
15 bined cost paid by the plan and  
16 plan enrollees, per dosage unit,  
17 per course of treatment, per 30-  
18 day supply, and per 90-day sup-  
19 ply, for each drug that is avail-  
20 able from any pharmacy included  
21 in the pharmacy network of such  
22 plan.

23 “(ee) The difference between  
24 the average acquisition cost of  
25 the affiliate, such as a pharmacy

1 or other entity that acquires pre-  
2 prescription drugs, that initially ac-  
3 quires the drug and the amount  
4 reported under subclause (I)(jj)  
5 for each drug.

6 “(ff) A list inclusive of the  
7 brand name, generic or non-pro-  
8 prietary name, and National  
9 Drug Code of covered part D  
10 drugs subject to an agreement  
11 with a covered entity under sec-  
12 tion 340B of the Public Health  
13 Service Act for which the phar-  
14 macy benefit manager or an affil-  
15 iate of the pharmacy benefit  
16 manager had a contract or other  
17 arrangement with such a covered  
18 entity in the service area of such  
19 plan.

20 “(III) Where a drug approved  
21 under section 505(c) of the Federal  
22 Food, Drug, and Cosmetic Act (re-  
23 ferred to in this subclause as the ‘list-  
24 ed drug’) is covered by the plan, the  
25 following information:

1           “(aa) A list of currently  
2 marketed generic drugs approved  
3 under section 505(j) of the Fed-  
4 eral Food, Drug, and Cosmetic  
5 Act pursuant to an application  
6 that references such listed drug  
7 that are not covered by the plan,  
8 are covered on the same for-  
9 mulary tier or a formulary tier  
10 typically associated with higher  
11 cost-sharing than the listed drug,  
12 or are subject to utilization man-  
13 agement that the listed drug is  
14 not subject to.

15           “(bb) The estimated average  
16 beneficiary cost-sharing under  
17 the plan for a 30-day supply of  
18 the listed drug.

19           “(cc) Where a generic drug  
20 listed under item (aa) is on a for-  
21 mulary tier typically associated  
22 with higher cost-sharing than the  
23 listed drug, the estimated aver-  
24 age cost-sharing that a bene-  
25 ficiary would have paid for a 30-

1 day supply of each of the generic  
2 drugs described in item (aa), had  
3 the plan provided coverage for  
4 such drugs on the same for-  
5 mulary tier as the listed drug.

6 “(dd) A written justification  
7 for providing more favorable cov-  
8 erage of the listed drug than the  
9 generic drugs described in item  
10 (aa).

11 “(ee) The number of cur-  
12 rently marketed generic drugs  
13 approved under section 505(j) of  
14 the Federal Food, Drug, and  
15 Cosmetic Act pursuant to an ap-  
16 plication that references such  
17 listed drug.

18 “(IV) Where a reference product  
19 (as defined in section 351(i) of the  
20 Public Health Service Act) is covered  
21 by the plan, the following information:

22 “(aa) A list of currently  
23 marketed biosimilar biological  
24 products licensed under section  
25 351(k) of the Public Health

1 Service Act pursuant to an appli-  
2 cation that refers to such ref-  
3 erence product that are not cov-  
4 ered by the plan, are covered on  
5 the same formulary tier or a for-  
6 mulary tier typically associated  
7 with higher cost-sharing than the  
8 reference product, or are subject  
9 to utilization management that  
10 the reference product is not sub-  
11 ject to.

12 “(bb) The estimated average  
13 beneficiary cost-sharing under  
14 the plan for a 30-day supply of  
15 the reference product.

16 “(cc) Where a biosimilar bi-  
17 ological product listed under item  
18 (aa) is on a formulary tier typi-  
19 cally associated with higher cost-  
20 sharing than the reference prod-  
21 uct, the estimated average cost-  
22 sharing that a beneficiary would  
23 have paid for a 30-day supply of  
24 each of the biosimilar biological  
25 products described in item (aa),

1 had the plan provided coverage  
2 for such products on the same  
3 formulary tier as the reference  
4 product.

5 “(dd) A written justification  
6 for providing more favorable cov-  
7 erage of the reference product  
8 than the biosimilar biological  
9 products described in item (aa).

10 “(ee) The number of cur-  
11 rently marketed biosimilar bio-  
12 logical products licensed under  
13 section 351(k) of the Public  
14 Health Service Act, pursuant to  
15 an application that refers to such  
16 reference product.

17 “(V) Total gross spending on  
18 covered part D drugs by the plan, not  
19 net of rebates, fees, discounts, or  
20 other direct or indirect remuneration.

21 “(VI) The total amount retained  
22 by the pharmacy benefit manager or  
23 an affiliate of such pharmacy benefit  
24 manager in revenue related to utiliza-  
25 tion of covered part D drugs under

1 that plan, inclusive of bona fide serv-  
2 ice fees.

3 “(VII) The total spending on cov-  
4 ered part D drugs net of rebates, fees,  
5 discounts, or other direct and indirect  
6 remuneration by the plan.

7 “(VIII) An explanation of any  
8 benefit design parameters under such  
9 plan that encourage plan enrollees to  
10 fill prescriptions at pharmacies that  
11 are an affiliate of such pharmacy ben-  
12 efit manager, such as mail and spe-  
13 cialty home delivery programs, and re-  
14 tail and mail auto-refill programs.

15 “(IX) The following information:

16 “(aa) A list of all brokers,  
17 consultants, advisors, and audi-  
18 tors that receive compensation  
19 from the pharmacy benefit man-  
20 ager or an affiliate of such phar-  
21 macy benefit manager for refer-  
22 rals, consulting, auditing, or  
23 other services offered to PDP  
24 sponsors related to pharmacy  
25 benefit management services.

1                   “(bb) The amount of com-  
2                   pensation provided by such phar-  
3                   macy benefit manager or affiliate  
4                   to each such broker, consultant,  
5                   advisor, and auditor.

6                   “(cc) The methodology for  
7                   calculating the amount of com-  
8                   pensation provided by such phar-  
9                   macy benefit manager or affil-  
10                  iate, for each such broker, con-  
11                  sultant, advisor, and auditor.

12                  “(X) A list of all affiliates of the  
13                  pharmacy benefit manager.

14                  “(XI) A summary document sub-  
15                  mitted in a standardized template de-  
16                  veloped by the Secretary that includes  
17                  such information described in sub-  
18                  clauses (I) through (X).

19                  “(ii) WRITTEN EXPLANATION OF CON-  
20                  TRACTS OR AGREEMENTS WITH MANUFAC-  
21                  TURERS.—

22                  “(I) IN GENERAL.—The phar-  
23                  macy benefit manager shall, not later  
24                  than 30 days after the finalization of  
25                  any contract or agreement between

1 such pharmacy benefit manager or an  
2 affiliate of such pharmacy benefit  
3 manager and a manufacturer (or sub-  
4 sidiary, agent, or entity affiliated with  
5 such manufacturer) that makes re-  
6 bates, discounts, payments, or other  
7 financial incentives related to one or  
8 more covered part D drugs or other  
9 prescription drugs, as applicable, of  
10 the manufacturer directly or indirectly  
11 contingent upon coverage, formulary  
12 placement, or utilization management  
13 conditions on any other covered part  
14 D drugs or other prescription drugs,  
15 as applicable, submit to the PDP  
16 sponsor a written explanation of such  
17 contract or agreement.

18 “(II) REQUIREMENTS.—A writ-  
19 ten explanation under subclause (I)  
20 shall—

21 “(aa) include the manufac-  
22 turer subject to the contract or  
23 agreement, all covered part D  
24 drugs and other prescription  
25 drugs, as applicable, subject to

1 the contract or agreement and  
2 the manufacturers of such drugs,  
3 and a high-level description of  
4 the terms of such contract or  
5 agreement and how such terms  
6 apply to such drugs; and

7 “(bb) be certified by the  
8 Chief Executive Officer, Chief Fi-  
9 nancial Officer, or General Coun-  
10 sel of such pharmacy benefit  
11 manager, or affiliate of such  
12 pharmacy benefit manager, as  
13 applicable, or an individual dele-  
14 gated with the authority to sign  
15 on behalf of one of these officers,  
16 who reports directly to the offi-  
17 cer.

18 “(III) DEFINITION OF OTHER  
19 PRESCRIPTION DRUGS.—For purposes  
20 of this clause, the term ‘other pre-  
21 scription drugs’ means prescription  
22 drugs covered as supplemental bene-  
23 fits under this part or prescription  
24 drugs paid outside of this part.

25 “(D) AUDIT RIGHTS.—

1           “(i) IN GENERAL.—Not less than once  
2           a year, at the request of the PDP sponsor,  
3           the pharmacy benefit manager shall allow  
4           for an audit of the pharmacy benefit man-  
5           ager to ensure compliance with all terms  
6           and conditions under the written agree-  
7           ment described in this paragraph and the  
8           accuracy of information reported under  
9           subparagraph (C).

10           “(ii) AUDITOR.—The PDP sponsor  
11           shall have the right to select an auditor.  
12           The pharmacy benefit manager shall not  
13           impose any limitations on the selection of  
14           such auditor.

15           “(iii) PROVISION OF INFORMATION.—  
16           The pharmacy benefit manager shall make  
17           available to such auditor all records, data,  
18           contracts, and other information necessary  
19           to confirm the accuracy of information re-  
20           ported under subparagraph (C), subject to  
21           reasonable restrictions on how such infor-  
22           mation must be reported to prevent re-  
23           disclosure of such information.

24           “(iv) TIMING.—The pharmacy benefit  
25           manager must provide information under

1 clause (iii) and other information, data,  
2 and records relevant to the audit to such  
3 auditor within 6 months of the initiation of  
4 the audit and respond to requests for addi-  
5 tional information from such auditor with-  
6 in 30 days after the request for additional  
7 information.

8 “(v) INFORMATION FROM AFFILI-  
9 ATES.—The pharmacy benefit manager  
10 shall be responsible for providing to such  
11 auditor information required to be reported  
12 under subparagraph (C) or under clause  
13 (iii) of this subparagraph that is owned or  
14 held by an affiliate of such pharmacy ben-  
15 efit manager.

16 “(2) ENFORCEMENT.—

17 “(A) IN GENERAL.—Each PDP sponsor  
18 shall—

19 “(i) disgorge to the Secretary any  
20 amounts disgorged to the PDP sponsor by  
21 a pharmacy benefit manager under para-  
22 graph (1)(A)(v);

23 “(ii) require, in a written agreement  
24 with any pharmacy benefit manager acting  
25 on behalf of such sponsor or affiliate of

1           such pharmacy benefit manager, that such  
2           pharmacy benefit manager or affiliate re-  
3           imburse the PDP sponsor for any civil  
4           money penalty imposed on the PDP spon-  
5           sor as a result of the failure of the phar-  
6           macy benefit manager or affiliate to meet  
7           the requirements of paragraph (1) that are  
8           applicable to the pharmacy benefit man-  
9           ager or affiliate under the agreement; and  
10           “(iii) require, in a written agreement  
11           with any such pharmacy benefit manager  
12           acting on behalf of such sponsor or affil-  
13           iate of such pharmacy benefit manager,  
14           that such pharmacy benefit manager or af-  
15           filiate be subject to punitive remedies for  
16           breach of contract for failure to comply  
17           with the requirements applicable under  
18           paragraph (1).

19           “(B) REPORTING OF ALLEGED VIOLA-  
20           TIONS.—The Secretary shall make available and  
21           maintain a mechanism for manufacturers, PDP  
22           sponsors, pharmacies, and other entities that  
23           have contractual relationships with pharmacy  
24           benefit managers or affiliates of such pharmacy  
25           benefit managers to report, on a confidential

1 basis, alleged violations of paragraph (1)(A) or  
2 subparagraph (C).

3 “(C) ANTI-RETALIATION AND ANTI-COER-  
4 CION.—Consistent with applicable Federal or  
5 State law, a PDP sponsor shall not—

6 “(i) retaliate against an individual or  
7 entity for reporting an alleged violation  
8 under subparagraph (B); or

9 “(ii) coerce, intimidate, threaten, or  
10 interfere with the ability of an individual  
11 or entity to report any such alleged viola-  
12 tions.

13 “(3) CERTIFICATION OF COMPLIANCE.—

14 “(A) IN GENERAL.—Each PDP sponsor  
15 shall furnish to the Secretary (at a time and in  
16 a manner specified by the Secretary) an annual  
17 certification of compliance with this subsection,  
18 as well as such information as the Secretary de-  
19 termines necessary to carry out this subsection.

20 “(B) IMPLEMENTATION.—Notwithstanding  
21 any other provision of law, the Secretary may  
22 implement this paragraph by program instruc-  
23 tion or otherwise.

24 “(4) RULE OF CONSTRUCTION.—Nothing in  
25 this subsection shall be construed as—

1           “(A) prohibiting flat dispensing fees or re-  
2           imbursement or payment for ingredient costs  
3           (including customary, industry-standard dis-  
4           counts directly related to drug acquisition that  
5           are retained by pharmacies or wholesalers) to  
6           entities that acquire or dispense prescription  
7           drugs; or

8           “(B) modifying regulatory requirements or  
9           sub-regulatory program instruction or guidance  
10          related to pharmacy payment, reimbursement,  
11          or dispensing fees.

12          “(5) STANDARD FORMATS.—

13                 “(A) IN GENERAL.—Not later than June  
14                 1, 2027, the Secretary shall specify standard,  
15                 machine-readable formats for pharmacy benefit  
16                 managers to submit annual reports required  
17                 under paragraph (1)(C)(i).

18                 “(B) IMPLEMENTATION.—Notwithstanding  
19                 any other provision of law, the Secretary may  
20                 implement this paragraph by program instruc-  
21                 tion or otherwise.

22          “(6) CONFIDENTIALITY.—

23                 “(A) IN GENERAL.—Information disclosed  
24                 by a pharmacy benefit manager, an affiliate of  
25                 a pharmacy benefit manager, a PDP sponsor,

1 or a pharmacy under this subsection that is not  
2 otherwise publicly available or available for pur-  
3 chase shall not be disclosed by the Secretary or  
4 a PDP sponsor receiving the information, ex-  
5 cept that the Secretary may disclose the infor-  
6 mation for the following purposes:

7 “(i) As the Secretary determines nec-  
8 essary to carry out this part.

9 “(ii) To permit the Comptroller Gen-  
10 eral to review the information provided.

11 “(iii) To permit the Director of the  
12 Congressional Budget Office to review the  
13 information provided.

14 “(iv) To permit the Executive Direc-  
15 tor of the Medicare Payment Advisory  
16 Commission to review the information pro-  
17 vided.

18 “(v) To the Attorney General for the  
19 purposes of conducting oversight and en-  
20 forcement under this title.

21 “(vi) To the Inspector General of the  
22 Department of Health and Human Serv-  
23 ices in accordance with its authorities  
24 under the Inspector General Act of 1978

1 (section 406 of title 5, United States  
2 Code), and other applicable statutes.

3 “(B) RESTRICTION ON USE OF INFORMA-  
4 TION.—The Secretary, the Comptroller General,  
5 the Director of the Congressional Budget Of-  
6 fice, and the Executive Director of the Medicare  
7 Payment Advisory Commission shall not report  
8 on or disclose information disclosed pursuant to  
9 subparagraph (A) to the public in a manner  
10 that would identify—

11 “(i) a specific pharmacy benefit man-  
12 ager, affiliate, pharmacy, manufacturer,  
13 wholesaler, PDP sponsor, or plan; or

14 “(ii) contract prices, rebates, dis-  
15 counts, or other remuneration for specific  
16 drugs in a manner that may allow the  
17 identification of specific contracting parties  
18 or of such specific drugs.

19 “(7) DEFINITIONS.—For purposes of this sub-  
20 section:

21 “(A) AFFILIATE.—The term ‘affiliate’  
22 means, with respect to any pharmacy benefit  
23 manager or PDP sponsor, any entity that, di-  
24 rectly or indirectly—

1                   “(i) owns or is owned by, controls or  
2                   is controlled by, or is otherwise related in  
3                   any ownership structure to such pharmacy  
4                   benefit manager or PDP sponsor; or

5                   “(ii) acts as a contractor, principal, or  
6                   agent to such pharmacy benefit manager  
7                   or PDP sponsor, insofar as such con-  
8                   tractor, principal, or agent performs any of  
9                   the functions described under subpara-  
10                  graph (C).

11                  “(B) BONA FIDE SERVICE FEE.—The term  
12                  ‘bona fide service fee’ means a fee that is reflec-  
13                  tive of the fair market value (as specified by the  
14                  Secretary, through notice and comment rule-  
15                  making) for a bona fide, itemized service actu-  
16                  ally performed on behalf of an entity, that the  
17                  entity would otherwise perform (or contract for)  
18                  in the absence of the service arrangement and  
19                  that is not passed on in whole or in part to a  
20                  client or customer, whether or not the entity  
21                  takes title to the drug. Such fee must be a flat  
22                  dollar amount and shall not be directly or indi-  
23                  rectly based on, or contingent upon—

1           “(i) drug price, such as wholesale ac-  
2           quisition cost or drug benchmark price  
3           (such as average wholesale price);

4           “(ii) the amount of discounts, rebates,  
5           fees, or other direct or indirect remunera-  
6           tion with respect to covered part D drugs  
7           dispensed to enrollees in a prescription  
8           drug plan, except as permitted pursuant to  
9           paragraph (1)(A)(ii);

10           “(iii) coverage or formulary placement  
11           decisions or the volume or value of any re-  
12           ferrals or business generated between the  
13           parties to the arrangement; or

14           “(iv) any other amounts or meth-  
15           odologies prohibited by the Secretary.

16           “(C) PHARMACY BENEFIT MANAGER.—The  
17           term ‘pharmacy benefit manager’ means any  
18           person or entity that, either directly or through  
19           an intermediary, acts as a price negotiator or  
20           group purchaser on behalf of a PDP sponsor or  
21           prescription drug plan, or manages the pre-  
22           scription drug benefits provided by such spon-  
23           sor or plan, including the processing and pay-  
24           ment of claims for prescription drugs, the per-  
25           formance of drug utilization review, the proc-

1           essing of drug prior authorization requests, the  
2           adjudication of appeals or grievances related to  
3           the prescription drug benefit, contracting with  
4           network pharmacies, controlling the cost of cov-  
5           ered part D drugs, or the provision of related  
6           services. Such term includes any person or enti-  
7           ty that carries out one or more of the activities  
8           described in the preceding sentence, irrespective  
9           of whether such person or entity calls itself a  
10          ‘pharmacy benefit manager’.”.

11          (2) MA–PD PLANS.—Section 1857(f)(3) of the  
12          Social Security Act (42 U.S.C. 1395w–27(f)(3)), as  
13          amended by section 6223(d)(2), is amended by add-  
14          ing at the end the following new subparagraph:

15                 “(G) REQUIREMENTS RELATING TO PHAR-  
16                 MACY BENEFIT MANAGERS.—For plan years be-  
17                 ginning on or after January 1, 2028, section  
18                 1860D–12(h).”.

19          (3) NONAPPLICATION OF PAPERWORK REDUC-  
20          TION ACT.—Chapter 35 of title 44, United States  
21          Code, shall not apply to the implementation of this  
22          subsection.

23          (4) FUNDING.—

24                 (A) SECRETARY.—In addition to amounts  
25                 otherwise available, there is appropriated to the

1           Centers for Medicare & Medicaid Services Pro-  
2           gram Management Account, out of any money  
3           in the Treasury not otherwise appropriated,  
4           \$113,000,000 for fiscal year 2026, to remain  
5           available until expended, to carry out this sub-  
6           section.

7           (B) OIG.—In addition to amounts other-  
8           wise available, there is appropriated to the In-  
9           specter General of the Department of Health  
10          and Human Services, out of any money in the  
11          Treasury not otherwise appropriated,  
12          \$20,000,000 for fiscal year 2026, to remain  
13          available until expended, to carry out this sub-  
14          section.

15          (b) GAO STUDY AND REPORT ON PRICE-RELATED  
16          COMPENSATION ACROSS THE SUPPLY CHAIN.—

17               (1) STUDY.—The Comptroller General of the  
18          United States (in this subsection referred to as the  
19          “Comptroller General”) shall conduct a study de-  
20          scribing the use of compensation and payment struc-  
21          tures related to a prescription drug’s price within  
22          the retail prescription drug supply chain in part D  
23          of title XVIII of the Social Security Act (42 U.S.C.  
24          1395w–101 et seq.). Such study shall summarize in-  
25          formation from Federal agencies and industry ex-

1       perts, to the extent available, with respect to the fol-  
2       lowing:

3               (A) The type, magnitude, other features  
4               (such as the pricing benchmarks used), and  
5               prevalence of compensation and payment struc-  
6               tures related to a prescription drug's price,  
7               such as calculating fee amounts as a percentage  
8               of a prescription drug's price, between inter-  
9               mediaries in the prescription drug supply chain,  
10              including—

11                      (i) pharmacy benefit managers;

12                      (ii) PDP sponsors offering prescrip-  
13                      tion drug plans and Medicare Advantage  
14                      organizations offering MA–PD plans;

15                      (iii) drug wholesalers;

16                      (iv) pharmacies;

17                      (v) manufacturers;

18                      (vi) pharmacy services administrative  
19                      organizations;

20                      (vii) brokers, auditors, consultants,  
21                      and other entities that—

22                      (I) advise PDP sponsors offering  
23                      prescription drug plans and Medicare  
24                      Advantage organizations offering MA–

1 PD plans regarding pharmacy bene-  
2 fits; or

3 (II) review PDP sponsor and  
4 Medicare Advantage organization con-  
5 tracts with pharmacy benefit man-  
6 agers; and

7 (viii) other service providers that con-  
8 tract with any of the entities described in  
9 clauses (i) through (vii) that may use  
10 price-related compensation and payment  
11 structures, such as rebate aggregators (or  
12 other entities that negotiate or process  
13 price concessions on behalf of pharmacy  
14 benefit managers, plan sponsors, or phar-  
15 macies).

16 (B) The primary business models and com-  
17 pensation structures for each category of inter-  
18 mediary described in subparagraph (A).

19 (C) Variation in price-related compensation  
20 structures between affiliated entities (such as  
21 entities with common ownership, either full or  
22 partial, and subsidiary relationships) and unaf-  
23 filiated entities.

24 (D) Potential conflicts of interest among  
25 contracting entities related to the use of pre-

1            prescription drug price-related compensation struc-  
2            tures, such as the potential for fees or other  
3            payments set as a percentage of a prescription  
4            drug's price to advantage formulary selection,  
5            distribution, or purchasing of prescription drugs  
6            with higher prices.

7            (E) Notable differences, if any, in the use  
8            and level of price-based compensation struc-  
9            tures over time and between different market  
10           segments, such as under part D of title XVIII  
11           of the Social Security Act (42 U.S.C. 1395w-  
12           101 et seq.) and the Medicaid program under  
13           title XIX of such Act (42 U.S.C. 1396 et seq.).

14           (F) The effects of drug price-related com-  
15           pensation structures and alternative compensa-  
16           tion structures on Federal health care programs  
17           and program beneficiaries, including with re-  
18           spect to cost-sharing, premiums, Federal out-  
19           lays, biosimilar and generic drug adoption and  
20           utilization, drug shortage risks, and the poten-  
21           tial for fees set as a percentage of a drug's  
22           price to advantage the formulary selection, dis-  
23           tribution, or purchasing of drugs with higher  
24           prices.

1 (G) Other issues determined to be relevant  
2 and appropriate by the Comptroller General.

3 (2) REPORT.—Not later than 2 years after the  
4 date of enactment of this section, the Comptroller  
5 General shall submit to Congress a report containing  
6 the results of the study conducted under paragraph  
7 (1), together with recommendations for such legisla-  
8 tion and administrative action as the Comptroller  
9 General determines appropriate.

10 (c) MEDPAC REPORTS ON AGREEMENTS WITH  
11 PHARMACY BENEFIT MANAGERS WITH RESPECT TO PRE-  
12 SCRIPTIION DRUG PLANS AND MA-PD PLANS.—

13 (1) IN GENERAL.—The Medicare Payment Ad-  
14 visory Commission shall submit to Congress the fol-  
15 lowing reports:

16 (A) INITIAL REPORT.—Not later than the  
17 first March 15 occurring after the date that is  
18 2 years after the date on which the Secretary  
19 makes the data available to the Commission, a  
20 report regarding agreements with pharmacy  
21 benefit managers with respect to prescription  
22 drug plans and MA–PD plans. Such report  
23 shall include, to the extent practicable—

24 (i) a description of trends and pat-  
25 terns, including relevant averages, totals,

1 and other figures for the types of informa-  
2 tion submitted;

3 (ii) an analysis of any differences in  
4 agreements and their effects on plan en-  
5 rollee out-of-pocket spending and average  
6 pharmacy reimbursement, and other im-  
7 pacts; and

8 (iii) any recommendations the Com-  
9 mission determines appropriate.

