

Committee on Appropriations
Subcommittee on Financial Services and General Government
Full Committee Markup

Financial Services and General Government Appropriations Bill, 2022

MANAGER'S AMENDMENT
Offered by Mr. Quigley of Illinois

In the BILL:

On page 37, line 7, strike "\$15,000,000" and insert "\$18,750,000".

On page 62, line 23, strike "23–238" and insert "21–238".

On page 63, line 1, strike "23–568" and insert "23–274".

On page 78, line 14, strike "\$10,409,066,000" and insert "\$10,405,316,000".

On page 79, line 20, strike "1,041,335,000" and insert "\$1,037,585,000".

On page 80, line 1, strike "\$388,710,000" and insert "\$384,960,000".

In the REPORT:

On page 3, in the second to last paragraph strike "45 percent" and insert "55 percent".

On page 27, in the second sentence of the third full paragraph, insert "improvements to" before "IRS's".

On page 34, at the end of the first paragraph, insert the following: "The Committee is aware of concerns that religious beliefs have been used as a factor in the denial of certain

organizations' tax exempt status under section 501(c)(3) of the internal