10 (B) FINAL REPORT.—Not later than 2  
11 years after the date on which the Commission  
12 submits the initial report under subparagraph  
13 (A), a report describing any changes with re-  
14 spect to the information described in subpara-  
15 graph (A) over time, together with any rec-  
16 ommendations the Commission determines ap-  
17 propriate.

18 (2) FUNDING.—In addition to amounts other-  
19 wise available, there is appropriated to the Medicare  
20 Payment Advisory Commission, out of any money in  
21 the Treasury not otherwise appropriated,  
22 \$1,000,000 for fiscal year 2026, to remain available  
23 until expended, to carry out this subsection.

1 **SEC. 6225. REQUIRING A SEPARATE IDENTIFICATION NUM-**  
2 **BER AND AN ATTESTATION FOR EACH OFF-**  
3 **CAMPUS OUTPATIENT DEPARTMENT OF A**  
4 **PROVIDER.**

5 (a) IN GENERAL.—Section 1833(t) of the Social Se-  
6 curity Act (42 U.S.C. 1395l(t)) is amended by adding at  
7 the end the following new paragraph:

8 “(23) USE OF UNIQUE HEALTH IDENTIFIERS;  
9 ATTESTATION.—

10 “(A) IN GENERAL.—No payment may be  
11 made under this subsection (or under an appli-  
12 cable payment system pursuant to paragraph  
13 (21)) for items and services furnished on or  
14 after January 1, 2028, by an off-campus out-  
15 patient department of a provider (as defined in  
16 subparagraph (C)) unless—

17 “(i) such department has obtained,  
18 and such items and services are billed  
19 under, a National Provider Identifier that  
20 is separate from such identifier for such  
21 provider;

22 “(ii) such provider has submitted to  
23 the Secretary, during the 2-year period  
24 ending on the date such items and services  
25 are so furnished, an initial provider-based  
26 status attestation that such department is

1 compliant with the requirements described  
2 in section 413.65 of title 42, Code of Fed-  
3 eral Regulations (or a successor regula-  
4 tion), which, until the Secretary establishes  
5 the process described in subparagraph (B),  
6 may include an attestation submitted in  
7 accordance with paragraph (b)(3) of such  
8 section (as in effect on the date of enact-  
9 ment of this paragraph); and

10 “(iii) after such provider has sub-  
11 mitted an attestation under clause (ii),  
12 such provider has submitted a subsequent  
13 attestation within the timeframe specified  
14 by the Secretary.

15 “(B) PROCESS FOR SUBMISSION AND RE-  
16 VIEW.—

17 “(i) IN GENERAL.—The Secretary  
18 shall, through notice and comment rule-  
19 making, establish a process for each pro-  
20 vider with an off-campus outpatient de-  
21 partment of a provider to submit an initial  
22 and subsequent attestation pursuant to  
23 clauses (ii) and (iii), respectively, of sub-  
24 paragraph (A), and for the Secretary to re-  
25 view each such attestation and determine,

1 through site visits, remote audits, or other  
2 means (as determined appropriate by the  
3 Secretary), whether such department is  
4 compliant with the requirements described  
5 in such subparagraph.

6 “(ii) FUNDING.—In addition to  
7 amounts otherwise available, there is ap-  
8 propriated to the Centers for Medicare &  
9 Medicaid Services Program Management  
10 Account for fiscal year 2026, out of any  
11 amounts in the Treasury not otherwise ap-  
12 propriated, \$20,000,000, to remain avail-  
13 able until expended, for purposes of car-  
14 rying out this subparagraph.

15 “(C) OFF-CAMPUS OUTPATIENT DEPART-  
16 MENT OF A PROVIDER DEFINED.—For purposes  
17 of this paragraph, the term ‘off-campus out-  
18 patient department of a provider’ means a de-  
19 partment of a provider (as defined in section  
20 413.65 of title 42, Code of Federal Regulations,  
21 or any successor regulation) that is not lo-  
22 cated—

23 “(i) on the campus (as defined in such  
24 section) of such provider; or

1                   “(ii) within the distance (described in  
2                   such definition of campus) from a remote  
3                   location of a hospital facility (as defined in  
4                   such section).”.

5           (b) HHS OIG ANALYSIS.—Not later than January  
6 1, 2030, the Inspector General of the Department of  
7 Health and Human Services shall submit to Congress—

8                   (1) an analysis of the process established by the  
9                   Secretary of Health and Human Services to conduct  
10                  the reviews and determinations described in section  
11                  1833(t)(23)(B) of the Social Security Act, as added  
12                  by subsection (a) of this section; and

13                  (2) recommendations based on such analysis, as  
14                  the Inspector General determines appropriate.

15 **SEC. 6226. REVISING PHASE-IN OF MEDICARE CLINICAL**  
16 **LABORATORY TEST PAYMENT CHANGES.**

17           (a) REVISED PHASE-IN OF REDUCTIONS FROM PRI-  
18 VATE PAYOR RATE IMPLEMENTATION.—Section  
19 1834A(b)(3) of the Social Security Act (42 U.S.C.  
20 1395m–1(b)(3)) is amended—

21                   (1) in subparagraph (A), by striking “2028”  
22                   and inserting “2029”; and

23                   (2) in subparagraph (B)—

24                           (A) in clause (ii), by striking “2025 and  
25                           for the period beginning on January 1, 2026,

1 and ending on January 30, 2026” and inserting  
2 “2026”; and

3 (B) in clause (iii), by striking “the period  
4 beginning on January 31, 2026, and ending on  
5 December 31, 2026, and for each of 2027 and  
6 2028” and inserting “each of 2027 through  
7 2029”.

8 (b) REVISED DATA COLLECTION PERIOD FOR RE-  
9 PORTING OF PRIVATE SECTOR PAYMENT RATES FOR ES-  
10 TABLISHMENT OF MEDICARE PAYMENT RATES.—Section  
11 1834A(a)(4)(B) of the Social Security Act (42 U.S.C.  
12 1395m–1(a)(4)(B)) is amended by striking “2019” each  
13 place it appears and inserting “2025” in each such place.

14 (c) REVISED REPORTING PERIOD FOR REPORTING  
15 OF PRIVATE SECTOR PAYMENT RATES FOR ESTABLISH-  
16 MENT OF MEDICARE PAYMENT RATES.—Section  
17 1834A(a)(1)(B) of the Social Security Act (42 U.S.C.  
18 1395m–1(a)(1)(B)) is amended—

19 (1) in clause (i), by striking “January 31” and  
20 inserting “April 30”; and

21 (2) in clause (ii), by striking “February 1,  
22 2026, and ending April 30, 2026” and inserting  
23 “May 1, 2026, and ending July 31, 2026”.

24 (d) IMPLEMENTATION.—Notwithstanding any other  
25 provision of law, the Secretary of Health and Human

1 Services may implement the amendments made by this  
2 section by program instruction or otherwise.

3 **SEC. 6227. MEDICARE SEQUESTRATION.**

4 Section 251A(6) of the Balanced Budget and Emer-  
5 gency Deficit Control Act of 1985 (2 U.S.C. 901a(6)) is  
6 amended—

7 (1) in subparagraph (D), by striking “such  
8 that,” and all that follows and inserting “such that  
9 the payment reduction shall be 2.0 percent for such  
10 fiscal year.”; and

11 (2) by adding at the end the following:

12 “(F) On the date on which the President sub-  
13 mits the budget under section 1105 of title 31,  
14 United States Code, for fiscal year 2033, the Presi-  
15 dent shall order a sequestration of payments for the  
16 Medicare programs specified in section 256(d), effec-  
17 tive upon issuance, such that, notwithstanding the 2  
18 percent limit specified in subparagraph (A) for such  
19 payments—

20 “(i) with respect to the first 5 months in  
21 which such order is effective for such fiscal  
22 year, the payment reduction shall be 2.0 per-  
23 cent; and

24 “(ii) with respect to the last 7 months in  
25 which such order is effective for such fiscal

1           year, the payment reduction shall be 0 per-  
2           cent.”.

3 **SEC. 6228. MEDICARE IMPROVEMENT FUND.**

4           Section 1898(b)(1) of the Social Security Act (42  
5 U.S.C. 1395iii(b)(1)) is amended by striking  
6 “\$1,403,000,000” and inserting “\$2,062,000,000”.

7 **TITLE III—HUMAN SERVICES**

8 **SEC. 6301. SEXUAL RISK AVOIDANCE EDUCATION EXTEN-**  
9 **SION.**

10          Section 510 of the Social Security Act (42 U.S.C.  
11 710) is amended—

12           (1) in subsection (a)—

13               (A) in paragraph (1)—

14                   (i) by striking “2025, and for the pe-  
15                   riod beginning on October 1, 2025, and  
16                   ending on January 30, 2026” and insert-  
17                   ing “2026, and for the period beginning on  
18                   October 1, 2026, and ending on December  
19                   31, 2026”; and

20                   (ii) by striking “fiscal year 2026” and  
21                   inserting “fiscal year 2027”; and

22               (B) in paragraph (2)—

23                   (i) in subparagraph (A)—

24                       (I) by striking “through 2025”  
25                       and inserting “through 2026”; and

1 (II) by striking “fiscal year  
2 2026” each place it appears and in-  
3 serting “fiscal year 2027”; and

4 (ii) in subparagraph (B)(i), by strik-  
5 ing “2026” and inserting “2027”; and

6 (2) in subsection (f)(1) by striking “2025, and  
7 for the period beginning on October 1, 2025, and  
8 ending on January 30, 2026, an amount equal to  
9 the pro rata portion of the amount appropriated for  
10 the corresponding period for fiscal year 2025” and  
11 inserting “2026, and for the period beginning on Oc-  
12 tober 1, 2026, and ending on December 31, 2026,  
13 an amount equal to the pro rata portion of the  
14 amount appropriated for the corresponding period  
15 for fiscal year 2026”.

16 **SEC. 6302. PERSONAL RESPONSIBILITY EDUCATION EXTEN-**  
17 **SION.**

18 Section 513 of the Social Security Act (42 U.S.C.  
19 713) is amended—

20 (1) in subsection (a)(1)—

21 (A) in subparagraph (A), in the matter  
22 preceding clause (i), by striking “2025, and for  
23 the period beginning on October 1, 2025, and  
24 ending on January 30, 2026” and inserting  
25 “2026, and for the period beginning on October

1 1, 2026, and ending on December 31, 2026”;  
2 and

3 (B) in subparagraph (B)(i), by striking  
4 “fiscal years 2024 and 2025, and for the period  
5 beginning on October 1, 2025, and ending on  
6 January 30, 2026” and inserting “fiscal years  
7 2025 and 2026, and for the period beginning  
8 on October 1, 2026, and ending on December  
9 31, 2026”;

10 (2) in subsection (c)(3), by striking “2026” and  
11 inserting “2027”; and

12 (3) in subsection (f), by striking “2025, and for  
13 the period beginning on October 1, 2025, and ending  
14 on January 30, 2026, an amount equal to the pro  
15 rata portion of the amount appropriated for the cor-  
16 responding period for fiscal year 2025” and insert-  
17 ing “2026, and for the period beginning on October  
18 1, 2026, and ending on December 31, 2026, an  
19 amount equal to the pro rata portion of the amount  
20 appropriated for the corresponding period for fiscal  
21 year 2026”.

22 **SEC. 6303. EXTENSION OF FUNDING FOR FAMILY-TO-FAM-**  
23 **ILY HEALTH INFORMATION CENTERS.**

24 Section 501(c)(1)(A) of the Social Security Act (42  
25 U.S.C. 701(c)(1)(A)) is amended—

1           (1) in clause (viii), by striking “for fiscal year  
2           2025” and inserting “for each of fiscal years 2025  
3           and 2026”; and

4           (2) in clause (ix), by striking “October 1, 2025,  
5           and ending on January 30, 2026, an amount equal  
6           to the pro rata portion of the amount appropriated  
7           for fiscal year 2025” and inserting “October 1,  
8           2026, and ending on December 31, 2026, an amount  
9           equal to the pro rata portion of the amount appro-  
10          priated for fiscal year 2026”.

11 **SEC. 6304. EXTENSION OF THE TEMPORARY ASSISTANCE**  
12 **FOR NEEDY FAMILIES PROGRAM.**

13           Activities authorized by part A of title IV of the So-  
14          cial Security Act (other than under section 403(c) or 418  
15          of such Act) and section 1108(b) of the Social Security  
16          Act shall continue through December 31, 2026, in the  
17          manner authorized for fiscal year 2025, and out of any  
18          money in the Treasury of the United States not otherwise  
19          appropriated, there are hereby appropriated such sums as  
20          may be necessary for such purpose.

1 **TITLE IV—PUBLIC HEALTH AND**  
2 **OTHER EXTENDERS**  
3 **Subtitle A—Extensions**

4 **SEC. 6401. EXTENSION FOR COMMUNITY HEALTH CENTERS,**  
5 **NATIONAL HEALTH SERVICE CORPS, AND**  
6 **TEACHING HEALTH CENTERS THAT OPERATE**  
7 **GME PROGRAMS.**

8 (a) EXTENSION FOR COMMUNITY HEALTH CEN-  
9 TERS.—Section 10503(b)(1) of the Patient Protection and  
10 Affordable Care Act (42 U.S.C. 254b–2(b)(1)) is amended  
11 by striking subparagraphs (H), (I), (J), and (K) and in-  
12 serting the following:

13 “(H) \$4,236,712,328 for fiscal year 2024;

14 “(I) \$4,295,287,671 for fiscal year 2025;

15 “(J) \$4,600,000,000 for fiscal year 2026;

16 and

17 “(K) \$1,159,452,055 for the period begin-  
18 ning on October 1, 2026, and ending on De-  
19 cember 31, 2026; and”.

20 (b) EXTENSION FOR THE NATIONAL HEALTH SERV-  
21 ICE CORPS.—Section 10503(b)(2) of the Patient Protec-  
22 tion and Affordable Care Act (42 U.S.C. 254b–2(b)(2))  
23 is amended by striking subparagraphs (I), (J), (K), and  
24 (L) and inserting the following:

25 “(I) \$341,208,605 for fiscal year 2024;

1 “(J) \$349,736,600 for fiscal year 2025;

2 “(K) \$350,000,000 for fiscal year 2026;

3 and

4 “(L) \$88,219,178 for the period beginning  
5 on October 1, 2026, and ending on December  
6 31, 2026.”.

7 (c) TEACHING HEALTH CENTERS THAT OPERATE  
8 GRADUATE MEDICAL EDUCATION PROGRAMS.—Section  
9 340H(g)(1) of the Public Health Service Act (42 U.S.C.  
10 256h(g)(1)) is amended by striking subparagraphs (D),  
11 (E), (F), and (G) and inserting the following: “

12 “(D) \$168,915,878 for fiscal year 2024;

13 “(E) \$181,563,574 for fiscal year 2025;

14 “(F) \$225,000,000 for fiscal year 2026;

15 “(G) \$250,000,000 for fiscal year 2027;

16 “(H) \$275,000,000 for fiscal year 2028;

17 and

18 “(I) \$300,000,000 for fiscal year 2029.”.

19 (d) APPLICATION OF PROVISIONS.—Amounts appro-  
20 priated pursuant to the amendments made by this section  
21 shall be subject to the requirements contained in Public  
22 Law 118–47 for funds for programs authorized under sec-  
23 tions 330 through 340 of the Public Health Service Act  
24 (42 U.S.C. 254b et seq.).

1           (e)           CONFORMING           AMENDMENTS.—Section  
2 3014(h)(4) of title 18, United States Code, is amended  
3 by striking “and section 6101(d) of the Continuing Appro-  
4 priations, Agriculture, Legislative Branch, Military Con-  
5 struction and Veterans Affairs, and Extensions Act,  
6 2026” and inserting “section 6101(d) of the Continuing  
7 Appropriations, Agriculture, Legislative Branch, Military  
8 Construction and Veterans Affairs, and Extensions Act,  
9 2026, and section 6401(d) of the Consolidated Appropria-  
10 tions Act, 2026”.

11 **SEC. 6402. EXTENSION OF SPECIAL DIABETES PROGRAMS.**

12           (a) EXTENSION OF SPECIAL DIABETES PROGRAMS  
13 FOR TYPE I DIABETES.—Section 330B(b)(2) of the Pub-  
14 lic Health Service Act (42 U.S.C. 254c–2(b)(2)) is amend-  
15 ed by striking subparagraphs (E), (F), (G), and (H) and  
16 inserting the following:

17                       “(E) \$155,619,196 for fiscal year 2024, to  
18                       remain available until expended;

19                       “(F) \$159,228,188 for fiscal year 2025, to  
20                       remain available until expended;

21                       “(G) \$200,000,000 for fiscal year 2026, to  
22                       remain available until expended; and

23                       “(H) \$50,410,959 for the period beginning  
24                       on October 1, 2026, and ending on December  
25                       31, 2026, to remain available until expended.”.

1 (b) EXTENDING FUNDING FOR SPECIAL DIABETES  
2 PROGRAMS FOR INDIANS.—Section 330C(e)(2) of the  
3 Public Health Service Act (42 U.S.C. 254e–3(e)(2)) is  
4 amended by striking subparagraphs (E), (F), (G), and  
5 (H) and inserting the following:

6 “(E) \$155,619,196 for fiscal year 2024, to  
7 remain available until expended;

8 “(F) \$159,228,188 for fiscal year 2025, to  
9 remain available until expended;

10 “(G) \$200,000,000 for fiscal year 2026, to  
11 remain available until expended; and

12 “(H) \$50,410,959 for the period beginning  
13 on October 1, 2026, and ending on December  
14 31, 2026, to remain available until expended.”.

15 **SEC. 6403. EXTENSION OF NATIONAL HEALTH SECURITY**  
16 **PROGRAMS.**

17 (a) Section 319(e)(8) of the Public Health Service  
18 Act (42 U.S.C. 247d(e)(8)) is amended by striking “Janu-  
19 ary 30, 2026” and inserting “December 31, 2026”.

20 (b) Section 319L(e)(1)(D) of the Public Health Serv-  
21 ice Act (42 U.S.C. 247d–7e(e)(1)(D)) is amended by strik-  
22 ing “January 30, 2026” and inserting “December 31,  
23 2026”.

1 (c) Section 319L-1(b) of the Public Health Service  
2 Act (42 U.S.C. 247d-7f(b)) is amended by striking “Jan-  
3 uary 30, 2026” and inserting “December 31, 2026”.

4 (d) Section 2811A(g) of the Public Health Service  
5 Act (42 U.S.C. 300hh-10b(g)) is amended by striking  
6 “January 30, 2026” and inserting “December 31, 2026”.

7 (e) Section 2811B(g)(1) of the Public Health Service  
8 Act (42 U.S.C. 300hh-10c(g)(1)) is amended by striking  
9 “January 30, 2026” and inserting “December 31, 2026”.

10 (f) Section 2811C(g)(1) of the Public Health Service  
11 Act (42 U.S.C. 300hh-10d(g)(1)) is amended by striking  
12 “January 30, 2026” and inserting “December 31, 2026”.

13 (g) Section 2812(c)(4)(B) of the Public Health Serv-  
14 ice Act (42 U.S.C. 300hh-11(c)(4)(B)) is amended by  
15 striking “January 30, 2026” and inserting “December 31,  
16 2026”.

17 **SEC. 6404. NO SURPRISES ACT IMPLEMENTATION.**

18 Section 118(a) of division BB of the Consolidated  
19 Appropriations Act, 2021 (Public Law 116-260) is  
20 amended—

21 (1) in paragraph (1), by striking “January 30,  
22 2026” and inserting “December 31, 2026”; and

23 (2) in paragraph (2)—

24 (A) by striking “\$14,000,000” and insert-  
25 ing “\$42,100,000”; and

1 (B) by striking “January 30, 2026” and  
2 inserting “December 31, 2026”.

3 **Subtitle B—World Trade Center**  
4 **Health Program**

5 **SEC. 6411. 9/11 RESPONDER AND SURVIVOR HEALTH FUND-**  
6 **ING CORRECTIONS.**

7 (a) IN GENERAL.—Section 3351(a)(2)(A) of the  
8 Public Health Service Act (42 U.S.C. 300mm–  
9 61(a)(2)(A)) is amended—

10 (1) in clause (x), by striking “; and” and insert-  
11 ing a semicolon;

12 (2) by redesignating clause (xi) as clause (xii);  
13 and

14 (3) by inserting after clause (x), the following:

15 “(xi) for each of fiscal years 2026  
16 through 2040—

17 “(I) the amount determined  
18 under this subparagraph for the pre-  
19 vious fiscal year multiplied by 1.07;  
20 multiplied by

21 “(II) the ratio of—

22 “(aa) the total number of  
23 individuals enrolled in the AC  
24 Program on July 1 of such pre-  
25 vious fiscal year; to

1                   “(bb) the total number of  
2                   individuals so enrolled on July 1  
3                   of the fiscal year prior to such  
4                   previous fiscal year; and”.

5           (b) REPORT TO CONGRESS.—

6                   (1) IN GENERAL.—Not later than 3 years after  
7                   the date of enactment of this Act, the Secretary of  
8                   Health and Human Services (referred to in this sub-  
9                   section as the “Secretary”) shall conduct an assess-  
10                  ment of anticipated budget authority and outlays of  
11                  the World Trade Center Health Program (referred  
12                  to in this subsection as the “Program”) through the  
13                  duration of the Program and submit a report sum-  
14                  marizing such assessment to—

15                         (A) the Speaker and minority leader of the  
16                         House of Representatives;

17                         (B) the majority and minority leaders of  
18                         the Senate;

19                         (C) the Committee on Health, Education,  
20                         Labor, and Pensions and the Committee on the  
21                         Budget of the Senate; and

22                         (D) the Committee on Energy and Com-  
23                         merce and the Committee on the Budget of the  
24                         House of Representatives.

1           (2) INCLUSIONS.—The report required under  
2 paragraph (1) shall include—

3           (A) a projection of Program budgetary  
4 needs on a per-fiscal year basis through fiscal  
5 year 2090;

6           (B) a review of Program modeling for each  
7 of fiscal years 2017 through the fiscal year  
8 prior to the fiscal year in which the report is  
9 issued to assess how anticipated budgetary  
10 needs compared to actual expenditures;

11           (C) an assessment of the projected budget  
12 authority and expenditures of the Program  
13 through fiscal year 2090 by comparing—

14           (i) such projected authority and ex-  
15 penditures resulting from application of  
16 section 3351(a)(2)(A) of the Public Health  
17 Service Act (42 U.S.C. 300mm-  
18 61(a)(2)(A)), as amended by subsection  
19 (a); and

20           (ii) such projected authority and ex-  
21 penditures that would result if such section  
22 were amended so that the formula under  
23 clause (xi) of such section, as amended by  
24 subsection (a), were to be extended  
25 through fiscal year 2090; and

1 (D) any recommendations of the Secretary  
2 to make changes to the formula under such sec-  
3 tion 3351(a)(2)(A), as so amended, to fully off-  
4 set anticipated Program expenditures through  
5 fiscal year 2090.

6 (c) TECHNICAL AMENDMENTS.—Title XXIII of the  
7 Public Health Service Act (42 U.S.C. 300mm et seq.) is  
8 amended—

9 (1) in section 3352(d) (42 U.S.C. 300mm–  
10 62(d)), by striking “Any amounts” and inserting  
11 “Any unobligated amounts”;

12 (2) in section 3353(d) (42 U.S.C. 300mm–  
13 63(d)), by striking “Any amounts” and inserting  
14 “Any unobligated amounts”; and

15 (3) in section 3354(d) (42 U.S.C. 300mm–  
16 64(d)), by striking “Any amounts” and inserting  
17 “Any unobligated amounts”.

## 18 **TITLE V—PUBLIC HEALTH** 19 **PROGRAMS**

### 20 **SEC. 6501. PREVENTING MATERNAL DEATHS.**

21 (a) MATERNAL MORTALITY REVIEW COMMITTEES.—  
22 Section 317K(d) of the Public Health Service Act (42  
23 U.S.C. 247b–12(d)) is amended—

1           (1) in paragraph (1)(A), by inserting “(includ-  
2           ing obstetricians and gynecologists)” after “clinical  
3           specialties”; and

4           (2) in paragraph (3)(A)(i)—

5                 (A) in subclause (I), by striking “as appli-  
6                 cable” and inserting “if available”; and

7                 (B) in subclause (III), by striking “, as ap-  
8                 propriate” and inserting “and coordinating with  
9                 individuals responsible for certifying deaths to  
10                improve the collection and quality of death  
11                record reports, including by amending errors  
12                and missing or incomplete information to cause-  
13                of-death information on a death certificate, as  
14                appropriate”.

15           (b) **MATERNAL MORTALITY.**—Section 317K of the  
16 Public Health Service Act (42 U.S.C. 247b–12) is amend-  
17 ed—

18                 (1) by redesignating subsections (e) and (f) as  
19                 subsections (f) and (g), respectively; and

20                 (2) by inserting after subsection (d) the fol-  
21                 lowing:

22                 “(e) **BEST PRACTICES RELATING TO THE PREVEN-**  
23 **TION OF MATERNAL MORTALITY.**—

24                 “(1) **IN GENERAL.**—The Secretary, acting  
25                 through the Director of the Centers for Disease

1 Control and Prevention, shall, in consultation with  
2 the Administrator of the Health Resources and Serv-  
3 ices Administration, identify and disseminate to  
4 health care providers, relevant professional societies,  
5 and perinatal quality collaboratives, best practices  
6 related to preventing maternal morbidity and mor-  
7 tality, taking into consideration any relevant find-  
8 ings from other Federal maternal health programs.

9 “(2) FREQUENCY.—The Secretary, acting  
10 through the Director of the Centers for Disease  
11 Control and Prevention, shall disseminate the best  
12 practices referred to in paragraph (1) not less than  
13 once per fiscal year.”.

14 (c) AUTHORIZATION OF APPROPRIATIONS.—Sub-  
15 section (g) of section 317K of the Public Health Service  
16 Act (42 U.S.C. 247b–12), as redesignated by subsection  
17 (b)(1), is amended by striking “\$58,000,000 for each of  
18 fiscal years 2019 through 2023” and inserting  
19 “\$100,000,000 for each of fiscal years 2026 through  
20 2030”.

21 **SEC. 6502. ORGAN PROCUREMENT AND TRANSPLANTATION**  
22 **NETWORK.**

23 Section 372 of the Public Health Service Act (42  
24 U.S.C. 274) is amended—

25 (1) in subsection (b)(2)—

1 (A) by moving the margins of subpara-  
2 graphs (M) through (O) 2 ems to the left;

3 (B) in subparagraph (A)—

4 (i) in clause (i), by striking “, and”  
5 and inserting “; and”; and

6 (ii) in clause (ii), by striking the  
7 comma at the end and inserting a semi-  
8 colon;

9 (C) in subparagraph (C), by striking  
10 “twenty-four-hour telephone service” and in-  
11 sserting “24-hour telephone or information tech-  
12 nology service”;

13 (D) in each of subparagraphs (B) through  
14 (M), by striking the comma at the end and in-  
15 sserting a semicolon;

16 (E) in subparagraph (N), by striking  
17 “transportation, and” and inserting “transport-  
18 ation;”;

19 (F) in subparagraph (O), by striking the  
20 period and inserting a semicolon; and

21 (G) by adding at the end the following:

22 “(P) encourage the integration of electronic  
23 health records systems through application program-  
24 ming interfaces (or successor technologies) among  
25 hospitals, organ procurement organizations, and

1 transplant centers, including the use of automated  
2 electronic hospital referrals and the grant of remote,  
3 electronic access to hospital electronic health records  
4 of potential donors by organ procurement organiza-  
5 tions, in a manner that complies with the privacy  
6 regulations promulgated under the Health Insurance  
7 Portability and Accountability Act of 1996, at part  
8 160 of title 45, Code of Federal Regulations, and  
9 subparts A, C, and E of part 164 of such title (or  
10 any successor regulations); and

11 “(Q) consider establishing a dashboard to dis-  
12 play the number of transplants performed, the types  
13 of transplants performed, the number and types of  
14 organs that entered the Organ Procurement and  
15 Transplantation Network system and failed to be  
16 transplanted, and other appropriate statistics, which  
17 should be updated more frequently than annually.”;  
18 and

19 (2) by adding at the end the following:

20 “(d) REGISTRATION FEES.—

21 “(1) IN GENERAL.—The Secretary may collect  
22 registration fees from any member of the Organ  
23 Procurement and Transplantation Network for each  
24 transplant candidate such member places on the list  
25 described in subsection (b)(2)(A)(i). Such registra-

1       tion fees shall be collected and distributed only to  
2       support the operation of the Organ Procurement  
3       and Transplantation Network. Such registration fees  
4       are authorized to remain available until expended.

5           “(2) COLLECTION.—The Secretary may collect  
6       the registration fees under paragraph (1) directly or  
7       through awards made under subsection (b)(1)(A).

8           “(3) DISTRIBUTION.—Any amounts collected  
9       under this subsection shall—

10           “(A) be credited to the currently applicable  
11       appropriation, account, or fund of the Depart-  
12       ment of Health and Human Services as discre-  
13       tionary offsetting collections; and

14           “(B) be available, only to the extent and in  
15       the amounts provided in advance in appropria-  
16       tions Acts, to distribute such fees among  
17       awardees described in subsection (b)(1)(A).

18           “(4) TRANSPARENCY.—The Secretary shall—

19           “(A) promptly post on the website of the  
20       Organ Procurement and Transplantation Net-  
21       work—

22           “(i) the amount of registration fees  
23       collected under this subsection from each  
24       member of the Organ Procurement and  
25       Transplantation Network; and

1                   “(ii) a list of activities such fees are  
2                   used to support; and

3                   “(B) update the information posted pursu-  
4                   ant to subparagraph (A), as applicable for each  
5                   calendar quarter for which fees are collected  
6                   under paragraph (1).

7                   “(5) GAO REVIEW.—Not later than 2 years  
8                   after the date of enactment of this subsection, the  
9                   Comptroller General of the United States shall, to  
10                  the extent data are available—

11                  “(A) conduct a review concerning the ac-  
12                  tivities under this subsection; and

13                  “(B) submit to the Committee on Health,  
14                  Education, Labor, and Pensions and the Com-  
15                  mittee on Finance of the Senate and the Com-  
16                  mittee on Energy and Commerce of the House  
17                  of Representatives, a report on such review, in-  
18                  cluding related recommendations, as applicable.

19                  “(6) SUNSET.—The authority to collect reg-  
20                  istration fees under paragraph (1) shall expire on  
21                  the date that is 3 years after the date of enactment  
22                  of the Consolidated Appropriations Act, 2026.”.

1 **SEC. 6503. HONOR OUR LIVING DONORS.**

2 (a) NO CONSIDERATION OF INCOME OF ORGAN RE-  
3 CIPIENT.—Section 377 of the Public Health Service Act  
4 (42 U.S.C. 274f) is amended—

5 (1) by redesignating subsections (e) through (f)  
6 as subsections (d) through (g), respectively;

7 (2) by inserting after subsection (b) the fol-  
8 lowing:

9 “(c) NO CONSIDERATION OF INCOME OF ORGAN RE-  
10 CIPIENT.—The recipient of a grant under this section, in  
11 providing reimbursement to a donating individual through  
12 such grant, shall not give any consideration to the income  
13 of the organ recipient.”; and

14 (3) in subsection (f), as so redesignated—

15 (A) in paragraph (1), by striking “sub-  
16 section (e)(1)” and inserting “subsection  
17 (d)(1)”; and

18 (B) in paragraph (2), by striking “sub-  
19 section (e)(2)” and inserting “subsection  
20 (d)(2)”.

21 (b) REMOVAL OF EXPECTATION OF PAYMENTS BY  
22 ORGAN RECIPIENTS.—Section 377(e) of the Public  
23 Health Service Act (42 U.S.C. 274f(e)), as redesignated  
24 by subsection (a)(1), is amended—

25 (1) in paragraph (1), by adding “or” at the  
26 end;

1           (2) in paragraph (2), by striking “; or” and in-  
2           serting a period; and

3           (3) by striking paragraph (3).

4           (c) ANNUAL REPORT.—Section 377 of the Public  
5           Health Service Act (42 U.S.C. 274f), as amended by sub-  
6           sections (a) and (b), is amended by adding at the end the  
7           following:

8           “(h) ANNUAL REPORT.—Not later than December 31  
9           of each year, beginning in fiscal year 2027, the Secretary  
10          shall—

11           “(1) prepare, submit to the Congress, and make  
12          public a report on whether grants under this section  
13          provided adequate funding during the preceding fis-  
14          cal year to reimburse all donating individuals par-  
15          ticipating in the grant program under this section  
16          for all qualifying expenses; and

17           “(2) include in each such report—

18           “(A) the estimated number of all donating  
19          individuals participating in the grant program  
20          under this section who did not receive reim-  
21          bursement for all qualifying expenses during  
22          the preceding fiscal year; and

23           “(B) the total amount of funding that is  
24          estimated to be necessary to fully reimburse all  
25          donating individuals participating in the grant

1           program under this section for all qualifying ex-  
2           penses.”.

3 **SEC. 6504. PROGRAM FOR PEDIATRIC STUDIES OF DRUGS.**

4           Section 409I(d)(1) of the Public Health Service Act  
5 (42 U.S.C. 284m(d)(1)) is amended by striking “section,”  
6 and all that follows through the period at the end and  
7 inserting “section, \$25,000,000 for each of fiscal years  
8 2026 through 2028.”.

9 **SEC. 6505. SICKLE CELL DISEASE PREVENTION AND TREAT-**  
10 **MENT.**

11           (a) IN GENERAL.—Section 1106(b) of the Public  
12 Health Service Act (42 U.S.C. 300b–5(b)) is amended—

13           (1) in paragraph (1)(A)(iii), by striking “pre-  
14           vention and treatment of sickle cell disease” and in-  
15           serting “treatment of sickle cell disease and the pre-  
16           vention and treatment of complications of sickle cell  
17           disease”;

18           (2) in paragraph (2)(D), by striking “preven-  
19           tion and treatment of sickle cell disease” and insert-  
20           ing “treatment of sickle cell disease and the preven-  
21           tion and treatment of complications of sickle cell dis-  
22           ease”;

23           (3) in paragraph (3)—

24           (A) in subparagraph (A), by striking  
25           “enter into a contract with” and inserting

1 “make a grant to, or enter into a contract or  
2 cooperative agreement with,”; and

3 (B) in subparagraph (B), in each of  
4 clauses (ii) and (iii), by striking “prevention  
5 and treatment of sickle cell disease” and insert-  
6 ing “treatment of sickle cell disease and the  
7 prevention and treatment of complications of  
8 sickle cell disease”; and

9 (4) in paragraph (6), by striking “\$4,455,000  
10 for each of fiscal years 2019 through 2023” and in-  
11 serting “\$8,205,000 for each of fiscal years 2026  
12 through 2030”.

13 (b) SENSE OF CONGRESS.—It is the sense of Con-  
14 gress that further research should be undertaken to ex-  
15 pand the understanding of the causes of, and to find cures  
16 for, heritable blood disorders, including sickle cell disease.

17 **SEC. 6506. LIFESPAN RESPITE CARE.**

18 (a) DEFINITION OF FAMILY CAREGIVER.—Section  
19 2901(5) of the Public Health Service Act (42 U.S.C.  
20 300ii(5)) is amended by striking “unpaid adult” and in-  
21 serting “unpaid individual”.

22 (b) FUNDING.—Section 2905 of the Public Health  
23 Service Act (42 U.S.C. 300ii–4) is amended by striking  
24 “fiscal years 2020 through fiscal year 2024” and inserting  
25 “fiscal years 2026 through 2030”.

1 **SEC. 6507. PREEMIE.**

2 (a) RESEARCH RELATING TO PRETERM LABOR AND  
3 DELIVERY AND THE CARE, TREATMENT, AND OUTCOMES  
4 OF PRETERM AND LOW BIRTHWEIGHT INFANTS.—

5 (1) IN GENERAL.—Section 3(e) of the Pre-  
6 maturity Research Expansion and Education for  
7 Mothers who deliver Infants Early Act (42 U.S.C.  
8 247b–4f(e)) is amended by striking “fiscal years  
9 2019 through 2023” and inserting “fiscal years  
10 2026 through 2030”.

11 (2) TECHNICAL CORRECTION.—Effective as if  
12 included in the enactment of the PREEMIE Reau-  
13 thorization Act of 2018 (Public Law 115–328), sec-  
14 tion 2 of such Act is amended, in the matter pre-  
15 ceding paragraph (1), by striking “Section 2” and  
16 inserting “Section 3”.

17 (b) INTERAGENCY WORKING GROUP.—Section 5(a)  
18 of the PREEMIE Reauthorization Act of 2018 (Public  
19 Law 115–328) is amended by striking “The Secretary of  
20 Health and Human Services, in collaboration with other  
21 departments, as appropriate, may establish” and inserting  
22 “Not later than 18 months after the date of the enactment  
23 of the Consolidated Appropriations Act, 2026, the Sec-  
24 retary of Health and Human Services, in collaboration  
25 with other departments, as appropriate, shall establish”.

26 (c) STUDY ON PRETERM BIRTHS.—

1           (1) IN GENERAL.—The Secretary of Health and  
2           Human Services shall enter into appropriate ar-  
3           rangements with the National Academies of  
4           Sciences, Engineering, and Medicine under which  
5           the National Academies shall—

6                   (A) not later than 30 days after the date  
7                   of enactment of this Act, convene a committee  
8                   of experts in maternal health to study pre-  
9                   mature births in the United States; and

10                   (B) upon completion of the study under  
11                   subparagraph (A)—

12                           (i) approve by consensus a report on  
13                           the results of such study;

14                           (ii) include in such report—

15                                   (I) an assessment of each of the  
16                                   topics listed in paragraph (2);

17                                   (II) the analysis required by  
18                                   paragraph (3); and

19                                   (III) the raw data used to de-  
20                                   velop such report; and

21                           (iii) not later than 24 months after  
22                           the date of enactment of this Act, transmit  
23                           such report to—

24                                   (I) the Secretary of Health and  
25                                   Human Services;

1 (II) the Committee on Energy  
2 and Commerce of the House of Rep-  
3 resentatives; and

4 (III) the Committee on Finance  
5 and the Committee on Health, Edu-  
6 cation, Labor, and Pensions of the  
7 Senate.

8 (2) ASSESSMENT TOPICS.—The topics listed in  
9 this subsection are each of the following:

10 (A) The financial costs of premature birth  
11 to society, including—

12 (i) an analysis of stays in neonatal in-  
13 tensive care units and the cost of such  
14 stays;

15 (ii) long-term costs of stays in such  
16 units to society and the family involved  
17 post-discharge; and

18 (iii) health care costs for families  
19 post-discharge from such units (such as  
20 medications, therapeutic services, co-pay-  
21 ments for visits, and specialty equipment).

22 (B) The factors that impact preterm birth  
23 rates.

24 (C) Opportunities for earlier detection of  
25 premature birth risk factors, including—

1 (i) opportunities to improve maternal  
2 and infant health; and

3 (ii) opportunities for public health  
4 programs to provide support and resources  
5 for parents in-hospital, in non-hospital set-  
6 tings, and post-discharge.

7 (3) ANALYSIS.—The analysis required by this  
8 subsection is an analysis of—

9 (A) targeted research strategies to develop  
10 effective drugs, treatments, or interventions to  
11 bring at-risk pregnancies to term;

12 (B) State and other programs' best prac-  
13 tices with respect to reducing premature birth  
14 rates; and

15 (C) precision medicine and preventative  
16 care approaches starting early in the life course  
17 (including during pregnancy) with a focus on  
18 behavioral and biological influences on pre-  
19 mature birth, child health, and the trajectory of  
20 such approaches into adulthood.

21 **SEC. 6508. DR. LORNA BREEN HEALTH CARE PROVIDER**  
22 **PROTECTION.**

23 (a) DISSEMINATION OF BEST PRACTICES.—Section  
24 2 of the Dr. Lorna Breen Health Care Provider Protection

1 Act (Public Law 117–105) is amended by striking “2  
2 years” and inserting “5 years”.

3 (b) EDUCATION AND AWARENESS INITIATIVE EN-  
4 COURAGING USE OF MENTAL HEALTH AND SUBSTANCE  
5 USE DISORDER SERVICES BY HEALTH CARE PROFES-  
6 SIONALS.—Section 3 of the Dr. Lorna Breen Health Care  
7 Provider Protection Act (Public Law 117–105) is amend-  
8 ed—

9 (1) in subsection (b), by inserting “and annu-  
10 ally thereafter,” after “of this Act,”; and

11 (2) in subsection (c), by striking “2022 through  
12 2024” and inserting “2026 through 2030”.

13 (c) PROGRAMS TO PROMOTE MENTAL HEALTH  
14 AMONG THE HEALTH PROFESSIONAL WORKFORCE.—The  
15 second section 764 of the Public Health Service Act (42  
16 U.S.C. 294t), as added by section 4 of the Dr. Lorna  
17 Breen Health Care Provider Protection Act (Public Law  
18 117–105), is amended—

19 (1) by redesignating such section 764 as section  
20 764A;

21 (2) in subsection (a)(3)—

22 (A) by striking “to eligible entities in” and  
23 inserting “to eligible entities that—

24 “(A) are in”;

1 (B) by striking the period and inserting “;  
2 or”; and

3 (C) by adding at the end the following:

4 “(B) have a focus on the reduction of ad-  
5 ministrative burden on health care workers.”;

6 (3) in subsection (c), by inserting “not less  
7 than” after “period of”; and

8 (4) in subsection (f), by striking “2022 through  
9 2024” and inserting “2026 through 2030”.

10 **TITLE VI—FOOD AND DRUG**  
11 **ADMINISTRATION**

12 **Subtitle A—Mikaela Naylor Give**  
13 **Kids a Chance Act**

14 **SEC. 6601. RESEARCH INTO PEDIATRIC USES OF DRUGS;**  
15 **ADDITIONAL AUTHORITIES OF FOOD AND**  
16 **DRUG ADMINISTRATION REGARDING MOLEC-**  
17 **ULARLY TARGETED CANCER DRUGS.**

18 (a) IN GENERAL.—

19 (1) ADDITIONAL ACTIVE INGREDIENT FOR AP-  
20 PPLICATION DRUG; LIMITATION REGARDING NOVEL-  
21 COMBINATION APPLICATION DRUG.—Section  
22 505B(a)(3) of the Federal Food, Drug, and Cos-  
23 metic Act (21 U.S.C. 355c(a)(3)) is amended—

1 (A) by redesignating subparagraphs (B)  
2 and (C) as subparagraphs (C) and (D), respec-  
3 tively; and

4 (B) by striking subparagraph (A) and in-  
5 serting the following:

6 “(A) IN GENERAL.—For purposes of para-  
7 graph (1)(B), the investigation described in this  
8 paragraph is a molecularly targeted pediatric  
9 cancer investigation of—

10 “(i) the drug or biological product for  
11 which the application referred to in such  
12 paragraph is submitted; or

13 “(ii) such drug or biological product  
14 used in combination with—

15 “(I) an active ingredient of a  
16 drug or biological product—

17 “(aa) for which an approved  
18 application under section 505(j)  
19 under this Act or under section  
20 351(k) of the Public Health  
21 Service Act is in effect; and

22 “(bb) that is determined by  
23 the Secretary, after consultation  
24 with the applicant, to be part of

1 the standard of care for treating  
2 a pediatric cancer; or

3 “(II) an active ingredient of a  
4 drug or biological product—

5 “(aa) for which an approved  
6 application under section 505(b)  
7 of this Act or section 351(a) of  
8 the Public Health Service Act to  
9 treat an adult cancer is in effect  
10 and is held by the same person  
11 submitting the application under  
12 paragraph (1)(B); and

13 “(bb) that is directed at a  
14 molecular target that the Sec-  
15 retary determines to be substan-  
16 tially relevant to the growth or  
17 progression of a pediatric cancer.

18 “(B) ADDITIONAL REQUIREMENTS.—

19 “(i) DESIGN OF INVESTIGATION.—A  
20 molecularly targeted pediatric cancer inves-  
21 tigation referred to in subparagraph (A)  
22 shall be designed to yield clinically mean-  
23 ingful pediatric study data that is gathered  
24 using appropriate formulations for each  
25 age group for which the study is required,

1            regarding dosing, safety, and preliminary  
2            efficacy to inform potential pediatric label-  
3            ing.

4            “(ii) LIMITATION.—An investigation  
5            described in subparagraph (A)(ii) may be  
6            required only if the drug or biological  
7            product for which the application referred  
8            to in paragraph (1)(B) contains either—

9                    “(I) a single new active ingre-  
10                    dient; or

11                    “(II) more than one active ingre-  
12                    dient, if an application for the com-  
13                    bination of active ingredients has not  
14                    previously been approved but each ac-  
15                    tive ingredient is in a drug product  
16                    that has been previously approved to  
17                    treat an adult cancer.

18            “(iii) RESULTS OF ALREADY-COM-  
19            PLETED PRECLINICAL STUDIES OF APPLI-  
20            CATION DRUG.—With respect to an inves-  
21            tigation required pursuant to paragraph  
22            (1)(B), the Secretary may require the re-  
23            sults of any completed preclinical studies  
24            relevant to the initial pediatric study plan  
25            be submitted to the Secretary at the same

1 time that the initial pediatric study plan  
2 required under subsection (e)(1) is sub-  
3 mitted.

4 “(iv) RULE OF CONSTRUCTION RE-  
5 GARDING INACTIVE INGREDIENTS.—With  
6 respect to a combination of active ingredi-  
7 ents referred to in subparagraph (A)(ii),  
8 such subparagraph shall not be construed  
9 as addressing the use of inactive ingredi-  
10 ents with such combination.”.

11 (2) DETERMINATION OF APPLICABLE REQUIRE-  
12 MENTS.—Section 505B(e)(1) of the Federal Food,  
13 Drug, and Cosmetic Act (21 U.S.C. 355c(e)(1)) is  
14 amended by adding at the end the following: “The  
15 Secretary shall determine whether subparagraph (A)  
16 or (B) of subsection (a)(1) applies with respect to an  
17 application before the date on which the applicant is  
18 required to submit the initial pediatric study plan  
19 under paragraph (2)(A).”.

20 (3) CLARIFYING APPLICABILITY.—Section  
21 505B(a)(1) of the Federal Food, Drug, and Cos-  
22 metic Act (21 U.S.C. 355c(a)(1)) is amended by  
23 adding at the end the following:

24 “(C) RULE OF CONSTRUCTION.—No appli-  
25 cation that is subject to the requirements of

1           subparagraph (B) shall be subject to the re-  
2           quirements of subparagraph (A), and no appli-  
3           cation (or supplement to an application) that is  
4           subject to the requirements of subparagraph  
5           (A) shall be subject to the requirements of sub-  
6           paragraph (B).”.

7           (4) CONFORMING AMENDMENTS.—Section  
8           505B(a) of the Federal Food, Drug, and Cosmetic  
9           Act (21 U.S.C. 355e(a)) is amended—

10                   (A) in paragraph (3)(C), as redesignated  
11                   by paragraph (1)(A) of this subsection, by  
12                   striking “investigations described in this para-  
13                   graph” and inserting “investigations referred to  
14                   in subparagraph (A)”; and

15                   (B) in paragraph (3)(D), as redesignated  
16                   by paragraph (1)(A) of this subsection, by  
17                   striking “the assessments under paragraph  
18                   (2)(B)” and inserting “the assessments re-  
19                   quired under paragraph (1)(A)”.

20           (b) GUIDANCE.—The Secretary of Health and  
21           Human Services, acting through the Commissioner of  
22           Food and Drugs, shall—

23                   (1) not later than 12 months after the date of  
24                   enactment of this Act, issue draft guidance on the

1 implementation of the amendments made by sub-  
2 section (a); and

3 (2) not later than 12 months after closing the  
4 comment period on such draft guidance, finalize  
5 such guidance.

6 (c) APPLICABILITY.—The amendments made by this  
7 section apply with respect to any application under section  
8 505(b) of the Federal Food, Drug, and Cosmetic Act (21  
9 U.S.C. 355(b)) and any application under section 351(a)  
10 of the Public Health Service Act (42 U.S.C. 262(a)), that  
11 is submitted on or after the date that is 3 years after the  
12 date of enactment of this Act.

13 (d) REPORTS TO CONGRESS.—

14 (1) SECRETARY OF HEALTH AND HUMAN SERV-  
15 ICES.—Not later than 6 years after the date of en-  
16 actment of this Act, the Secretary of Health and  
17 Human Services shall submit to the Committee on  
18 Energy and Commerce of the House of Representa-  
19 tives and the Committee on Health, Education,  
20 Labor, and Pensions of the Senate a report on the  
21 Secretary's efforts, in coordination with industry, to  
22 ensure implementation of the amendments made by  
23 subsection (a).

24 (2) GAO STUDY AND REPORT.—

1           (A) STUDY.—Not later than 8 years after  
2           the date of enactment of this Act, the Comp-  
3           troller General of the United States shall con-  
4           duct a study of the effectiveness of requiring  
5           assessments and investigations described in sec-  
6           tion 505B of the Federal Food, Drug, and Cos-  
7           metic Act (21 U.S.C.355c), as amended by sub-  
8           section (a), in the development of drugs and bi-  
9           ological products for pediatric cancer indica-  
10          tions, including consideration of any benefits to,  
11          or burdens on, pediatric cancer drug develop-  
12          ment.

13          (B) FINDINGS.—Not later than 10 years  
14          after the date of enactment of this Act, the  
15          Comptroller General shall submit to the Com-  
16          mittee on Energy and Commerce of the House  
17          of Representatives and the Committee on  
18          Health, Education, Labor, and Pensions of the  
19          Senate a report containing the findings of the  
20          study conducted under subparagraph (A).

21 **SEC. 6602. ENSURING COMPLETION OF PEDIATRIC STUDY**  
22 **REQUIREMENTS.**

23          (a) EQUAL ACCOUNTABILITY FOR PEDIATRIC STUDY  
24 **REQUIREMENTS.**—Section 505B(d) of the Federal Food,

1 Drug, and Cosmetic Act (21 U.S.C. 355c(d)) is amend-  
2 ed—

3 (1) in paragraph (1), by striking “Beginning  
4 270” and inserting “NONCOMPLIANCE LETTER.—  
5 Beginning 270”;

6 (2) in paragraph (2)—

7 (A) by striking “The drug or” and insert-  
8 ing “EFFECT OF NONCOMPLIANCE.—The drug  
9 or”;

10 (B) by striking “(except that the drug or  
11 biological product shall not be subject to action  
12 under section 303)” and inserting “(except that  
13 the drug or biological product shall be subject  
14 to action under section 303 only if such person  
15 demonstrated a lack of due diligence in satis-  
16 fying the applicable requirement)”;

17 (3) by adding at the end the following:

18 “(3) LIMITATION.—The Secretary shall not  
19 issue enforcement actions under section 303 for fail-  
20 ures under this subsection in the case of a drug or  
21 biological product that is no longer marketed.”.

22 (b) DUE DILIGENCE.—Section 505B(d) of the Fed-  
23 eral Food, Drug, and Cosmetic Act (21 U.S.C. 355c(d)),  
24 as amended by subsection (a), is further amended by add-  
25 ing at the end the following:

1           “(4) DUE DILIGENCE.—Before the Secretary  
2           may conclude that a person failed to submit or oth-  
3           erwise meet a requirement as described in the mat-  
4           ter preceding paragraph (1), the Secretary shall—

5                   “(A) issue a noncompliance letter pursuant  
6                   to paragraph (1);

7                   “(B) provide such person with a 45-day  
8                   period beginning on the date of receipt of such  
9                   noncompliance letter to respond in writing as  
10                  set forth in such paragraph; and

11                  “(C) after reviewing such written response,  
12                  determine whether the person demonstrated a  
13                  lack of due diligence in satisfying such require-  
14                  ment.”.

15           (c)       CONFORMING        AMENDMENTS.—Section  
16   303(f)(4)(A) of the Federal Food, Drug, and Cosmetic Act  
17   (21 U.S.C. 333(f)(4)(A)) is amended by striking “or 505-  
18   1” and inserting “505-1, or 505B”.

19           (d) TRANSITION RULE.—The Secretary of Health  
20   and Human Services may take enforcement action under  
21   section 303 of the Federal Food, Drug, and Cosmetic Act  
22   (21 U.S.C. 333) only for failures described in section  
23   505B(d) of such Act (21 U.S.C. 355c(d)) that occur on  
24   or after the date that is 180 days after the date of enact-  
25   ment of this Act.

1 **SEC. 6603. FDA REPORT ON PREA ENFORCEMENT.**

2 Section 508(b) of the Food and Drug Administration  
3 Safety and Innovation Act (21 U.S.C. 355c–1(b)) is  
4 amended—

5 (1) in paragraph (11), by striking the semicolon  
6 at the end and inserting “, including an evaluation  
7 of compliance with deadlines provided for in defer-  
8 rals and deferral extensions;”;

9 (2) in paragraph (15), by striking “and” at the  
10 end;

11 (3) in paragraph (16), by striking the period at  
12 the end and inserting “; and”; and

13 (4) by adding at the end the following:

14 “(17) a listing of penalties, settlements, or pay-  
15 ments under section 303 of the Federal Food, Drug,  
16 and Cosmetic Act (21 U.S.C. 353) for failure to  
17 comply with requirements under such section 505B,  
18 including, for each penalty, settlement, or payment,  
19 the name of the drug, the sponsor thereof, and the  
20 amount of the penalty, settlement, or payment im-  
21 posed.”.

22 **SEC. 6604. EXTENSION OF AUTHORITY TO ISSUE PRIORITY**  
23 **REVIEW VOUCHERS TO ENCOURAGE TREAT-**  
24 **MENTS FOR RARE PEDIATRIC DISEASES.**

25 (a) EXTENSION.—Paragraph (5) of section 529(b) of  
26 the Federal Food, Drug, and Cosmetic Act (21 U.S.C.

1 360ff(b)) is amended by striking “December 20, 2024, un-  
2 less” and all that follows through the period at the end  
3 and inserting “September 30, 2029.”.

4 (b) USER FEE PAYMENT.—Section 529(c)(4) of the  
5 Federal Food, Drug, and Cosmetic Act (21 U.S.C.  
6 360ff(c)(4)) is amended by striking subparagraph (A) and  
7 inserting the following:

8 “(A) IN GENERAL.—The priority review  
9 user fee required by this subsection shall be due  
10 upon the submission of a human drug applica-  
11 tion under section 505(b)(1) or section 351(a)  
12 of the Public Health Service Act for which the  
13 priority review voucher is used. All other user  
14 fees associated with the human drug application  
15 shall be due as required by the Secretary or  
16 under applicable law.”.

17 (c) GAO REPORT ON EFFECTIVENESS OF RARE PE-  
18 DIATRIC DISEASE PRIORITY VOUCHER AWARDS IN  
19 INCENTIVIZING RARE PEDIATRIC DISEASE DRUG DEVEL-  
20 OPMENT.—

21 (1) GAO STUDY.—

22 (A) STUDY.—The Comptroller General of  
23 the United States shall conduct a study of the  
24 effectiveness of awarding rare pediatric disease  
25 priority vouchers under section 529 of the Fed-

1           eral Food, Drug, and Cosmetic Act (21 U.S.C.  
2           360ff), as amended by subsection (a), in the de-  
3           velopment of human drug products that treat or  
4           prevent rare pediatric diseases (as defined in  
5           such section 529).

6                   (B) CONTENTS OF STUDY.—In conducting  
7           the study under subparagraph (A), the Comp-  
8           troller General shall examine the following:

9                           (i) The indications for each drug or  
10           biological product that—

11                                   (I) is the subject of a rare pedi-  
12           atric disease product application (as  
13           defined in section 529 of the Federal  
14           Food, Drug, and Cosmetic Act (21  
15           U.S.C. 360ff)) for which a priority re-  
16           view voucher was awarded; and

17                                   (II) was approved under section  
18           505 of the Federal Food, Drug, and  
19           Cosmetic Act (42 U.S.C. 355) or li-  
20           censed under section 351 of the Pub-  
21           lic Health Service Act (42 U.S.C.  
22           262).

23                           (ii) Whether, and to what extent, an  
24           unmet need related to the treatment or  
25           prevention of a rare pediatric disease was

1 met through the approval or licensure of  
2 such a drug or biological product.

3 (iii) The size of the company to which  
4 a priority review voucher was awarded  
5 under section 529 of the Federal Food,  
6 Drug, and Cosmetic Act (21 U.S.C. 360ff)  
7 for such a drug or biological product.

8 (iv) The value of such priority review  
9 voucher if transferred.

10 (v) Identification of each drug for  
11 which a priority review voucher awarded  
12 under such section 529 was used.

13 (vi) The size of the company using  
14 each priority review voucher awarded  
15 under such section 529.

16 (vii) The length of the period of time  
17 between the date on which a priority re-  
18 view voucher was awarded under such sec-  
19 tion 529 and the date on which it was  
20 used.

21 (viii) Whether, and to what extent, an  
22 unmet need related to the treatment or  
23 prevention of a rare pediatric disease was  
24 met through the approval under section  
25 505 of the Federal Food, Drug, and Cos-

1                    metic Act (42 U.S.C. 355) or licensure  
2                    under section 351 of the Public Health  
3                    Service Act (42 U.S.C. 262) of a drug for  
4                    which a priority review voucher was used.

5                    (ix) Whether, and to what extent,  
6                    companies were motivated by the avail-  
7                    ability of priority review vouchers under  
8                    section 529 of the Federal Food, Drug,  
9                    and Cosmetic Act (21 U.S.C. 360ff) to at-  
10                  tempt to develop a drug for a rare pedi-  
11                  atric disease.

12                  (x) Whether, and to what extent, pedi-  
13                  atric review vouchers awarded under such  
14                  section were successful in stimulating de-  
15                  velopment and expedited patient access to  
16                  drug products for treatment or prevention  
17                  of a rare pediatric disease that wouldn't  
18                  otherwise take place without the incentive  
19                  provided by such vouchers.

20                  (xi) The impact of such priority re-  
21                  view vouchers on the workload, review  
22                  process, and public health prioritization ef-  
23                  forts of the Food and Drug Administra-  
24                  tion.

1 (xii) Any other incentives in Federal  
2 law that exist for companies developing  
3 drugs or biological products described in  
4 clause (i).

5 (2) REPORT ON FINDINGS.—Not later than 5  
6 years after the date of the enactment of this Act, the  
7 Comptroller General of the United States shall sub-  
8 mit to the Committee on Energy and Commerce of  
9 the House of Representatives and the Committee on  
10 Health, Education, Labor, and Pensions of the Sen-  
11 ate a report containing the findings of the study  
12 conducted under paragraph (1).

13 **SEC. 6605. LIMITATIONS ON EXCLUSIVE APPROVAL OR LI-**  
14 **CENSURE OF ORPHAN DRUGS.**

15 (a) IN GENERAL.—Section 527 of the Federal Food,  
16 Drug, and Cosmetic Act (21 U.S.C. 360cc) is amended—

17 (1) in subsection (a), in the matter following  
18 paragraph (2), by striking “same disease or condi-  
19 tion” and inserting “same approved use or indica-  
20 tion within such rare disease or condition”;

21 (2) in subsection (b)—

22 (A) in the matter preceding paragraph (1),  
23 by striking “same rare disease or condition”  
24 and inserting “same approved use or indication

1           for which such 7-year period applies to such al-  
2           ready approved or licensed drug”; and

3                   (B) in paragraph (1), by inserting “, relat-  
4           ing to the approved use or indication,” after  
5           “the needs”;

6           (3) in subsection (c)(1), by striking “same rare  
7           disease or condition as the already approved drug”  
8           and inserting “same use or indication for which the  
9           already approved or licensed drug was approved or  
10          licensed”; and

11           (4) by adding at the end the following:

12          “(f) APPROVED USE OR INDICATION DEFINED.—In  
13          this section, the term ‘approved use or indication’ means  
14          the use or indication approved under section 505 of this  
15          Act or licensed under section 351 of the Public Health  
16          Service Act for a drug designated under section 526 for  
17          a rare disease or condition.”.

18          (b) APPLICATION OF AMENDMENTS.—The amend-  
19          ments made by subsection (a) shall apply with respect to  
20          any drug designated under section 526 of the Federal  
21          Food, Drug, and Cosmetic Act (21 U.S.C. 360bb), regard-  
22          less of the date on which the drug was so designated, and  
23          regardless of the date on which the drug was approved  
24          under section 505 of such Act (21 U.S.C. 355) or licensed

1 under section 351 of the Public Health Service Act (42  
2 U.S.C. 262).

3 **Subtitle B—United States-Abraham**  
4 **Accords Cooperation and Security**

5 **SEC. 6611. ESTABLISHMENT OF ABRAHAM ACCORDS OF-**  
6 **FICE WITHIN FOOD AND DRUG ADMINISTRA-**  
7 **TION.**

8 (a) IN GENERAL.—Chapter X of the Federal Food,  
9 Drug, and Cosmetic Act (21 U.S.C. 391 et seq.) is amend-  
10 ed by adding at the end the following:

11 **“SEC. 1015. ABRAHAM ACCORDS OFFICE.**

12 “(a) IN GENERAL.—The Secretary, acting through  
13 the Commissioner of Food and Drugs, shall establish with-  
14 in the Food and Drug Administration an office, to be  
15 known as the Abraham Accords Office, to be headed by  
16 a director.

17 “(b) OFFICE.—Not later than 2 years after the date  
18 of enactment of this section, the Secretary shall—

19 “(1) in consultation with the governments of  
20 Abraham Accords countries, as well as appropriate  
21 United States Government diplomatic and security  
22 personnel—

23 “(A) select the location of the Abraham  
24 Accords Office in an Abraham Accords country;  
25 and

1 “(B) establish such office; and

2 “(2) assign to such office such personnel of the  
3 Food and Drug Administration as the Secretary de-  
4 termines necessary to carry out the functions of  
5 such office.

6 “(c) DUTIES.—The Secretary, acting through the Di-  
7 rector of the Abraham Accords Office, shall—

8 “(1) after the Abraham Accords Office is estab-  
9 lished—

10 “(A) as part of the Food and Drug Admin-  
11 istration’s work to strengthen the international  
12 oversight of regulated commodities, provide  
13 technical assistance to regulatory partners in  
14 Abraham Accords countries on strengthening  
15 regulatory oversight and converging regulatory  
16 requirements for the oversight of regulated  
17 products, including good manufacturing prac-  
18 tices and other issues relevant to manufacturing  
19 medical products that are regulated by the  
20 Food and Drug Administration; and

21 “(B) facilitate interactions between the  
22 Food and Drug Administration and interested  
23 parties in Abraham Accords countries, including  
24 by sharing relevant information regarding  
25 United States regulatory pathways with such

1 parties, and facilitate feedback on the research,  
2 development, and manufacturing of products  
3 regulated in accordance with this Act; and

4 “(2) carry out other functions and activities as  
5 the Secretary determines to be necessary to carry  
6 out this section.

7 “(d) ABRAHAM ACCORDS COUNTRY DEFINED.—In  
8 this section, the term ‘Abraham Accords country’ means  
9 a country identified by the Department of State as having  
10 signed the Abraham Accords Declaration.

11 “(e) NATIONAL SECURITY.—Nothing in this section  
12 shall be construed to require any action inconsistent with  
13 a national security recommendation provided by the Fed-  
14 eral Government.”.

15 (b) REPORT TO CONGRESS.—

16 (1) IN GENERAL.—Not later than 3 years after  
17 the date of enactment of this Act, the Secretary of  
18 Health and Human Services shall submit to the  
19 Congress a report on the Abraham Accords Office,  
20 including—

21 (A) an evaluation of how the Office has ad-  
22 vanced progress toward conformance with Food  
23 and Drug Administration regulatory require-  
24 ments by manufacturers in the Abraham Ac-  
25 cords countries;

1 (B) a numerical count of parties that the  
2 Office has helped facilitate interactions or feed-  
3 back pursuant to section 1015(c)(1)(B) of the  
4 Federal Food, Drug, and Cosmetic Act (as  
5 added by subsection (a));

6 (C) a summary of technical assistance pro-  
7 vided to regulatory partners in Abraham Ac-  
8 cords countries pursuant to subparagraph (A)  
9 of such section 1015(c)(1); and

10 (D) recommendations for increasing and  
11 improving coordination between the Food and  
12 Drug Administration and entities in Abraham  
13 Accords countries.

14 (2) ABRAHAM ACCORDS COUNTRY DEFINED.—  
15 In this subsection, the term “Abraham Accords  
16 country” has the meaning given such term in section  
17 1015(d) of the Federal Food, Drug, and Cosmetic  
18 Act (as added by subsection (a)).

19 **TITLE VII—LOWERING**  
20 **PRESCRIPTION DRUG COSTS**

21 **SEC. 6701. OVERSIGHT OF PHARMACY BENEFIT MANAGE-**  
22 **MENT SERVICES.**

23 (a) PUBLIC HEALTH SERVICE ACT.—Title XXVII of  
24 the Public Health Service Act (42 U.S.C. 300gg et seq.)  
25 is amended—

1           (1) in part D (42 U.S.C. 300gg–111 et seq.),  
2           by adding at the end the following new section:

3   **“SEC. 2799A–11. OVERSIGHT OF ENTITIES THAT PROVIDE**  
4                   **PHARMACY BENEFIT MANAGEMENT SERV-**  
5                   **ICES.**

6           “(a) IN GENERAL.—For plan years beginning on or  
7 after the date that is 30 months after the date of enact-  
8 ment of this section (referred to in this subsection and  
9 subsection (b) as the ‘effective date’), a group health plan  
10 or a health insurance issuer offering group health insur-  
11 ance coverage, or an entity providing pharmacy benefit  
12 management services on behalf of such a plan or issuer,  
13 shall not enter into a contract, including an extension or  
14 renewal of a contract, entered into on or after the effective  
15 date, with an applicable entity unless such applicable enti-  
16 ty agrees to—

17           “(1) not limit or delay the disclosure of infor-  
18 mation to the group health plan (including such a  
19 plan offered through a health insurance issuer) in  
20 such a manner that prevents an entity providing  
21 pharmacy benefit management services on behalf of  
22 a group health plan or health insurance issuer offer-  
23 ing group health insurance coverage from making  
24 the reports described in subsection (b); and

1           “(2) provide the entity providing pharmacy ben-  
2           efit management services on behalf of a group health  
3           plan or health insurance issuer relevant information  
4           necessary to make the reports described in sub-  
5           section (b).

6           “(b) REPORTS.—

7           “(1) IN GENERAL.—For plan years beginning  
8           on or after the effective date, in the case of any con-  
9           tract between a group health plan or a health insur-  
10          ance issuer offering group health insurance coverage  
11          offered in connection with such a plan and an entity  
12          providing pharmacy benefit management services on  
13          behalf of such plan or issuer, including an extension  
14          or renewal of such a contract, entered into on or  
15          after the effective date, the entity providing phar-  
16          macy benefit management services on behalf of such  
17          a group health plan or health insurance issuer, not  
18          less frequently than every 6 months (or, at the re-  
19          quest of a group health plan, not less frequently  
20          than quarterly, and under the same conditions,  
21          terms, and cost of the semiannual report under this  
22          subsection), shall submit to the group health plan a  
23          report in accordance with this section. Each such re-  
24          port shall be made available to such group health  
25          plan in plain language, in a machine-readable for-

1 mat, and as the Secretary may determine, other for-  
2 mats. Each such report shall include the information  
3 described in paragraph (2).

4 “(2) INFORMATION DESCRIBED.—For purposes  
5 of paragraph (1), the information described in this  
6 paragraph is, with respect to drugs covered by a  
7 group health plan or group health insurance cov-  
8 erage offered by a health insurance issuer in connec-  
9 tion with a group health plan during each reporting  
10 period—

11 “(A) in the case of a group health plan  
12 that is offered by a specified large employer or  
13 that is a specified large plan, and is not offered  
14 as health insurance coverage, or in the case of  
15 health insurance coverage for which the election  
16 under paragraph (3) is made for the applicable  
17 reporting period—

18 “(i) a list of drugs for which a claim  
19 was filed and, with respect to each such  
20 drug on such list—

21 “(I) the contracted compensation  
22 paid by the group health plan or  
23 health insurance issuer for each cov-  
24 ered drug (identified by the National  
25 Drug Code) to the entity providing

1 pharmacy benefit management serv-  
2 ices or other applicable entity on be-  
3 half of the group health plan or health  
4 insurance issuer;

5 “(II) the contracted compensa-  
6 tion paid to the pharmacy, by any en-  
7 tity providing pharmacy benefit man-  
8 agement services or other applicable  
9 entity on behalf of the group health  
10 plan or health insurance issuer, for  
11 each covered drug (identified by the  
12 National Drug Code);

13 “(III) for each such claim, the  
14 difference between the amount paid  
15 under subclause (I) and the amount  
16 paid under subclause (II);

17 “(IV) the proprietary name, es-  
18 tablished name or proper name, and  
19 the National Drug Code;

20 “(V) for each claim for the drug  
21 (including original prescriptions and  
22 refills) and for each dosage unit of the  
23 drug for which a claim was filed, the  
24 type of dispensing channel used to

1 furnish the drug, including retail, mail  
2 order, or specialty pharmacy;

3 “(VI) with respect to each drug  
4 dispensed, for each type of dispensing  
5 channel (including retail, mail order,  
6 or specialty pharmacy)—

7 “(aa) whether such drug is a  
8 brand name drug or a generic  
9 drug, and—

10 “(AA) in the case of a  
11 brand name drug, the whole-  
12 sale acquisition cost, listed  
13 as cost per days supply and  
14 cost per dosage unit, on the  
15 date such drug was dis-  
16 pensed; and

17 “(BB) in the case of a  
18 generic drug, the average  
19 wholesale price, listed as  
20 cost per days supply and  
21 cost per dosage unit, on the  
22 date such drug was dis-  
23 pensed; and

24 “(bb) the total number of—

1                                   “(AA)        prescription  
2                                   claims (including original  
3                                   prescriptions and refills);

4                                   “(BB) participants and  
5                                   beneficiaries for whom a  
6                                   claim for such drug was  
7                                   filed through the applicable  
8                                   dispensing channel;

9                                   “(CC) dosage units and  
10                                  dosage units per fill of such  
11                                  drug; and

12                                  “(DD) days supply of  
13                                  such drug per fill;

14                                  “(VII) the net price per course of  
15                                  treatment or single fill, such as a 30-  
16                                  day supply or 90-day supply to the  
17                                  plan or coverage after rebates, fees,  
18                                  alternative discounts, or other remun-  
19                                  eration received from applicable enti-  
20                                  ties;

21                                  “(VIII) the total amount of out-  
22                                  of-pocket spending by participants  
23                                  and beneficiaries on such drug, in-  
24                                  cluding spending through copayments,  
25                                  coinsurance, and deductibles, but not

1 including any amounts spent by par-  
2 ticipants and beneficiaries on drugs  
3 not covered under the plan or cov-  
4 erage, or for which no claim is sub-  
5 mitted under the plan or coverage;

6 “(IX) the total net spending on  
7 the drug;

8 “(X) the total amount received,  
9 or expected to be received, by the plan  
10 or issuer from any applicable entity in  
11 rebates, fees, alternative discounts, or  
12 other remuneration;

13 “(XI) the total amount received,  
14 or expected to be received, by the enti-  
15 ty providing pharmacy benefit man-  
16 agement services, from applicable en-  
17 tities, in rebates, fees, alternative dis-  
18 counts, or other remuneration from  
19 such entities—

20 “(aa) for claims incurred  
21 during the reporting period; and

22 “(bb) that is related to utili-  
23 zation of such drug or spending  
24 on such drug; and

1                   “(XII) to the extent feasible, in-  
2                   formation on the total amount of re-  
3                   muneration for such drug, including  
4                   copayment assistance dollars paid, co-  
5                   payment cards applied, or other dis-  
6                   counts provided by each drug manu-  
7                   facturer (or entity administering co-  
8                   payment assistance on behalf of such  
9                   drug manufacturer), to the partici-  
10                  pants and beneficiaries enrolled in  
11                  such plan or coverage;

12                  “(ii) a list of each therapeutic class  
13                  (as defined by the Secretary) for which a  
14                  claim was filed under the group health  
15                  plan or health insurance coverage during  
16                  the reporting period, and, with respect to  
17                  each such therapeutic class—

18                         “(I) the total gross spending on  
19                         drugs in such class before rebates,  
20                         price concessions, alternative dis-  
21                         counts, or other remuneration from  
22                         applicable entities;

23                         “(II) the net spending in such  
24                         class after such rebates, price conces-

1 sions, alternative discounts, or other  
2 remuneration from applicable entities;

3 “(III) the total amount received,  
4 or expected to be received, by the enti-  
5 ty providing pharmacy benefit man-  
6 agement services, from applicable en-  
7 tities, in rebates, fees, alternative dis-  
8 counts, or other remuneration from  
9 such entities—

10 “(aa) for claims incurred  
11 during the reporting period; and

12 “(bb) that is related to utili-  
13 zation of drugs or drug spending;

14 “(IV) the average net spending  
15 per 30-day supply and per 90-day  
16 supply by the plan or by the issuer  
17 with respect to such coverage and its  
18 participants and beneficiaries, among  
19 all drugs within the therapeutic class  
20 for which a claim was filed during the  
21 reporting period;

22 “(V) the number of participants  
23 and beneficiaries who filled a prescrip-  
24 tion for a drug in such class, includ-

1                   ing the National Drug Code for each  
2                   such drug;

3                   “(VI) if applicable, a description  
4                   of the formulary tiers and utilization  
5                   mechanisms (such as prior authoriza-  
6                   tion or step therapy) employed for  
7                   drugs in that class; and

8                   “(VII) the total out-of-pocket  
9                   spending under the plan or coverage  
10                  by participants and beneficiaries, in-  
11                  cluding spending through copayments,  
12                  coinsurance, and deductibles, but not  
13                  including any amounts spent by par-  
14                  ticipants and beneficiaries on drugs  
15                  not covered under the plan or cov-  
16                  erage or for which no claim is sub-  
17                  mitted under the plan or coverage;

18                  “(iii) with respect to any drug for  
19                  which gross spending under the group  
20                  health plan or health insurance coverage  
21                  exceeded \$10,000 during the reporting pe-  
22                  riod or, in the case that gross spending  
23                  under the group health plan or coverage  
24                  exceeded \$10,000 during the reporting pe-  
25                  riod with respect to fewer than 50 drugs,

1 with respect to the 50 prescription drugs  
2 with the highest spending during the re-  
3 porting period—

4 “(I) a list of all other drugs in  
5 the same therapeutic class as such  
6 drug;

7 “(II) if applicable, the rationale  
8 for the formulary placement of such  
9 drug in that therapeutic category or  
10 class, selected from a list of standard  
11 rationales established by the Sec-  
12 retary, in consultation with stake-  
13 holders; and

14 “(III) any change in formulary  
15 placement compared to the prior plan  
16 year; and

17 “(iv) in the case that such plan or  
18 issuer (or an entity providing pharmacy  
19 benefit management services on behalf of  
20 such plan or issuer) has an affiliated phar-  
21 macy or pharmacy under common owner-  
22 ship, including mandatory mail and spe-  
23 cialty home delivery programs, retail and  
24 mail auto-refill programs, and cost sharing

1 assistance incentives funded by an entity  
2 providing pharmacy benefit services—

3 “(I) an explanation of any ben-  
4 efit design parameters that encourage  
5 or require participants and bene-  
6 ficiaries in the plan or coverage to fill  
7 prescriptions at mail order, specialty,  
8 or retail pharmacies;

9 “(II) the percentage of total pre-  
10 scriptions dispensed by such phar-  
11 macies to participants or beneficiaries  
12 in such plan or coverage; and

13 “(III) a list of all drugs dis-  
14 pensed by such pharmacies to partici-  
15 pants or beneficiaries enrolled in such  
16 plan or coverage, and, with respect to  
17 each drug dispensed—

18 “(aa) the amount charged,  
19 per dosage unit, per 30-day sup-  
20 ply, or per 90-day supply (as ap-  
21 plicable) to the plan or issuer,  
22 and to participants and bene-  
23 ficiaries;

24 “(bb) the median amount  
25 charged to such plan or issuer,

1 and the interquartile range of the  
2 costs, per dosage unit, per 30-  
3 day supply, and per 90-day sup-  
4 ply, including amounts paid by  
5 the participants and bene-  
6 ficiaries, when the same drug is  
7 dispensed by other pharmacies  
8 that are not affiliated with or  
9 under common ownership with  
10 the entity and that are included  
11 in the pharmacy network of such  
12 plan or coverage;

13 “(cc) the lowest cost per  
14 dosage unit, per 30-day supply  
15 and per 90-day supply, for each  
16 such drug, including amounts  
17 charged to the plan or coverage  
18 and to participants and bene-  
19 ficiaries, that is available from  
20 any pharmacy included in the  
21 network of such plan or coverage;  
22 and

23 “(dd) the net acquisition  
24 cost per dosage unit, per 30-day  
25 supply, and per 90-day supply, if

1                   such drug is subject to a max-  
2                   imum price discount; and

3                   “(B) with respect to any group health  
4                   plan, including group health insurance coverage  
5                   offered in connection with such a plan, regard-  
6                   less of whether the plan or coverage is offered  
7                   by a specified large employer or whether it is a  
8                   specified large plan—

9                   “(i) a summary document for the  
10                  group health plan that includes such infor-  
11                  mation described in clauses (i) through (iv)  
12                  of subparagraph (A), as specified by the  
13                  Secretary through guidance, program in-  
14                  struction, or otherwise (with no require-  
15                  ment of notice and comment rulemaking),  
16                  that the Secretary determines useful to  
17                  group health plans for purposes of select-  
18                  ing pharmacy benefit management serv-  
19                  ices, such as an estimated net price to  
20                  group health plan and participant or bene-  
21                  ficiary, a cost per claim, the fee structure  
22                  or reimbursement model, and estimated  
23                  cost per participant or beneficiary;

24                  “(ii) a summary document for plans  
25                  and issuers to provide to participants and

1 beneficiaries, which shall be made available  
2 to participants or beneficiaries upon re-  
3 quest to their group health plan (including  
4 in the case of group health insurance cov-  
5 erage offered in connection with such a  
6 plan), that—

7 “(I) contains such information  
8 described in clauses (iii), (iv), (v), and  
9 (vi), as applicable, as specified by the  
10 Secretary through guidance, program  
11 instruction, or otherwise (with no re-  
12 quirement of notice and comment  
13 rulemaking) that the Secretary deter-  
14 mines useful to participants or bene-  
15 ficiaries in better understanding the  
16 plan or coverage or benefits under  
17 such plan or coverage;

18 “(II) contains only aggregate in-  
19 formation; and

20 “(III) states that participants  
21 and beneficiaries may request specific,  
22 claims-level information required to be  
23 furnished under subsection (c) from  
24 the group health plan or health insur-  
25 ance issuer; and

1                   “(iii) with respect to drugs covered by  
2                   such plan or coverage during such report-  
3                   ing period—

4                   “(I) the total net spending by the  
5                   plan or coverage for all such drugs;

6                   “(II) the total amount received,  
7                   or expected to be received, by the plan  
8                   or issuer from any applicable entity in  
9                   rebates, fees, alternative discounts, or  
10                  other remuneration; and

11                  “(III) to the extent feasible, in-  
12                  formation on the total amount of re-  
13                  muneration for such drugs, including  
14                  copayment assistance dollars paid, co-  
15                  payment cards applied, or other dis-  
16                  counts provided by each drug manu-  
17                  facturer (or entity administering co-  
18                  payment assistance on behalf of such  
19                  drug manufacturer) to participants  
20                  and beneficiaries;

21                  “(iv) amounts paid directly or indi-  
22                  rectly in rebates, fees, or any other type of  
23                  compensation (as defined in section  
24                  408(b)(2)(B)(ii)(dd)(AA) of the Employee  
25                  Retirement Income Security Act) to bro-

1 kerage firms, brokers, consultants, advi-  
2 sors, or any other individual or firm, for—

3 “(I) the referral of the group  
4 health plan’s or health insurance  
5 issuer’s business to an entity pro-  
6 viding pharmacy benefit management  
7 services, including the identity of the  
8 recipient of such amounts;

9 “(II) consideration of the entity  
10 providing pharmacy benefit manage-  
11 ment services by the group health  
12 plan or health insurance issuer; or

13 “(III) the retention of the entity  
14 by the group health plan or health in-  
15 surance issuer;

16 “(v) an explanation of any benefit de-  
17 sign parameters that encourage or require  
18 participants and beneficiaries in such plan  
19 or coverage to fill prescriptions at mail  
20 order, specialty, or retail pharmacies that  
21 are affiliated with or under common own-  
22 ership with the entity providing pharmacy  
23 benefit management services under such  
24 plan or coverage, including mandatory mail  
25 and specialty home delivery programs, re-

1 tail and mail auto-refill programs, and  
2 cost-sharing assistance incentives directly  
3 or indirectly funded by such entity; and

4 “(vi) total gross spending on all drugs  
5 under the plan or coverage during the re-  
6 porting period.

7 “(3) OPT-IN FOR GROUP HEALTH INSURANCE  
8 COVERAGE OFFERED BY A SPECIFIED LARGE EM-  
9 PLOYER OR THAT IS A SPECIFIED LARGE PLAN.—In  
10 the case of group health insurance coverage offered  
11 in connection with a group health plan that is of-  
12 fered by a specified large employer or is a specified  
13 large plan, such group health plan may, on an an-  
14 nual basis, for plan years beginning on or after the  
15 date that is 30 months after the date of enactment  
16 of this section, elect to require an entity providing  
17 pharmacy benefit management services on behalf of  
18 the health insurance issuer to submit to such group  
19 health plan a report that includes all of the informa-  
20 tion described in paragraph (2)(A), in addition to  
21 the information described in paragraph (2)(B).

22 “(4) PRIVACY REQUIREMENTS.—

23 “(A) IN GENERAL.—An entity providing  
24 pharmacy benefit management services on be-  
25 half of a group health plan or a health insur-

1           ance issuer offering group health insurance cov-  
2           erage shall report information under paragraph  
3           (1) in a manner consistent with the privacy reg-  
4           ulations promulgated under section 13402(a) of  
5           the Health Information Technology for Eco-  
6           nomic and Clinical Health Act and consistent  
7           with the privacy regulations promulgated under  
8           the Health Insurance Portability and Account-  
9           ability Act of 1996 in part 160 and subparts A  
10          and E of part 164 of title 45, Code of Federal  
11          Regulations (or successor regulations) (referred  
12          to in this paragraph as the ‘HIPAA privacy  
13          regulations’) and shall restrict the use and dis-  
14          closure of such information according to such  
15          privacy regulations and such HIPAA privacy  
16          regulations.

17                   “(B) ADDITIONAL REQUIREMENTS.—

18                           “(i) IN GENERAL.—An entity pro-  
19                           viding pharmacy benefit management serv-  
20                           ices on behalf of a group health plan or  
21                           health insurance issuer offering group  
22                           health insurance coverage that submits a  
23                           report under paragraph (1) shall ensure  
24                           that such report contains only summary  
25                           health information, as defined in section

1 164.504(a) of title 45, Code of Federal  
2 Regulations (or successor regulations).

3 “(ii) RESTRICTIONS.—In carrying out  
4 this subsection, a group health plan shall  
5 comply with section 164.504(f) of title 45,  
6 Code of Federal Regulations (or a suc-  
7 cessor regulation), and a plan sponsor shall  
8 act in accordance with the terms of the  
9 agreement described in such section.

10 “(C) RULE OF CONSTRUCTION.—

11 “(i) Nothing in this section shall be  
12 construed to modify the requirements for  
13 the creation, receipt, maintenance, or  
14 transmission of protected health informa-  
15 tion under the HIPAA privacy regulations.

16 “(ii) Nothing in this section shall be  
17 construed to affect the application of any  
18 Federal or State privacy or civil rights law,  
19 including the HIPAA privacy regulations,  
20 the Genetic Information Nondiscrimination  
21 Act of 2008 (Public Law 110–233) (in-  
22 cluding the amendments made by such  
23 Act), the Americans with Disabilities Act  
24 of 1990 (42 U.S.C. 12101 et seq.), section  
25 504 of the Rehabilitation Act of 1973 (29

1 U.S.C. 794), section 1557 of the Patient  
2 Protection and Affordable Care Act (42  
3 U.S.C. 18116), title VI of the Civil Rights  
4 Act of 1964 (42 U.S.C. 2000d), and title  
5 VII of the Civil Rights Act of 1964 (42  
6 U.S.C. 2000e).

7 “(D) WRITTEN NOTICE.—Each plan year,  
8 group health plans, including with respect to  
9 group health insurance coverage offered in con-  
10 nection with a group health plan, shall provide  
11 to each participant or beneficiary written notice  
12 informing the participant or beneficiary of the  
13 requirement for entities providing pharmacy  
14 benefit management services on behalf of the  
15 group health plan or health insurance issuer of-  
16 fering group health insurance coverage to sub-  
17 mit reports to group health plans under para-  
18 graph (1), as applicable, which may include in-  
19 corporating such notification in plan documents  
20 provided to the participant or beneficiary, or  
21 providing individual notification.

22 “(E) LIMITATION TO BUSINESS ASSOCI-  
23 ATES.—A group health plan receiving a report  
24 under paragraph (1) may disclose such informa-  
25 tion only to the entity from which the report

1 was received or to that entity's business associ-  
2 ates as defined in section 160.103 of title 45,  
3 Code of Federal Regulations (or successor regu-  
4 lations) or as permitted by the HIPAA privacy  
5 regulations.

6 “(F) CLARIFICATION REGARDING PUBLIC  
7 DISCLOSURE OF INFORMATION.—Nothing in  
8 this section shall prevent an entity providing  
9 pharmacy benefit management services on be-  
10 half of a group health plan or health insurance  
11 issuer offering group health insurance coverage,  
12 from placing reasonable restrictions on the pub-  
13 lic disclosure of the information contained in a  
14 report described in paragraph (1), except that  
15 such plan, issuer, or entity may not—

16 “(i) restrict disclosure of such report  
17 to the Department of Health and Human  
18 Services, the Department of Labor, or the  
19 Department of the Treasury; or

20 “(ii) prevent disclosure for the pur-  
21 poses of subsection (c), or any other public  
22 disclosure requirement under this section.

23 “(G) LIMITED FORM OF REPORT.—The  
24 Secretary shall define through rulemaking a  
25 limited form of the report under paragraph (1)

1 required with respect to any group health plan  
2 established by a plan sponsor that is, or is af-  
3 filiated with, a drug manufacturer, drug whole-  
4 saler, or other direct participant in the drug  
5 supply chain, in order to prevent anti-competi-  
6 tive behavior.

7 “(5) STANDARD FORMAT AND REGULATIONS.—

8 “(A) IN GENERAL.—Not later than 18  
9 months after the date of enactment of this sec-  
10 tion, the Secretary shall specify through rule-  
11 making a standard format for entities providing  
12 pharmacy benefit management services on be-  
13 half of group health plans and health insurance  
14 issuers offering group health insurance cov-  
15 erage, to submit reports required under para-  
16 graph (1).

17 “(B) ADDITIONAL REGULATIONS.—Not  
18 later than 18 months after the date of enact-  
19 ment of this section, the Secretary shall,  
20 through rulemaking, promulgate any other final  
21 regulations necessary to implement the require-  
22 ments of this section. In promulgating such  
23 regulations, the Secretary shall, to the extent  
24 practicable, align the reporting requirements

1 under this section with the reporting require-  
2 ments under section 2799A-10.

3 “(c) REQUIREMENT TO PROVIDE INFORMATION TO  
4 PARTICIPANTS OR BENEFICIARIES.—A group health plan,  
5 including with respect to group health insurance coverage  
6 offered in connection with a group health plan, upon re-  
7 quest of a participant or beneficiary, shall provide to such  
8 participant or beneficiary—

9 “(1) the summary document described in sub-  
10 section (b)(2)(B)(ii); and

11 “(2) the information described in subsection  
12 (b)(2)(A)(i)(III) with respect to a claim made by or  
13 on behalf of such participant or beneficiary.

14 “(d) ENFORCEMENT.—

15 “(1) IN GENERAL.—The Secretary shall enforce  
16 this section. The enforcement authority under this  
17 subsection shall apply only with respect to group  
18 health plans (including group health insurance cov-  
19 erage offered in connection with such a plan) to  
20 which the requirements of subparts I and II of part  
21 A and part D apply in accordance with section 2722,  
22 and with respect to entities providing pharmacy ben-  
23 efit management services on behalf of such plans  
24 and applicable entities providing services on behalf  
25 of such plans.

1           “(2) FAILURE TO PROVIDE INFORMATION.—A  
2           group health plan, a health insurance issuer offering  
3           group health insurance coverage, an entity providing  
4           pharmacy benefit management services on behalf of  
5           such a plan or issuer, or an applicable entity pro-  
6           viding services on behalf of such a plan or issuer  
7           that violates subsection (a); an entity providing  
8           pharmacy benefit management services on behalf of  
9           such a plan or issuer that fails to provide the infor-  
10          mation required under subsection (b); or a group  
11          health plan that fails to provide the information re-  
12          quired under subsection (c), shall be subject to a  
13          civil monetary penalty in the amount of \$10,000 for  
14          each day during which such violation continues or  
15          such information is not disclosed or reported.

16          “(3) FALSE INFORMATION.—A health insurance  
17          issuer, an entity providing pharmacy benefit man-  
18          agement services, or a third party administrator pro-  
19          viding services on behalf of such issuer offered by a  
20          health insurance issuer that knowingly provides false  
21          information under this section shall be subject to a  
22          civil monetary penalty in an amount not to exceed  
23          \$100,000 for each item of false information. Such  
24          civil monetary penalty shall be in addition to other  
25          penalties as may be prescribed by law.

1           “(4) PROCEDURE.—The provisions of section  
2           1128A of the Social Security Act, other than sub-  
3           sections (a) and (b) and the first sentence of sub-  
4           section (c)(1) of such section shall apply to civil  
5           monetary penalties under this subsection in the  
6           same manner as such provisions apply to a penalty  
7           or proceeding under such section.

8           “(5) WAIVERS.—The Secretary may waive pen-  
9           alties under paragraph (2), or extend the period of  
10          time for compliance with a requirement of this sec-  
11          tion, for an entity in violation of this section that  
12          has made a good-faith effort to comply with the re-  
13          quirements in this section.

14          “(e) RULE OF CONSTRUCTION.—Nothing in this sec-  
15          tion shall be construed to permit a health insurance issuer,  
16          group health plan, entity providing pharmacy benefit man-  
17          agement services on behalf of a group health plan or  
18          health insurance issuer, or other entity to restrict dislo-  
19          sure to, or otherwise limit the access of, the Secretary to  
20          a report described in subsection (b)(1) or information re-  
21          lated to compliance with subsections (a), (b), (c), or (d)  
22          by such issuer, plan, or entity.

23          “(f) DEFINITIONS.—In this section:

24                  “(1) APPLICABLE ENTITY.—The term ‘applica-  
25                  ble entity’ means—

1           “(A) an applicable group purchasing orga-  
2           nization, drug manufacturer, distributor, whole-  
3           saler, rebate aggregator (or other purchasing  
4           entity designed to aggregate rebates), or associ-  
5           ated third party;

6           “(B) any subsidiary, parent, affiliate, or  
7           subcontractor of a group health plan, health in-  
8           surance issuer, entity that provides pharmacy  
9           benefit management services on behalf of such  
10          a plan or issuer, or any entity described in sub-  
11          paragraph (A); or

12          “(C) such other entity as the Secretary  
13          may specify through rulemaking.

14          “(2) APPLICABLE GROUP PURCHASING ORGANI-  
15          ZATION.—The term ‘applicable group purchasing or-  
16          ganization’ means a group purchasing organization  
17          that is affiliated with or under common ownership  
18          with an entity providing pharmacy benefit manage-  
19          ment services.

20          “(3) CONTRACTED COMPENSATION.—The term  
21          ‘contracted compensation’ means the sum of any in-  
22          gredient cost and dispensing fee for a drug (inclusive  
23          of the out-of-pocket costs to the participant or bene-  
24          ficiary), or another analogous compensation struc-

1           ture that the Secretary may specify through regula-  
2           tions.

3           “(4) GROSS SPENDING.—The term ‘gross  
4           spending’, with respect to prescription drug benefits  
5           under a group health plan or health insurance cov-  
6           erage, means the amount spent by a group health  
7           plan or health insurance issuer on prescription drug  
8           benefits, calculated before the application of rebates,  
9           fees, alternative discounts, or other remuneration.

10          “(5) NET SPENDING.—The term ‘net spending’,  
11          with respect to prescription drug benefits under a  
12          group health plan or health insurance coverage,  
13          means the amount spent by a group health plan or  
14          health insurance issuer on prescription drug bene-  
15          fits, calculated after the application of rebates, fees,  
16          alternative discounts, or other remuneration.

17          “(6) PLAN SPONSOR.—The term ‘plan sponsor’  
18          has the meaning given such term in section 3(16)(B)  
19          of the Employee Retirement Income Security Act of  
20          1974.

21          “(7) REMUNERATION.—The term ‘remunera-  
22          tion’ has the meaning given such term by the Sec-  
23          retary through rulemaking, which shall be reeval-  
24          ated by the Secretary every 5 years.

1           “(8) SPECIFIED LARGE EMPLOYER.—The term  
2           ‘specified large employer’ means, in connection with  
3           a group health plan (including group health insur-  
4           ance coverage offered in connection with such a  
5           plan) established or maintained by a single em-  
6           ployer, with respect to a calendar year or a plan  
7           year, as applicable, an employer who employed an  
8           average of at least 100 employees on business days  
9           during the preceding calendar year or plan year and  
10          who employs at least 1 employee on the first day of  
11          the calendar year or plan year.

12          “(9) SPECIFIED LARGE PLAN.—The term ‘spec-  
13          ified large plan’ means a group health plan (includ-  
14          ing group health insurance coverage offered in con-  
15          nection with such a plan) established or maintained  
16          by a plan sponsor described in clause (ii) or (iii) of  
17          section 3(16)(B) of the Employee Retirement In-  
18          come Security Act of 1974 that had an average of  
19          at least 100 participants on business days during  
20          the preceding calendar year or plan year, as applica-  
21          ble.

22          “(10) WHOLESALE ACQUISITION COST.—The  
23          term ‘wholesale acquisition cost’ has the meaning  
24          given such term in section 1847A(c)(6)(B) of the  
25          Social Security Act.”; and

1 (2) in section 2723 (42 U.S.C. 300gg-22)—

2 (A) in subsection (a)—

3 (i) in paragraph (1), by inserting  
4 “(other than section 2799A-11)” after  
5 “part D”; and

6 (ii) in paragraph (2), by inserting  
7 “(other than section 2799A-11)” after  
8 “part D”; and

9 (B) in subsection (b)—

10 (i) in paragraph (1), by inserting  
11 “(other than section 2799A-11)” after  
12 “part D”;

13 (ii) in paragraph (2)(A), by inserting  
14 “(other than section 2799A-11)” after  
15 “part D”; and

16 (iii) in paragraph (2)(C)(ii), by insert-  
17 ing “(other than section 2799A-11)” after  
18 “part D”.

19 (b) EMPLOYEE RETIREMENT INCOME SECURITY ACT  
20 OF 1974.—

21 (1) IN GENERAL.—Subtitle B of title I of the  
22 Employee Retirement Income Security Act of 1974  
23 (29 U.S.C. 1021 et seq.) is amended—

1 (A) in subpart B of part 7 (29 U.S.C.  
2 1185 et seq.), by adding at the end the fol-  
3 lowing:

4 **“SEC. 726. OVERSIGHT OF ENTITIES THAT PROVIDE PHAR-**  
5 **MACY BENEFIT MANAGEMENT SERVICES.**

6 “(a) IN GENERAL.—For plan years beginning on or  
7 after the date that is 30 months after the date of enact-  
8 ment of this section (referred to in this subsection and  
9 subsection (b) as the ‘effective date’), a group health plan  
10 or a health insurance issuer offering group health insur-  
11 ance coverage, or an entity providing pharmacy benefit  
12 management services on behalf of such a plan or issuer,  
13 shall not enter into a contract, including an extension or  
14 renewal of a contract, entered into on or after the effective  
15 date, with an applicable entity unless such applicable enti-  
16 ty agrees to—

17 “(1) not limit or delay the disclosure of infor-  
18 mation to the group health plan (including such a  
19 plan offered through a health insurance issuer) in  
20 such a manner that prevents an entity providing  
21 pharmacy benefit management services on behalf of  
22 a group health plan or health insurance issuer offer-  
23 ing group health insurance coverage from making  
24 the reports described in subsection (b); and

1           “(2) provide the entity providing pharmacy ben-  
2           efit management services on behalf of a group health  
3           plan or health insurance issuer relevant information  
4           necessary to make the reports described in sub-  
5           section (b).

6           “(b) REPORTS.—

7           “(1) IN GENERAL.—For plan years beginning  
8           on or after the effective date, in the case of any con-  
9           tract between a group health plan or a health insur-  
10          ance issuer offering group health insurance coverage  
11          offered in connection with such a plan and an entity  
12          providing pharmacy benefit management services on  
13          behalf of such plan or issuer, including an extension  
14          or renewal of such a contract, entered into on or  
15          after the effective date, the entity providing phar-  
16          macy benefit management services on behalf of such  
17          a group health plan or health insurance issuer, not  
18          less frequently than every 6 months (or, at the re-  
19          quest of a group health plan, not less frequently  
20          than quarterly, and under the same conditions,  
21          terms, and cost of the semiannual report under this  
22          subsection), shall submit to the group health plan a  
23          report in accordance with this section. Each such re-  
24          port shall be made available to such group health  
25          plan in plain language, in a machine-readable for-

1 mat, and as the Secretary may determine, other for-  
2 mats. Each such report shall include the information  
3 described in paragraph (2).

4 “(2) INFORMATION DESCRIBED.—For purposes  
5 of paragraph (1), the information described in this  
6 paragraph is, with respect to drugs covered by a  
7 group health plan or group health insurance cov-  
8 erage offered by a health insurance issuer in connec-  
9 tion with a group health plan during each reporting  
10 period—

11 “(A) in the case of a group health plan  
12 that is offered by a specified large employer or  
13 that is a specified large plan, and is not offered  
14 as health insurance coverage, or in the case of  
15 health insurance coverage for which the election  
16 under paragraph (3) is made for the applicable  
17 reporting period—

18 “(i) a list of drugs for which a claim  
19 was filed and, with respect to each such  
20 drug on such list—

21 “(I) the contracted compensation  
22 paid by the group health plan or  
23 health insurance issuer for each cov-  
24 ered drug (identified by the National  
25 Drug Code) to the entity providing

1 pharmacy benefit management serv-  
2 ices or other applicable entity on be-  
3 half of the group health plan or health  
4 insurance issuer;

5 “(II) the contracted compensa-  
6 tion paid to the pharmacy, by any en-  
7 tity providing pharmacy benefit man-  
8 agement services or other applicable  
9 entity on behalf of the group health  
10 plan or health insurance issuer, for  
11 each covered drug (identified by the  
12 National Drug Code);

13 “(III) for each such claim, the  
14 difference between the amount paid  
15 under subclause (I) and the amount  
16 paid under subclause (II);

17 “(IV) the proprietary name, es-  
18 tablished name or proper name, and  
19 the National Drug Code;

20 “(V) for each claim for the drug  
21 (including original prescriptions and  
22 refills) and for each dosage unit of the  
23 drug for which a claim was filed, the  
24 type of dispensing channel used to

1 furnish the drug, including retail, mail  
2 order, or specialty pharmacy;

3 “(VI) with respect to each drug  
4 dispensed, for each type of dispensing  
5 channel (including retail, mail order,  
6 or specialty pharmacy)—

7 “(aa) whether such drug is a  
8 brand name drug or a generic  
9 drug, and—

10 “(AA) in the case of a  
11 brand name drug, the whole-  
12 sale acquisition cost, listed  
13 as cost per days supply and  
14 cost per dosage unit, on the  
15 date such drug was dis-  
16 pensed; and

17 “(BB) in the case of a  
18 generic drug, the average  
19 wholesale price, listed as  
20 cost per days supply and  
21 cost per dosage unit, on the  
22 date such drug was dis-  
23 pensed; and

24 “(bb) the total number of—

1                   “(AA)        prescription  
2                   claims (including original  
3                   prescriptions and refills);

4                   “(BB) participants and  
5                   beneficiaries for whom a  
6                   claim for such drug was  
7                   filed through the applicable  
8                   dispensing channel;

9                   “(CC) dosage units and  
10                  dosage units per fill of such  
11                  drug; and

12                  “(DD) days supply of  
13                  such drug per fill;

14                  “(VII) the net price per course of  
15                  treatment or single fill, such as a 30-  
16                  day supply or 90-day supply to the  
17                  plan or coverage after rebates, fees,  
18                  alternative discounts, or other remun-  
19                  eration received from applicable enti-  
20                  ties;

21                  “(VIII) the total amount of out-  
22                  of-pocket spending by participants  
23                  and beneficiaries on such drug, in-  
24                  cluding spending through copayments,  
25                  coinsurance, and deductibles, but not

1 including any amounts spent by par-  
2 ticipants and beneficiaries on drugs  
3 not covered under the plan or cov-  
4 erage, or for which no claim is sub-  
5 mitted under the plan or coverage;

6 “(IX) the total net spending on  
7 the drug;

8 “(X) the total amount received,  
9 or expected to be received, by the plan  
10 or issuer from any applicable entity in  
11 rebates, fees, alternative discounts, or  
12 other remuneration;

13 “(XI) the total amount received,  
14 or expected to be received, by the enti-  
15 ty providing pharmacy benefit man-  
16 agement services, from applicable en-  
17 tities, in rebates, fees, alternative dis-  
18 counts, or other remuneration from  
19 such entities—

20 “(aa) for claims incurred  
21 during the reporting period; and

22 “(bb) that is related to utili-  
23 zation of such drug or spending  
24 on such drug; and

1                   “(XII) to the extent feasible, in-  
2                   formation on the total amount of re-  
3                   muneration for such drug, including  
4                   copayment assistance dollars paid, co-  
5                   payment cards applied, or other dis-  
6                   counts provided by each drug manu-  
7                   facturer (or entity administering co-  
8                   payment assistance on behalf of such  
9                   drug manufacturer), to the partici-  
10                  pants and beneficiaries enrolled in  
11                  such plan or coverage;

12                  “(ii) a list of each therapeutic class  
13                  (as defined by the Secretary) for which a  
14                  claim was filed under the group health  
15                  plan or health insurance coverage during  
16                  the reporting period, and, with respect to  
17                  each such therapeutic class—

18                         “(I) the total gross spending on  
19                         drugs in such class before rebates,  
20                         price concessions, alternative dis-  
21                         counts, or other remuneration from  
22                         applicable entities;

23                         “(II) the net spending in such  
24                         class after such rebates, price conces-

1 sions, alternative discounts, or other  
2 remuneration from applicable entities;

3 “(III) the total amount received,  
4 or expected to be received, by the enti-  
5 ty providing pharmacy benefit man-  
6 agement services, from applicable en-  
7 tities, in rebates, fees, alternative dis-  
8 counts, or other remuneration from  
9 such entities—

10 “(aa) for claims incurred  
11 during the reporting period; and

12 “(bb) that is related to utili-  
13 zation of drugs or drug spending;

14 “(IV) the average net spending  
15 per 30-day supply and per 90-day  
16 supply by the plan or by the issuer  
17 with respect to such coverage and its  
18 participants and beneficiaries, among  
19 all drugs within the therapeutic class  
20 for which a claim was filed during the  
21 reporting period;

22 “(V) the number of participants  
23 and beneficiaries who filled a prescrip-  
24 tion for a drug in such class, includ-

1                   ing the National Drug Code for each  
2                   such drug;

3                   “(VI) if applicable, a description  
4                   of the formulary tiers and utilization  
5                   mechanisms (such as prior authoriza-  
6                   tion or step therapy) employed for  
7                   drugs in that class; and

8                   “(VII) the total out-of-pocket  
9                   spending under the plan or coverage  
10                  by participants and beneficiaries, in-  
11                  cluding spending through copayments,  
12                  coinsurance, and deductibles, but not  
13                  including any amounts spent by par-  
14                  ticipants and beneficiaries on drugs  
15                  not covered under the plan or cov-  
16                  erage or for which no claim is sub-  
17                  mitted under the plan or coverage;

18                  “(iii) with respect to any drug for  
19                  which gross spending under the group  
20                  health plan or health insurance coverage  
21                  exceeded \$10,000 during the reporting pe-  
22                  riod or, in the case that gross spending  
23                  under the group health plan or coverage  
24                  exceeded \$10,000 during the reporting pe-  
25                  riod with respect to fewer than 50 drugs,

1 with respect to the 50 prescription drugs  
2 with the highest spending during the re-  
3 porting period—

4 “(I) a list of all other drugs in  
5 the same therapeutic class as such  
6 drug;

7 “(II) if applicable, the rationale  
8 for the formulary placement of such  
9 drug in that therapeutic category or  
10 class, selected from a list of standard  
11 rationales established by the Sec-  
12 retary, in consultation with stake-  
13 holders; and

14 “(III) any change in formulary  
15 placement compared to the prior plan  
16 year; and

17 “(iv) in the case that such plan or  
18 issuer (or an entity providing pharmacy  
19 benefit management services on behalf of  
20 such plan or issuer) has an affiliated phar-  
21 macy or pharmacy under common owner-  
22 ship, including mandatory mail and spe-  
23 cialty home delivery programs, retail and  
24 mail auto-refill programs, and cost sharing

1 assistance incentives funded by an entity  
2 providing pharmacy benefit services—

3 “(I) an explanation of any ben-  
4 efit design parameters that encourage  
5 or require participants and bene-  
6 ficiaries in the plan or coverage to fill  
7 prescriptions at mail order, specialty,  
8 or retail pharmacies;

9 “(II) the percentage of total pre-  
10 scriptions dispensed by such phar-  
11 macies to participants or beneficiaries  
12 in such plan or coverage; and

13 “(III) a list of all drugs dis-  
14 pensed by such pharmacies to partici-  
15 pants or beneficiaries enrolled in such  
16 plan or coverage, and, with respect to  
17 each drug dispensed—

18 “(aa) the amount charged,  
19 per dosage unit, per 30-day sup-  
20 ply, or per 90-day supply (as ap-  
21 plicable) to the plan or issuer,  
22 and to participants and bene-  
23 ficiaries;

24 “(bb) the median amount  
25 charged to such plan or issuer,

1000

1 and the interquartile range of the  
2 costs, per dosage unit, per 30-  
3 day supply, and per 90-day sup-  
4 ply, including amounts paid by  
5 the participants and bene-  
6 ficiaries, when the same drug is  
7 dispensed by other pharmacies  
8 that are not affiliated with or  
9 under common ownership with  
10 the entity and that are included  
11 in the pharmacy network of such  
12 plan or coverage;

13 “(cc) the lowest cost per  
14 dosage unit, per 30-day supply  
15 and per 90-day supply, for each  
16 such drug, including amounts  
17 charged to the plan or coverage  
18 and to participants and bene-  
19 ficiaries, that is available from  
20 any pharmacy included in the  
21 network of such plan or coverage;  
22 and

23 “(dd) the net acquisition  
24 cost per dosage unit, per 30-day  
25 supply, and per 90-day supply, if

1                   such drug is subject to a max-  
2                   imum price discount; and

3                   “(B) with respect to any group health  
4                   plan, including group health insurance coverage  
5                   offered in connection with such a plan, regard-  
6                   less of whether the plan or coverage is offered  
7                   by a specified large employer or whether it is a  
8                   specified large plan—

9                   “(i) a summary document for the  
10                   group health plan that includes such infor-  
11                   mation described in clauses (i) through (iv)  
12                   of subparagraph (A), as specified by the  
13                   Secretary through guidance, program in-  
14                   struction, or otherwise (with no require-  
15                   ment of notice and comment rulemaking),  
16                   that the Secretary determines useful to  
17                   group health plans for purposes of select-  
18                   ing pharmacy benefit management serv-  
19                   ices, such as an estimated net price to  
20                   group health plan and participant or bene-  
21                   ficiary, a cost per claim, the fee structure  
22                   or reimbursement model, and estimated  
23                   cost per participant or beneficiary;

24                   “(ii) a summary document for plans  
25                   and issuers to provide to participants and

1 beneficiaries, which shall be made available  
2 to participants or beneficiaries upon re-  
3 quest to their group health plan (including  
4 in the case of group health insurance cov-  
5 erage offered in connection with such a  
6 plan), that—

7 “(I) contains such information  
8 described in clauses (iii), (iv), (v), and  
9 (vi), as applicable, as specified by the  
10 Secretary through guidance, program  
11 instruction, or otherwise (with no re-  
12 quirement of notice and comment  
13 rulemaking) that the Secretary deter-  
14 mines useful to participants or bene-  
15 ficiaries in better understanding the  
16 plan or coverage or benefits under  
17 such plan or coverage;

18 “(II) contains only aggregate in-  
19 formation; and

20 “(III) states that participants  
21 and beneficiaries may request specific,  
22 claims-level information required to be  
23 furnished under subsection (c) from  
24 the group health plan or health insur-  
25 ance issuer; and

1                   “(iii) with respect to drugs covered by  
2                   such plan or coverage during such report-  
3                   ing period—

4                   “(I) the total net spending by the  
5                   plan or coverage for all such drugs;

6                   “(II) the total amount received,  
7                   or expected to be received, by the plan  
8                   or issuer from any applicable entity in  
9                   rebates, fees, alternative discounts, or  
10                  other remuneration; and

11                  “(III) to the extent feasible, in-  
12                  formation on the total amount of re-  
13                  muneration for such drugs, including  
14                  copayment assistance dollars paid, co-  
15                  payment cards applied, or other dis-  
16                  counts provided by each drug manu-  
17                  facturer (or entity administering co-  
18                  payment assistance on behalf of such  
19                  drug manufacturer) to participants  
20                  and beneficiaries;

21                  “(iv) amounts paid directly or indi-  
22                  rectly in rebates, fees, or any other type of  
23                  compensation (as defined in section  
24                  408(b)(2)(B)(ii)(dd)(AA)) to brokerage

1 firms, brokers, consultants, advisors, or  
2 any other individual or firm, for—

3 “(I) the referral of the group  
4 health plan’s or health insurance  
5 issuer’s business to an entity pro-  
6 viding pharmacy benefit management  
7 services, including the identity of the  
8 recipient of such amounts;

9 “(II) consideration of the entity  
10 providing pharmacy benefit manage-  
11 ment services by the group health  
12 plan or health insurance issuer; or

13 “(III) the retention of the entity  
14 by the group health plan or health in-  
15 surance issuer;

16 “(v) an explanation of any benefit de-  
17 sign parameters that encourage or require  
18 participants and beneficiaries in such plan  
19 or coverage to fill prescriptions at mail  
20 order, specialty, or retail pharmacies that  
21 are affiliated with or under common own-  
22 ership with the entity providing pharmacy  
23 benefit management services under such  
24 plan or coverage, including mandatory mail  
25 and specialty home delivery programs, re-

1 tail and mail auto-refill programs, and  
2 cost-sharing assistance incentives directly  
3 or indirectly funded by such entity; and

4 “(vi) total gross spending on all drugs  
5 under the plan or coverage during the re-  
6 porting period.

7 “(3) OPT-IN FOR GROUP HEALTH INSURANCE  
8 COVERAGE OFFERED BY A SPECIFIED LARGE EM-  
9 PLOYER OR THAT IS A SPECIFIED LARGE PLAN.—In  
10 the case of group health insurance coverage offered  
11 in connection with a group health plan that is of-  
12 fered by a specified large employer or is a specified  
13 large plan, such group health plan may, on an an-  
14 nual basis, for plan years beginning on or after the  
15 date that is 30 months after the date of enactment  
16 of this section, elect to require an entity providing  
17 pharmacy benefit management services on behalf of  
18 the health insurance issuer to submit to such group  
19 health plan a report that includes all of the informa-  
20 tion described in paragraph (2)(A), in addition to  
21 the information described in paragraph (2)(B).

22 “(4) PRIVACY REQUIREMENTS.—

23 “(A) IN GENERAL.—An entity providing  
24 pharmacy benefit management services on be-  
25 half of a group health plan or a health insur-

1           ance issuer offering group health insurance cov-  
2           erage shall report information under paragraph  
3           (1) in a manner consistent with the privacy regu-  
4           lations promulgated under section 13402(a) of  
5           the Health Information Technology for Eco-  
6           nomic and Clinical Health Act (42 U.S.C.  
7           17932(a)) and consistent with the privacy regu-  
8           lations promulgated under the Health Insur-  
9           ance Portability and Accountability Act of 1996  
10          in part 160 and subparts A and E of part 164  
11          of title 45, Code of Federal Regulations (or suc-  
12          cessor regulations) (referred to in this para-  
13          graph as the ‘HIPAA privacy regulations’) and  
14          shall restrict the use and disclosure of such in-  
15          formation according to such privacy regulations  
16          and such HIPAA privacy regulations.

17                   “(B) ADDITIONAL REQUIREMENTS.—

18                           “(i) IN GENERAL.—An entity pro-  
19                           viding pharmacy benefit management serv-  
20                           ices on behalf of a group health plan or  
21                           health insurance issuer offering group  
22                           health insurance coverage that submits a  
23                           report under paragraph (1) shall ensure  
24                           that such report contains only summary  
25                           health information, as defined in section

1 164.504(a) of title 45, Code of Federal  
2 Regulations (or successor regulations).

3 “(ii) RESTRICTIONS.—In carrying out  
4 this subsection, a group health plan shall  
5 comply with section 164.504(f) of title 45,  
6 Code of Federal Regulations (or a suc-  
7 cessor regulation), and a plan sponsor shall  
8 act in accordance with the terms of the  
9 agreement described in such section.

10 “(C) RULE OF CONSTRUCTION.—

11 “(i) Nothing in this section shall be  
12 construed to modify the requirements for  
13 the creation, receipt, maintenance, or  
14 transmission of protected health informa-  
15 tion under the HIPAA privacy regulations.

16 “(ii) Nothing in this section shall be  
17 construed to affect the application of any  
18 Federal or State privacy or civil rights law,  
19 including the HIPAA privacy regulations,  
20 the Genetic Information Nondiscrimination  
21 Act of 2008 (Public Law 110–233) (in-  
22 cluding the amendments made by such  
23 Act), the Americans with Disabilities Act  
24 of 1990 (42 U.S.C. 12101 et seq.), section  
25 504 of the Rehabilitation Act of 1973 (29

1 U.S.C. 794), section 1557 of the Patient  
2 Protection and Affordable Care Act (42  
3 U.S.C. 18116), title VI of the Civil Rights  
4 Act of 1964 (42 U.S.C. 2000d), and title  
5 VII of the Civil Rights Act of 1964 (42  
6 U.S.C. 2000e).

7 “(D) WRITTEN NOTICE.—Each plan year,  
8 group health plans, including with respect to  
9 group health insurance coverage offered in con-  
10 nection with a group health plan, shall provide  
11 to each participant or beneficiary written notice  
12 informing the participant or beneficiary of the  
13 requirement for entities providing pharmacy  
14 benefit management services on behalf of the  
15 group health plan or health insurance issuer of-  
16 fering group health insurance coverage to sub-  
17 mit reports to group health plans under para-  
18 graph (1), as applicable, which may include in-  
19 corporating such notification in plan documents  
20 provided to the participant or beneficiary, or  
21 providing individual notification.

22 “(E) LIMITATION TO BUSINESS ASSOCI-  
23 ATES.—A group health plan receiving a report  
24 under paragraph (1) may disclose such informa-  
25 tion only to the entity from which the report

1 was received or to that entity's business associ-  
2 ates as defined in section 160.103 of title 45,  
3 Code of Federal Regulations (or successor regu-  
4 lations) or as permitted by the HIPAA privacy  
5 regulations.

6 “(F) CLARIFICATION REGARDING PUBLIC  
7 DISCLOSURE OF INFORMATION.—Nothing in  
8 this section shall prevent an entity providing  
9 pharmacy benefit management services on be-  
10 half of a group health plan or health insurance  
11 issuer offering group health insurance coverage,  
12 from placing reasonable restrictions on the pub-  
13 lic disclosure of the information contained in a  
14 report described in paragraph (1), except that  
15 such plan, issuer, or entity may not—

16 “(i) restrict disclosure of such report  
17 to the Department of Health and Human  
18 Services, the Department of Labor, or the  
19 Department of the Treasury; or

20 “(ii) prevent disclosure for the pur-  
21 poses of subsection (c), or any other public  
22 disclosure requirement under this section.

23 “(G) LIMITED FORM OF REPORT.—The  
24 Secretary shall define through rulemaking a  
25 limited form of the report under paragraph (1)

1 required with respect to any group health plan  
2 established by a plan sponsor that is, or is af-  
3 filiated with, a drug manufacturer, drug whole-  
4 saler, or other direct participant in the drug  
5 supply chain, in order to prevent anti-competi-  
6 tive behavior.

7 “(5) STANDARD FORMAT AND REGULATIONS.—

8 “(A) IN GENERAL.—Not later than 18  
9 months after the date of enactment of this sec-  
10 tion, the Secretary shall specify through rule-  
11 making a standard format for entities providing  
12 pharmacy benefit management services on be-  
13 half of group health plans and health insurance  
14 issuers offering group health insurance cov-  
15 erage, to submit reports required under para-  
16 graph (1).

17 “(B) ADDITIONAL REGULATIONS.—Not  
18 later than 18 months after the date of enact-  
19 ment of this section, the Secretary shall,  
20 through rulemaking, promulgate any other final  
21 regulations necessary to implement the require-  
22 ments of this section. In promulgating such  
23 regulations, the Secretary shall, to the extent  
24 practicable, align the reporting requirements

1           under this section with the reporting require-  
2           ments under section 725.

3           “(c) REQUIREMENT TO PROVIDE INFORMATION TO  
4 PARTICIPANTS OR BENEFICIARIES.—A group health plan,  
5 including with respect to group health insurance coverage  
6 offered in connection with a group health plan, upon re-  
7 quest of a participant or beneficiary, shall provide to such  
8 participant or beneficiary—

9           “(1) the summary document described in sub-  
10          section (b)(2)(B)(ii); and

11          “(2) the information described in subsection  
12          (b)(2)(A)(i)(III) with respect to a claim made by or  
13          on behalf of such participant or beneficiary.

14          “(d) RULE OF CONSTRUCTION.—Nothing in this sec-  
15          tion shall be construed to permit a health insurance issuer,  
16          group health plan, entity providing pharmacy benefit man-  
17          agement services on behalf of a group health plan or  
18          health insurance issuer, or other entity to restrict dislo-  
19          sure to, or otherwise limit the access of, the Secretary to  
20          a report described in subsection (b)(1) or information re-  
21          lated to compliance with subsections (a), (b), or (c) of this  
22          section or section 502(c)(13) by such issuer, plan, or enti-  
23          ty.

24          “(e) DEFINITIONS.—In this section:

1           “(1) APPLICABLE ENTITY.—The term ‘applica-  
2           ble entity’ means—

3                   “(A) an applicable group purchasing orga-  
4                   nization, drug manufacturer, distributor, whole-  
5                   saler, rebate aggregator (or other purchasing  
6                   entity designed to aggregate rebates), or associ-  
7                   ated third party;

8                   “(B) any subsidiary, parent, affiliate, or  
9                   subcontractor of a group health plan, health in-  
10                  surance issuer, entity that provides pharmacy  
11                  benefit management services on behalf of such  
12                  a plan or issuer, or any entity described in sub-  
13                  paragraph (A); or

14                  “(C) such other entity as the Secretary  
15                  may specify through rulemaking.

16           “(2) APPLICABLE GROUP PURCHASING ORGANI-  
17           ZATION.—The term ‘applicable group purchasing or-  
18           ganization’ means a group purchasing organization  
19           that is affiliated with or under common ownership  
20           with an entity providing pharmacy benefit manage-  
21           ment services.

22           “(3) CONTRACTED COMPENSATION.—The term  
23           ‘contracted compensation’ means the sum of any in-  
24           gredient cost and dispensing fee for a drug (inclusive  
25           of the out-of-pocket costs to the participant or bene-

1        ficiary), or another analogous compensation struc-  
2        ture that the Secretary may specify through regula-  
3        tions.

4            “(4) GROSS SPENDING.—The term ‘gross  
5        spending’, with respect to prescription drug benefits  
6        under a group health plan or health insurance cov-  
7        erage, means the amount spent by a group health  
8        plan or health insurance issuer on prescription drug  
9        benefits, calculated before the application of rebates,  
10       fees, alternative discounts, or other remuneration.

11           “(5) NET SPENDING.—The term ‘net spending’,  
12        with respect to prescription drug benefits under a  
13        group health plan or health insurance coverage,  
14        means the amount spent by a group health plan or  
15        health insurance issuer on prescription drug bene-  
16        fits, calculated after the application of rebates, fees,  
17        alternative discounts, or other remuneration.

18           “(6) PLAN SPONSOR.—The term ‘plan sponsor’  
19        has the meaning given such term in section  
20        3(16)(B).

21           “(7) REMUNERATION.—The term ‘remunera-  
22        tion’ has the meaning given such term by the Sec-  
23        retary through rulemaking, which shall be reeval-  
24        ated by the Secretary every 5 years.



1 (i) in subsection (a)(6), by striking  
2 “or (9)” and inserting “(9), or (13)”;

3 (ii) in subsection (b)(3), by striking  
4 “under subsection (c)(9)” and inserting  
5 “under paragraphs (9) and (13) of sub-  
6 section (c)”;

7 (iii) in subsection (c), by adding at  
8 the end the following:

9 “(13) SECRETARIAL ENFORCEMENT AUTHORITY  
10 RELATING TO OVERSIGHT OF PHARMACY BENEFIT  
11 MANAGEMENT SERVICES.—

12 “(A) FAILURE TO PROVIDE INFORMA-  
13 TION.—The Secretary may impose a penalty  
14 against a plan administrator of a group health  
15 plan, a health insurance issuer offering group  
16 health insurance coverage, or an entity pro-  
17 viding pharmacy benefit management services  
18 on behalf of such a plan or issuer, or an appli-  
19 cable entity (as defined in section 726(e)) that  
20 violates section 726(a); an entity providing  
21 pharmacy benefit management services on be-  
22 half of such a plan or issuer that fails to pro-  
23 vide the information required under section  
24 726(b); or any person who causes a group  
25 health plan to fail to provide the information

1 required under section 726(e), in the amount of  
2 \$10,000 for each day during which such viola-  
3 tion continues or such information is not dis-  
4 closed or reported.

5 “(B) FALSE INFORMATION.—The Sec-  
6 retary may impose a penalty against a plan ad-  
7 ministrator of a group health plan, a health in-  
8 surance issuer offering group health insurance  
9 coverage, an entity providing pharmacy benefit  
10 management services, or an applicable entity  
11 (as defined in section 726(e)) that knowingly  
12 provides false information under section 726, in  
13 an amount not to exceed \$100,000 for each  
14 item of false information. Such penalty shall be  
15 in addition to other penalties as may be pre-  
16 scribed by law.

17 “(C) WAIVERS.—The Secretary may waive  
18 penalties under subparagraph (A), or extend  
19 the period of time for compliance with a re-  
20 quirement of this section, for an entity in viola-  
21 tion of section 726 that has made a good-faith  
22 effort to comply with the requirements of sec-  
23 tion 726.”; and

1 (C) in section 732(a) (29 U.S.C.  
2 1191a(a)), by striking “section 711” and in-  
3 serting “sections 711 and 726”.

4 (2) CLERICAL AMENDMENT.—The table of con-  
5 tents in section 1 of the Employee Retirement In-  
6 come Security Act of 1974 (29 U.S.C. 1001 et seq.)  
7 is amended by inserting after the item relating to  
8 section 725 the following new item:

“Sec. 726. Oversight of entities that provide pharmacy benefit management  
services.”.

9 (c) INTERNAL REVENUE CODE OF 1986.—

10 (1) IN GENERAL.—Chapter 100 of the Internal  
11 Revenue Code of 1986 is amended—

12 (A) by adding at the end of subchapter B  
13 the following:

14 **“SEC. 9826. OVERSIGHT OF ENTITIES THAT PROVIDE PHAR-**  
15 **MACY BENEFIT MANAGEMENT SERVICES.**

16 “(a) IN GENERAL.—For plan years beginning on or  
17 after the date that is 30 months after the date of enact-  
18 ment of this section (referred to in this subsection and  
19 subsection (b) as the ‘effective date’), a group health plan,  
20 or an entity providing pharmacy benefit management serv-  
21 ices on behalf of such a plan, shall not enter into a con-  
22 tract, including an extension or renewal of a contract, en-  
23 tered into on or after the effective date, with an applicable  
24 entity unless such applicable entity agrees to—

1           “(1) not limit or delay the disclosure of infor-  
2           mation to the group health plan in such a manner  
3           that prevents an entity providing pharmacy benefit  
4           management services on behalf of a group health  
5           plan from making the reports described in sub-  
6           section (b); and

7           “(2) provide the entity providing pharmacy ben-  
8           efit management services on behalf of a group health  
9           plan relevant information necessary to make the re-  
10          ports described in subsection (b).

11         “(b) REPORTS.—

12           “(1) IN GENERAL.—For plan years beginning  
13           on or after the effective date, in the case of any con-  
14           tract between a group health plan and an entity pro-  
15           viding pharmacy benefit management services on be-  
16           half of such plan, including an extension or renewal  
17           of such a contract, entered into on or after the effec-  
18           tive date, the entity providing pharmacy benefit  
19           management services on behalf of such a group  
20           health plan, not less frequently than every 6 months  
21           (or, at the request of a group health plan, not less  
22           frequently than quarterly, and under the same con-  
23           ditions, terms, and cost of the semiannual report  
24           under this subsection), shall submit to the group  
25           health plan a report in accordance with this section.

1 Each such report shall be made available to such  
2 group health plan in plain language, in a machine-  
3 readable format, and as the Secretary may deter-  
4 mine, other formats. Each such report shall include  
5 the information described in paragraph (2).

6 “(2) INFORMATION DESCRIBED.—For purposes  
7 of paragraph (1), the information described in this  
8 paragraph is, with respect to drugs covered by a  
9 group health plan during each reporting period—

10 “(A) in the case of a group health plan  
11 that is offered by a specified large employer or  
12 that is a specified large plan, and is not offered  
13 as health insurance coverage, or in the case of  
14 health insurance coverage for which the election  
15 under paragraph (3) is made for the applicable  
16 reporting period—

17 “(i) a list of drugs for which a claim  
18 was filed and, with respect to each such  
19 drug on such list—

20 “(I) the contracted compensation  
21 paid by the group health plan for each  
22 covered drug (identified by the Na-  
23 tional Drug Code) to the entity pro-  
24 viding pharmacy benefit management

1 services or other applicable entity on  
2 behalf of the group health plan;

3 “(II) the contracted compensa-  
4 tion paid to the pharmacy, by any en-  
5 tity providing pharmacy benefit man-  
6 agement services or other applicable  
7 entity on behalf of the group health  
8 plan, for each covered drug (identified  
9 by the National Drug Code);

10 “(III) for each such claim, the  
11 difference between the amount paid  
12 under subclause (I) and the amount  
13 paid under subclause (II);

14 “(IV) the proprietary name, es-  
15 tablished name or proper name, and  
16 the National Drug Code;

17 “(V) for each claim for the drug  
18 (including original prescriptions and  
19 refills) and for each dosage unit of the  
20 drug for which a claim was filed, the  
21 type of dispensing channel used to  
22 furnish the drug, including retail, mail  
23 order, or specialty pharmacy;

24 “(VI) with respect to each drug  
25 dispensed, for each type of dispensing

1 channel (including retail, mail order,  
2 or specialty pharmacy)—

3 “(aa) whether such drug is a  
4 brand name drug or a generic  
5 drug, and—

6 “(AA) in the case of a  
7 brand name drug, the whole-  
8 sale acquisition cost, listed  
9 as cost per days supply and  
10 cost per dosage unit, on the  
11 date such drug was dis-  
12 pensed; and

13 “(BB) in the case of a  
14 generic drug, the average  
15 wholesale price, listed as  
16 cost per days supply and  
17 cost per dosage unit, on the  
18 date such drug was dis-  
19 pensed; and

20 “(bb) the total number of—

21 “(AA) prescription  
22 claims (including original  
23 prescriptions and refills);

24 “(BB) participants and  
25 beneficiaries for whom a

1 claim for such drug was  
2 filed through the applicable  
3 dispensing channel;

4 “(CC) dosage units and  
5 dosage units per fill of such  
6 drug; and

7 “(DD) days supply of  
8 such drug per fill;

9 “(VII) the net price per course of  
10 treatment or single fill, such as a 30-  
11 day supply or 90-day supply to the  
12 plan after rebates, fees, alternative  
13 discounts, or other remuneration re-  
14 ceived from applicable entities;

15 “(VIII) the total amount of out-  
16 of-pocket spending by participants  
17 and beneficiaries on such drug, in-  
18 cluding spending through copayments,  
19 coinsurance, and deductibles, but not  
20 including any amounts spent by par-  
21 ticipants and beneficiaries on drugs  
22 not covered under the plan, or for  
23 which no claim is submitted under the  
24 plan;

1                   “(IX) the total net spending on  
2 the drug;

3                   “(X) the total amount received,  
4 or expected to be received, by the plan  
5 from any applicable entity in rebates,  
6 fees, alternative discounts, or other  
7 remuneration;

8                   “(XI) the total amount received,  
9 or expected to be received, by the enti-  
10 ty providing pharmacy benefit man-  
11 agement services, from applicable en-  
12 tities, in rebates, fees, alternative dis-  
13 counts, or other remuneration from  
14 such entities—

15                   “(aa) for claims incurred  
16 during the reporting period; and

17                   “(bb) that is related to utili-  
18 zation of such drug or spending  
19 on such drug; and

20                   “(XII) to the extent feasible, in-  
21 formation on the total amount of re-  
22 munerated for such drug, including  
23 copayment assistance dollars paid, co-  
24 payment cards applied, or other dis-  
25 counts provided by each drug manu-

1            factorer (or entity administering co-  
2            payment assistance on behalf of such  
3            drug manufacturer), to the partici-  
4            pants and beneficiaries enrolled in  
5            such plan;

6            “(ii) a list of each therapeutic class  
7            (as defined by the Secretary) for which a  
8            claim was filed under the group health  
9            plan during the reporting period, and, with  
10           respect to each such therapeutic class—

11                   “(I) the total gross spending on  
12                   drugs in such class before rebates,  
13                   price concessions, alternative dis-  
14                   counts, or other remuneration from  
15                   applicable entities;

16                   “(II) the net spending in such  
17                   class after such rebates, price conces-  
18                   sions, alternative discounts, or other  
19                   remuneration from applicable entities;

20                   “(III) the total amount received,  
21                   or expected to be received, by the enti-  
22                   ty providing pharmacy benefit man-  
23                   agement services, from applicable en-  
24                   tities, in rebates, fees, alternative dis-

1 counts, or other remuneration from  
2 such entities—

3 “(aa) for claims incurred  
4 during the reporting period; and

5 “(bb) that is related to utili-  
6 zation of drugs or drug spending;

7 “(IV) the average net spending  
8 per 30-day supply and per 90-day  
9 supply by the plan and its partici-  
10 pants and beneficiaries, among all  
11 drugs within the therapeutic class for  
12 which a claim was filed during the re-  
13 porting period;

14 “(V) the number of participants  
15 and beneficiaries who filled a prescrip-  
16 tion for a drug in such class, includ-  
17 ing the National Drug Code for each  
18 such drug;

19 “(VI) if applicable, a description  
20 of the formulary tiers and utilization  
21 mechanisms (such as prior authoriza-  
22 tion or step therapy) employed for  
23 drugs in that class; and

24 “(VII) the total out-of-pocket  
25 spending under the plan by partici-

1 pants and beneficiaries, including  
2 spending through copayments, coin-  
3 surance, and deductibles, but not in-  
4 cluding any amounts spent by partici-  
5 pants and beneficiaries on drugs not  
6 covered under the plan or for which  
7 no claim is submitted under the plan;  
8 “(iii) with respect to any drug for  
9 which gross spending under the group  
10 health plan exceeded \$10,000 during the  
11 reporting period or, in the case that gross  
12 spending under the group health plan ex-  
13 ceeded \$10,000 during the reporting pe-  
14 riod with respect to fewer than 50 drugs,  
15 with respect to the 50 prescription drugs  
16 with the highest spending during the re-  
17 porting period—

18 “(I) a list of all other drugs in  
19 the same therapeutic class as such  
20 drug;

21 “(II) if applicable, the rationale  
22 for the formulary placement of such  
23 drug in that therapeutic category or  
24 class, selected from a list of standard  
25 rationales established by the Sec-

1                   retary, in consultation with stake-  
2                   holders; and

3                   “(III) any change in formulary  
4                   placement compared to the prior plan  
5                   year; and

6                   “(iv) in the case that such plan (or an  
7                   entity providing pharmacy benefit manage-  
8                   ment services on behalf of such plan) has  
9                   an affiliated pharmacy or pharmacy under  
10                  common ownership, including mandatory  
11                  mail and specialty home delivery programs,  
12                  retail and mail auto-refill programs, and  
13                  cost sharing assistance incentives funded  
14                  by an entity providing pharmacy benefit  
15                  services—

16                  “(I) an explanation of any ben-  
17                  efit design parameters that encourage  
18                  or require participants and bene-  
19                  ficiaries in the plan to fill prescrip-  
20                  tions at mail order, specialty, or retail  
21                  pharmacies;

22                  “(II) the percentage of total pre-  
23                  scriptions dispensed by such phar-  
24                  macies to participants or beneficiaries  
25                  in such plan; and

1           “(III) a list of all drugs dis-  
2           pensed by such pharmacies to partici-  
3           pants or beneficiaries enrolled in such  
4           plan, and, with respect to each drug  
5           dispensed—

6                   “(aa) the amount charged,  
7                   per dosage unit, per 30-day sup-  
8                   ply, or per 90-day supply (as ap-  
9                   plicable) to the plan, and to par-  
10                  ticipants and beneficiaries;

11                   “(bb) the median amount  
12                   charged to such plan, and the  
13                   interquartile range of the costs,  
14                   per dosage unit, per 30-day sup-  
15                   ply, and per 90-day supply, in-  
16                   cluding amounts paid by the par-  
17                   ticipants and beneficiaries, when  
18                   the same drug is dispensed by  
19                   other pharmacies that are not af-  
20                   filiated with or under common  
21                   ownership with the entity and  
22                   that are included in the phar-  
23                   macy network of such plan;

24                   “(cc) the lowest cost per  
25                   dosage unit, per 30-day supply

1 and per 90-day supply, for each  
2 such drug, including amounts  
3 charged to the plan and to par-  
4 ticipants and beneficiaries, that  
5 is available from any pharmacy  
6 included in the network of such  
7 plan; and

8 “(dd) the net acquisition  
9 cost per dosage unit, per 30-day  
10 supply, and per 90-day supply, if  
11 such drug is subject to a max-  
12 imum price discount; and

13 “(B) with respect to any group health  
14 plan, regardless of whether the plan is offered  
15 by a specified large employer or whether it is a  
16 specified large plan—

17 “(i) a summary document for the  
18 group health plan that includes such infor-  
19 mation described in clauses (i) through (iv)  
20 of subparagraph (A), as specified by the  
21 Secretary through guidance, program in-  
22 struction, or otherwise (with no require-  
23 ment of notice and comment rulemaking),  
24 that the Secretary determines useful to  
25 group health plans for purposes of select-

1           ing pharmacy benefit management serv-  
2           ices, such as an estimated net price to  
3           group health plan and participant or bene-  
4           ficiary, a cost per claim, the fee structure  
5           or reimbursement model, and estimated  
6           cost per participant or beneficiary;

7           “(ii) a summary document for plans  
8           to provide to participants and beneficiaries,  
9           which shall be made available to partici-  
10          pants or beneficiaries upon request to their  
11          group health plan, that—

12                   “(I) contains such information  
13                   described in clauses (iii), (iv), (v), and  
14                   (vi), as applicable, as specified by the  
15                   Secretary through guidance, program  
16                   instruction, or otherwise (with no re-  
17                   quirement of notice and comment  
18                   rulemaking) that the Secretary deter-  
19                   mines useful to participants or bene-  
20                   ficiaries in better understanding the  
21                   plan or benefits under such plan;

22                   “(II) contains only aggregate in-  
23                   formation; and

24                   “(III) states that participants  
25                   and beneficiaries may request specific,

1 claims-level information required to be  
2 furnished under subsection (c) from  
3 the group health plan; and

4 “(iii) with respect to drugs covered by  
5 such plan during such reporting period—

6 “(I) the total net spending by the  
7 plan for all such drugs;

8 “(II) the total amount received,  
9 or expected to be received, by the plan  
10 from any applicable entity in rebates,  
11 fees, alternative discounts, or other  
12 remuneration; and

13 “(III) to the extent feasible, in-  
14 formation on the total amount of re-  
15 munerated for such drugs, including  
16 copayment assistance dollars paid, co-  
17 payment cards applied, or other dis-  
18 counts provided by each drug manu-  
19 facturer (or entity administering co-  
20 payment assistance on behalf of such  
21 drug manufacturer) to participants  
22 and beneficiaries;

23 “(iv) amounts paid directly or indi-  
24 rectly in rebates, fees, or any other type of  
25 compensation (as defined in section

1                   408(b)(2)(B)(ii)(dd)(AA) of the Employee  
2                   Retirement Income Security Act (29  
3                   U.S.C. 1108(b)(2)(B)(ii)(dd)(AA))) to bro-  
4                   kerage firms, brokers, consultants, advi-  
5                   sors, or any other individual or firm, for—

6                   “ (I) the referral of the group  
7                   health plan’s business to an entity  
8                   providing pharmacy benefit manage-  
9                   ment services, including the identity  
10                  of the recipient of such amounts;

11                  “ (II) consideration of the entity  
12                  providing pharmacy benefit manage-  
13                  ment services by the group health  
14                  plan; or

15                  “ (III) the retention of the entity  
16                  by the group health plan;

17                  “ (v) an explanation of any benefit de-  
18                  sign parameters that encourage or require  
19                  participants and beneficiaries in such plan  
20                  to fill prescriptions at mail order, specialty,  
21                  or retail pharmacies that are affiliated with  
22                  or under common ownership with the enti-  
23                  ty providing pharmacy benefit management  
24                  services under such plan, including manda-  
25                  tory mail and specialty home delivery pro-

1           grams, retail and mail auto-refill pro-  
2           grams, and cost-sharing assistance incen-  
3           tives directly or indirectly funded by such  
4           entity; and

5                   “(vi) total gross spending on all drugs  
6                   under the plan during the reporting period.

7           “(3) OPT-IN FOR GROUP HEALTH INSURANCE  
8           COVERAGE OFFERED BY A SPECIFIED LARGE EM-  
9           PLOYER OR THAT IS A SPECIFIED LARGE PLAN.—In  
10          the case of group health insurance coverage offered  
11          in connection with a group health plan that is of-  
12          fered by a specified large employer or is a specified  
13          large plan, such group health plan may, on an an-  
14          nual basis, for plan years beginning on or after the  
15          date that is 30 months after the date of enactment  
16          of this section, elect to require an entity providing  
17          pharmacy benefit management services on behalf of  
18          the health insurance issuer to submit to such group  
19          health plan a report that includes all of the informa-  
20          tion described in paragraph (2)(A), in addition to  
21          the information described in paragraph (2)(B).

22          “(4) PRIVACY REQUIREMENTS.—

23                   “(A) IN GENERAL.—An entity providing  
24                   pharmacy benefit management services on be-  
25                   half of a group health plan shall report infor-

1           mation under paragraph (1) in a manner con-  
2           sistent with the privacy regulations promul-  
3           gated under section 13402(a) of the Health In-  
4           formation Technology for Economic and Clin-  
5           ical Health Act (42 U.S.C. 17932(a)) and con-  
6           sistent with the privacy regulations promul-  
7           gated under the Health Insurance Portability  
8           and Accountability Act of 1996 in part 160 and  
9           subparts A and E of part 164 of title 45, Code  
10          of Federal Regulations (or successor regula-  
11          tions) (referred to in this paragraph as the  
12          ‘HIPAA privacy regulations’) and shall restrict  
13          the use and disclosure of such information ac-  
14          cording to such privacy regulations and such  
15          HIPAA privacy regulations.

16                   “(B) ADDITIONAL REQUIREMENTS.—

17                           “(i) IN GENERAL.—An entity pro-  
18                           viding pharmacy benefit management serv-  
19                           ices on behalf of a group health plan that  
20                           submits a report under paragraph (1) shall  
21                           ensure that such report contains only sum-  
22                           mary health information, as defined in sec-  
23                           tion 164.504(a) of title 45, Code of Fed-  
24                           eral Regulations (or successor regulations).

1           “(ii) RESTRICTIONS.—In carrying out  
2           this subsection, a group health plan shall  
3           comply with section 164.504(f) of title 45,  
4           Code of Federal Regulations (or a suc-  
5           cessor regulation), and a plan sponsor shall  
6           act in accordance with the terms of the  
7           agreement described in such section.

8           “(C) RULE OF CONSTRUCTION.—

9           “(i) Nothing in this section shall be  
10          construed to modify the requirements for  
11          the creation, receipt, maintenance, or  
12          transmission of protected health informa-  
13          tion under the HIPAA privacy regulations.

14          “(ii) Nothing in this section shall be  
15          construed to affect the application of any  
16          Federal or State privacy or civil rights law,  
17          including the HIPAA privacy regulations,  
18          the Genetic Information Nondiscrimination  
19          Act of 2008 (Public Law 110–233) (in-  
20          cluding the amendments made by such  
21          Act), the Americans with Disabilities Act  
22          of 1990 (42 U.S.C. 12101 et seq.), section  
23          504 of the Rehabilitation Act of 1973 (29  
24          U.S.C. 794), section 1557 of the Patient  
25          Protection and Affordable Care Act (42

1 U.S.C. 18116), title VI of the Civil Rights  
2 Act of 1964 (42 U.S.C. 2000d), and title  
3 VII of the Civil Rights Act of 1964 (42  
4 U.S.C. 2000e).

5 “(D) WRITTEN NOTICE.—Each plan year,  
6 group health plans shall provide to each partici-  
7 pant or beneficiary written notice informing the  
8 participant or beneficiary of the requirement for  
9 entities providing pharmacy benefit manage-  
10 ment services on behalf of the group health  
11 plan to submit reports to group health plans  
12 under paragraph (1), as applicable, which may  
13 include incorporating such notification in plan  
14 documents provided to the participant or bene-  
15 ficiary, or providing individual notification.

16 “(E) LIMITATION TO BUSINESS ASSOCI-  
17 ATES.—A group health plan receiving a report  
18 under paragraph (1) may disclose such informa-  
19 tion only to the entity from which the report  
20 was received or to that entity’s business associ-  
21 ates as defined in section 160.103 of title 45,  
22 Code of Federal Regulations (or successor regu-  
23 lations) or as permitted by the HIPAA privacy  
24 regulations.

1           “(F) CLARIFICATION REGARDING PUBLIC  
2 DISCLOSURE OF INFORMATION.—Nothing in  
3 this section shall prevent an entity providing  
4 pharmacy benefit management services on be-  
5 half of a group health plan, from placing rea-  
6 sonable restrictions on the public disclosure of  
7 the information contained in a report described  
8 in paragraph (1), except that such plan or enti-  
9 ty may not—

10           “(i) restrict disclosure of such report  
11 to the Department of Health and Human  
12 Services, the Department of Labor, or the  
13 Department of the Treasury; or

14           “(ii) prevent disclosure for the pur-  
15 poses of subsection (c), or any other public  
16 disclosure requirement under this section.

17           “(G) LIMITED FORM OF REPORT.—The  
18 Secretary shall define through rulemaking a  
19 limited form of the report under paragraph (1)  
20 required with respect to any group health plan  
21 established by a plan sponsor that is, or is af-  
22 filiated with, a drug manufacturer, drug whole-  
23 saler, or other direct participant in the drug  
24 supply chain, in order to prevent anti-competi-  
25 tive behavior.

1           “(5) STANDARD FORMAT AND REGULATIONS.—

2                   “(A) IN GENERAL.—Not later than 18  
3 months after the date of enactment of this sec-  
4 tion, the Secretary shall specify through rule-  
5 making a standard format for entities providing  
6 pharmacy benefit management services on be-  
7 half of group health plans, to submit reports re-  
8 quired under paragraph (1).

9                   “(B) ADDITIONAL REGULATIONS.—Not  
10 later than 18 months after the date of enact-  
11 ment of this section, the Secretary shall,  
12 through rulemaking, promulgate any other final  
13 regulations necessary to implement the require-  
14 ments of this section. In promulgating such  
15 regulations, the Secretary shall, to the extent  
16 practicable, align the reporting requirements  
17 under this section with the reporting require-  
18 ments under section 9825.

19           “(c) REQUIREMENT TO PROVIDE INFORMATION TO  
20 PARTICIPANTS OR BENEFICIARIES.—A group health plan,  
21 upon request of a participant or beneficiary, shall provide  
22 to such participant or beneficiary—

23                   “(1) the summary document described in sub-  
24 section (b)(2)(B)(ii); and

1           “(2) the information described in subsection  
2           (b)(2)(A)(i)(III) with respect to a claim made by or  
3           on behalf of such participant or beneficiary.

4           “(d) RULE OF CONSTRUCTION.—Nothing in this sec-  
5           tion shall be construed to permit a health insurance issuer,  
6           group health plan, entity providing pharmacy benefit man-  
7           agement services on behalf of a group health plan or  
8           health insurance issuer, or other entity to restrict dislo-  
9           sure to, or otherwise limit the access of, the Secretary to  
10          a report described in subsection (b)(1) or information re-  
11          lated to compliance with subsections (a), (b), or (c) of this  
12          section or section 4980D(g) by such issuer, plan, or entity.

13          “(e) DEFINITIONS.—In this section:

14                 “(1) APPLICABLE ENTITY.—The term ‘applica-  
15                 ble entity’ means—

16                         “(A) an applicable group purchasing orga-  
17                         nization, drug manufacturer, distributor, whole-  
18                         saler, rebate aggregator (or other purchasing  
19                         entity designed to aggregate rebates), or associ-  
20                         ated third party;

21                         “(B) any subsidiary, parent, affiliate, or  
22                         subcontractor of a group health plan, health in-  
23                         surance issuer, entity that provides pharmacy  
24                         benefit management services on behalf of such

1 a plan or issuer, or any entity described in sub-  
2 paragraph (A); or

3 “(C) such other entity as the Secretary  
4 may specify through rulemaking.

5 “(2) APPLICABLE GROUP PURCHASING ORGANI-  
6 ZATION.—The term ‘applicable group purchasing or-  
7 ganization’ means a group purchasing organization  
8 that is affiliated with or under common ownership  
9 with an entity providing pharmacy benefit manage-  
10 ment services.

11 “(3) CONTRACTED COMPENSATION.—The term  
12 ‘contracted compensation’ means the sum of any in-  
13 gredient cost and dispensing fee for a drug (inclusive  
14 of the out-of-pocket costs to the participant or bene-  
15 ficiary), or another analogous compensation struc-  
16 ture that the Secretary may specify through regula-  
17 tions.

18 “(4) GROSS SPENDING.—The term ‘gross  
19 spending’, with respect to prescription drug benefits  
20 under a group health plan, means the amount spent  
21 by a group health plan on prescription drug benefits,  
22 calculated before the application of rebates, fees, al-  
23 ternative discounts, or other remuneration.

24 “(5) NET SPENDING.—The term ‘net spending’,  
25 with respect to prescription drug benefits under a

1 group health plan, means the amount spent by a  
2 group health plan on prescription drug benefits, cal-  
3 culated after the application of rebates, fees, alter-  
4 native discounts, or other remuneration.

5 “(6) PLAN SPONSOR.—The term ‘plan sponsor’  
6 has the meaning given such term in section 3(16)(B)  
7 of the Employee Retirement Income Security Act of  
8 1974 (29 U.S.C. 1002(16)(B)).

9 “(7) REMUNERATION.—The term ‘remunera-  
10 tion’ has the meaning given such term by the Sec-  
11 retary, through rulemaking, which shall be reevalu-  
12 ated by the Secretary every 5 years.

13 “(8) SPECIFIED LARGE EMPLOYER.—The term  
14 ‘specified large employer’ means, in connection with  
15 a group health plan established or maintained by a  
16 single employer, with respect to a calendar year or  
17 a plan year, as applicable, an employer who em-  
18 ployed an average of at least 100 employees on busi-  
19 ness days during the preceding calendar year or plan  
20 year and who employs at least 1 employee on the  
21 first day of the calendar year or plan year.

22 “(9) SPECIFIED LARGE PLAN.—The term ‘spec-  
23 ified large plan’ means a group health plan estab-  
24 lished or maintained by a plan sponsor described in  
25 clause (ii) or (iii) of section 3(16)(B) of the Em-

1        ployee Retirement Income Security Act of 1974 (29  
2        U.S.C. 1002(16)(B)) that had an average of at least  
3        100 participants on business days during the pre-  
4        ceding calendar year or plan year, as applicable.

5            “(10) WHOLESALE ACQUISITION COST.—The  
6        term ‘wholesale acquisition cost’ has the meaning  
7        given such term in section 1847A(c)(6)(B) of the  
8        Social Security Act (42 U.S.C. 1395w-  
9        3a(c)(6)(B)).”;

10           (2) EXCEPTION FOR CERTAIN GROUP HEALTH  
11        PLANS.—Section 9831(a)(2) of the Internal Revenue  
12        Code of 1986 is amended by inserting “other than  
13        with respect to section 9826,” before “any group  
14        health plan”.

15           (3) ENFORCEMENT.—Section 4980D of the In-  
16        ternal Revenue Code of 1986 is amended by adding  
17        at the end the following new subsection:

18           “(g) APPLICATION TO REQUIREMENTS IMPOSED ON  
19        CERTAIN ENTITIES PROVIDING PHARMACY BENEFIT  
20        MANAGEMENT SERVICES.—In the case of any requirement  
21        under section 9826 that applies with respect to an entity  
22        providing pharmacy benefit management services on be-  
23        half of a group health plan, any reference in this section  
24        to such group health plan (and the reference in subsection

1 (e)(1) to the employer) shall be treated as including a ref-  
2 erence to such entity.”.

3 (4) CLERICAL AMENDMENT.—The table of sec-  
4 tions for subchapter B of chapter 100 of the Inter-  
5 nal Revenue Code of 1986 is amended by adding at  
6 the end the following new item:

“Sec. 9826. Oversight of entities that provide pharmacy benefit management  
services.”.

7 **SEC. 6702. FULL REBATE PASS THROUGH TO PLAN; EXCEP-**  
8 **TION FOR INNOCENT PLAN FIDUCIARIES.**

9 (a) IN GENERAL.—Section 408(b)(2) of the Em-  
10 ployee Retirement Income Security Act of 1974 (29  
11 U.S.C. 1108(b)(2)) is amended—

12 (1) in subparagraph (B)(viii)—

13 (A) by redesignating subclauses (II)  
14 through (IV) as subclauses (III) through (V),  
15 respectively;

16 (B) in subclause (I)—

17 (i) by striking “subclause (II)” and  
18 inserting “subclause (III)”; and

19 (ii) by striking “subclauses (II) and  
20 (III)” and inserting “subclauses (III) and  
21 (IV)”; and

22 (C) by inserting after subclause (I) the fol-  
23 lowing:

1           “(II) Pursuant to subsection (a), subpara-  
2           graphs (C) and (D) of section 406(a)(1) shall not  
3           apply to a responsible plan fiduciary, notwith-  
4           standing any failure to remit required amounts  
5           under subparagraph (C)(i), if the following condi-  
6           tions are met:

7           “(aa) The responsible plan fiduciary did  
8           not know that the covered service provider  
9           failed or would fail to make required remit-  
10          tances and reasonably believed that the covered  
11          service provider remitted such required  
12          amounts.

13          “(bb) The responsible plan fiduciary, upon  
14          discovering that the covered service provider  
15          failed to remit the required amounts, requests  
16          in writing that the covered service provider  
17          remit such amounts.

18          “(cc) If the covered service provider fails  
19          to comply with a written request described in  
20          subclause (III) within 90 days of the request,  
21          the responsible plan fiduciary notifies the Sec-  
22          retary of the covered service provider’s failure,  
23          in accordance with subclauses (III) and (IV).”;  
24          and

25          (2) by adding at the end the following:

1           “(C)(i)(I) For plan years beginning on or after  
2           the date that is 30 months after the date of enact-  
3           ment of this subparagraph (referred to in this clause  
4           as the ‘effective date’), no contract or arrangement  
5           or renewal or extension of a contract or arrange-  
6           ment, entered into on or after the effective date, for  
7           services between a covered plan and a covered serv-  
8           ice provider (or between a sponsor of a covered plan  
9           and a covered service provider), through a health in-  
10          surance issuer offering group health insurance cov-  
11          erage, a third-party administrator, an entity pro-  
12          viding pharmacy benefit management services, or  
13          other entity, for pharmacy benefit management serv-  
14          ices, is reasonable within the meaning of this para-  
15          graph unless such entity providing pharmacy benefit  
16          management services—

17                   “(aa) remits 100 percent of rebates, fees,  
18                   alternative discounts, and other remuneration  
19                   received from any applicable entity that are re-  
20                   lated to utilization of drugs or drug spending  
21                   under such health plan or health insurance cov-  
22                   erage, to the group health plan or, in the case  
23                   of a health insurance issuer offering group  
24                   health insurance coverage in connection with a  
25                   group health plan, to the health insurance

1 issuer offering group health insurance coverage  
2 on behalf of the plan; and

3 “(bb) does not enter into any contract for  
4 pharmacy benefit management services on be-  
5 half of such a plan or coverage, with an applica-  
6 ble entity unless 100 percent of rebates, fees,  
7 alternative discounts, and other remuneration  
8 received under such contract that are related to  
9 the utilization of drugs or drug spending under  
10 such group health plan or health insurance cov-  
11 erage are remitted to the group health plan or,  
12 in the case of a health insurance issuer offering  
13 group health insurance coverage in connection  
14 with a group health plan, to the health insur-  
15 ance issuer on behalf of the plan by the entity  
16 providing pharmacy benefit management serv-  
17 ices.

18 “(II) Nothing in subclause (I) shall be con-  
19 strued to affect the term of a contract or arrange-  
20 ment, as in effect on the effective date (as described  
21 in such subclause), except that such subclause shall  
22 apply to any renewal or extension of such a contract  
23 or arrangement entered into on or after such effec-  
24 tive date, as so described.

1           “(ii) With respect to such rebates, fees, alternative  
2 discounts, and other remuneration—

3                   “(I) the rebates, fees, alternative discounts, and  
4 other remuneration under clause (i)(I) shall be—

5                           “(aa) remitted—

6                                   “(AA) on a quarterly basis, to the  
7 group health plan or, in the case of a  
8 health insurance issuer offering group  
9 health insurance coverage in connection  
10 with a group health plan, to the group  
11 health insurance issuer on behalf of the  
12 plan, not later than 90 days after the end  
13 of each quarter; or

14                                   “(BB) in the case of an under-  
15 payment in a remittance for a prior quar-  
16 ter, as soon as practicable, but not later  
17 than 90 days after notice of the under-  
18 payment is first given;

19                                   “(bb) fully disclosed and enumerated to  
20 the group health plan or health insurance  
21 issuer; and

22                                   “(cc) returned to the covered service pro-  
23 vider for pharmacy benefit management services  
24 on behalf of the group health plan if any audit  
25 by a plan sponsor, issuer or a third party des-

1           ignated by a plan sponsor, indicates that the  
2           amounts received are in excess of correct  
3           amounts after such amounts have been paid to  
4           the group health plan, in the amount of such  
5           excess;

6           “(II) the Secretary may issue regulations gov-  
7           erning—

8                   “(aa) procedures for the remittance of re-  
9                   bates, fees, alternative discounts, and other re-  
10                  muneration under subclause (I)(aa);

11                   “(bb) any audit pursuant to this subpara-  
12                  graph; and

13                   “(cc) the timing, manner, and content of  
14                  the disclosure of rebates, fees, alternative dis-  
15                  counts, and other remuneration under subclause  
16                  (I)(bb) as well as any other information the  
17                  Secretary determines necessary for the respon-  
18                  sible plan fiduciary to consider the reasonable-  
19                  ness of the contract or arrangement (provided  
20                  that such information does not include person-  
21                  ally identifiable health information or protected  
22                  health information subject to established indi-  
23                  vidual privacy and nondiscrimination require-  
24                  ments under law); and

1           “(III) the records of such rebates, fees, alter-  
2           native discounts, other remuneration, and disclo-  
3           sures, shall be available for audit by the plan (or the  
4           plan sponsor, issuer, or a third party designated by  
5           a plan sponsor on behalf of the plan), not less than  
6           once per plan year.

7           “(iii) To ensure that an entity providing pharmacy  
8           benefit management services is able to meet the require-  
9           ments of clause (ii)(I), a rebate aggregator (or other pur-  
10          chasing entity designed to aggregate rebates) and an ap-  
11          plicable group purchasing organization shall remit such re-  
12          bates to the entity providing pharmacy benefit manage-  
13          ment services not later than 45 days after the end of each  
14          quarter.

15          “(iv) A third-party administrator of a group health  
16          plan, a health insurance issuer offering group health in-  
17          surance coverage, or a covered service provider for phar-  
18          macy benefit management services under such health plan  
19          or health insurance coverage shall make rebate contracts  
20          with rebate aggregators or drug manufacturers available  
21          for audit by such plan, subject to reasonable restrictions  
22          (as determined by the Secretary) on confidentiality to pre-  
23          vent re-disclosure of such contracts or use of such infor-  
24          mation in audits for purposes unrelated to this section.

1       “(v) Audits carried out under clauses (ii)(III) and  
2 (iv) shall be performed by an auditor selected by the re-  
3 sponsible plan fiduciary. Payment for such auditors shall  
4 not be made, whether directly or indirectly, by the entity  
5 providing pharmacy benefit management services.

6       “(vi) Nothing in this subparagraph shall be construed  
7 to—

8           “(I) prohibit reasonable payments to entities of-  
9 fering pharmacy benefit management services for  
10 bona fide services using a fee structure not described  
11 in this subparagraph, provided that such fees are  
12 transparent and quantifiable to group health plans  
13 and health insurance issuers;

14           “(II) require a third-party administrator of a  
15 group health plan or covered service provider for  
16 pharmacy benefit management services under such  
17 health plan or health insurance coverage to remit  
18 bona fide service fees to the group health plan;

19           “(III) limit the ability of a group health plan or  
20 health insurance issuer to pass through rebates,  
21 fees, alternative discounts, and other remuneration  
22 to the participant or beneficiary;

23           “(IV) modify the requirements for the creation,  
24 receipt, maintenance, or transmission of protected  
25 health information under the privacy regulations

1 promulgated under the Health Insurance Portability  
2 and Accountability Act of 1996 in part 160 and sub-  
3 parts A and E of part 164 of title 45, Code of Fed-  
4 eral Regulations (or successor regulations); or

5 “(V) limit any requirement under subparagraph  
6 (A) or (B).

7 “(vii) For purposes of this subparagraph—

8 “(I) the terms ‘applicable entity’ and ‘applicable  
9 group purchasing organization’ have the meanings  
10 given such terms in section 726(e);

11 “(II) the terms ‘covered plan’, ‘covered service  
12 provider’, and ‘responsible plan fiduciary’ have the  
13 meanings given such terms in subparagraph (B);  
14 and

15 “(III) the terms ‘group health insurance cov-  
16 erage’, ‘health insurance coverage’, and ‘health in-  
17 surance issuer’ have the meanings given such terms  
18 in section 733.”.

19 (b) RULE OF CONSTRUCTION.—Subclause (II)(aa) of  
20 section 408(b)(2)(B)(viii) of the Employee Retirement In-  
21 come Security Act of 1974 (29 U.S.C.  
22 1108(b)(2)(B)(viii)), as amended by subsection (a), shall  
23 not be construed to relieve or limit a responsible plan fidu-  
24 ciary from the duty to monitor the practices of any covered  
25 service provider that contracts with the applicable covered

1 plan, including for the purposes of ensuring the reason-  
2 ableness of compensation. For purposes of this subsection,  
3 the terms “covered plan”, “covered service provider”, and  
4 “responsible plan fiduciary” have the meanings given such  
5 terms in section 408(b)(2)(B)(ii) of the Employee Retirement  
6 Income Security Act of 1974 (29 U.S.C.  
7 1108(b)(2)(B)(ii)).

8 (c) CLARIFICATION OF COVERED SERVICE PRO-  
9 VIDER.—

10 (1) SERVICES.—Section 408(b)(2)(B)(ii)(I)(bb)  
11 of the Employee Retirement Income Security Act of  
12 1974 (29 U.S.C. 1108(b)(2)(B)(ii)(I)(bb)) is amend-  
13 ed—

14 (A) in subitem (AA) by striking “Broker-  
15 age services,” and inserting “Services (includ-  
16 ing brokerage services),”; and

17 (B) in subitem (BB)—

18 (i) by striking “Consulting,” and in-  
19 serting “Other services,”; and

20 (ii) by striking “related to the devel-  
21 opment or implementation of plan design”  
22 and all that follows through the period at  
23 the end and inserting “including any of the  
24 following: plan design, insurance or insur-  
25 ance product selection (including vision

1 and dental), recordkeeping, medical man-  
2 agement, benefits administration selection  
3 (including vision and dental), stop-loss in-  
4 surance, pharmacy benefit management  
5 services, wellness design and management  
6 services, transparency tools, group pur-  
7 chasing organization agreements and serv-  
8 ices, participation in and services from pre-  
9 ferred vendor panels, disease management,  
10 compliance services, employee assistance  
11 programs, or third-party administration  
12 services, or consulting services related to  
13 any such services.”.

14 (2) CERTAIN ARRANGEMENTS FOR PHARMACY  
15 BENEFIT MANAGEMENT SERVICES CONSIDERED AS  
16 INDIRECT.—

17 (A) IN GENERAL.—Section 408(b)(2)(B)(i)  
18 of the Employee Retirement Income Security  
19 Act of 1974 (29 U.S.C. 1108(b)(2)(B)(i)) is  
20 amended—

21 (i) by striking “requirements of this  
22 clause” and inserting “requirements of this  
23 subparagraph”; and

24 (ii) by adding at the end the fol-  
25 lowing: “For purposes of applying section

1           406(a)(1)(C) with respect to a transaction  
2           described under this subparagraph or sub-  
3           paragraph (C), a contract or arrangement  
4           for services between a covered plan and an  
5           entity providing services to the plan, in-  
6           cluding a health insurance issuer providing  
7           health insurance coverage in connection  
8           with the covered plan, in which such entity  
9           contracts, in connection with such plan,  
10          with a service provider for pharmacy ben-  
11          efit management services, shall be consid-  
12          ered an indirect furnishing of goods, serv-  
13          ices, or facilities between the covered plan  
14          and the service provider for pharmacy ben-  
15          efit management services acting as the  
16          party in interest.”.

17           (B) EXEMPTION.—Section 408(b)(2)(B)  
18          (29 U.S.C. 1108(b)(2)(B)) of such Act is  
19          amended by adding at the end the following:

20           “(x) A service provider for pharmacy benefit  
21          management services that is considered to indirectly  
22          furnish goods, services, or facilities to a covered  
23          plan, as described in clause (i)(I), is entitled to relief  
24          with respect to a violation of this section provided

1 the conditions for receiving such relief are satis-  
2 fied.”.

3 (C) HEALTH INSURANCE ISSUER AND  
4 HEALTH INSURANCE COVERAGE DEFINED.—  
5 Section 408(b)(2)(B)(ii)(I)(aa) of such Act (29  
6 U.S.C. 1108(b)(2)(B)(ii)(I)(aa)) is amended by  
7 inserting before the period at the end “and the  
8 terms ‘health insurance coverage’ and ‘health  
9 insurance issuer’ have the meanings given such  
10 terms in section 733(b)”.

11 (D) TECHNICAL AMENDMENT.—Section  
12 408(b)(2)(B)(ii)(I)(aa) of the Employee Retirement  
13 Income Security Act of 1974 (29 U.S.C.  
14 1108(b)(2)(B)(ii)(I)(aa)) is amended by insert-  
15 ing “in” after “defined”.

16 (E) REGULATORY AUTHORITY.—Section  
17 408(b)(2)(B)(iii) of such Act (29 U.S.C.  
18 1108(b)(2)(B)(iii)) is amended, in the matter  
19 preceding subclause (I), by inserting “(in ac-  
20 cordance with regulations issued by the Sec-  
21 retary addressing time, manner, and content of  
22 such disclosures)”, after “following”.

1 **SEC. 6703. INCREASING TRANSPARENCY IN GENERIC DRUG**  
2 **APPLICATIONS.**

3 (a) IN GENERAL.—Section 505(j)(3) of the Federal  
4 Food, Drug, and Cosmetic Act (21 U.S.C. 355(j)(3)) is  
5 amended by adding at the end the following:

6 “(H)(i) Upon request (in controlled correspondence  
7 or an analogous process) by a person that has submitted  
8 or intends to submit an abbreviated application under this  
9 subsection for a drug that is required by regulation to con-  
10 tain one or more of the same inactive ingredients in the  
11 same concentrations as the listed drug referred to, or for  
12 which the Secretary determines there is a scientific jus-  
13 tification for an approach that is in vitro, in whole or in  
14 part, to be used to demonstrate bioequivalence for a drug  
15 if such a drug contains one or more of the same inactive  
16 ingredients in the same concentrations as the listed drug  
17 referred to, the Secretary shall inform the person whether  
18 such drug is qualitatively and quantitatively the same as  
19 the listed drug. The Secretary may also provide such infor-  
20 mation to such a person on the Secretary’s own initiative  
21 during the review of an abbreviated application under this  
22 subsection for such drug.

23 “(ii) Notwithstanding section 301(j), if the Secretary  
24 determines that such drug is not qualitatively or quan-  
25 titatively the same as the listed drug, the Secretary shall  
26 identify and disclose to the person—

1       “(I) the ingredient or ingredients that cause such  
2 drug not to be qualitatively or quantitatively the same as  
3 the listed drug; and

4       “(II) for any ingredient for which there is an identi-  
5 fied quantitative deviation, the amount of such deviation.

6       “(iii) If the Secretary determines that such drug is  
7 qualitatively and quantitatively the same as the listed  
8 drug, the Secretary shall not change or rescind such deter-  
9 mination after the submission of an abbreviated applica-  
10 tion for such drug under this subsection unless—

11       “(I) the formulation of the listed drug has been  
12 changed and the Secretary has determined that the prior  
13 listed drug formulation was withdrawn for reasons of safe-  
14 ty or effectiveness; or

15       “(II) the Secretary makes a written determination  
16 that the prior determination must be changed because an  
17 error has been identified.

18       “(iv) If the Secretary makes a written determination  
19 described in clause (iii)(II), the Secretary shall provide no-  
20 tice and a copy of the written determination to the person  
21 making the request under clause (i).

22       “(v) The disclosures authorized under clauses (i) and  
23 (ii) are disclosures authorized by law, including for pur-  
24 poses of section 1905 of title 18, United States Code. This  
25 subparagraph shall not otherwise be construed to author-

1 ize the disclosure of nonpublic qualitative or quantitative  
2 information about the ingredients in a listed drug, or to  
3 affect the status, if any, of such information as trade se-  
4 cret or confidential commercial information for purposes  
5 of section 301(j) of this Act, section 552 of title 5, United  
6 States Code, or section 1905 of title 18, United States  
7 Code.”.

8 (b) GUIDANCE.—

9 (1) IN GENERAL.—Not later than one year  
10 after the date of enactment of this Act, the Sec-  
11 retary of Health and Human Services shall issue  
12 draft guidance, or update guidance, describing how  
13 the Secretary will determine whether a drug is quali-  
14 tatively and quantitatively the same as the listed  
15 drug (as such terms are used in section  
16 505(j)(3)(H) of the Federal Food, Drug, and Cos-  
17 metic Act, as added by subsection (a)), including  
18 with respect to assessing pH adjusters.

19 (2) PROCESS.—In issuing guidance under this  
20 subsection, the Secretary of Health and Human  
21 Services shall—

22 (A) publish draft guidance;

23 (B) provide a period of at least 60 days for  
24 comment on the draft guidance; and

1           (C) after considering any comments re-  
2           ceived and not later than one year after the  
3           close of the comment period on the draft guid-  
4           ance, publish final guidance.

5           (c) APPLICABILITY.—Section 505(j)(3)(H) of the  
6           Federal Food, Drug, and Cosmetic Act, as added by sub-  
7           section (a), applies beginning on the date of enactment  
8           of this Act, irrespective of the date on which the guidance  
9           required by subsection (b) is finalized.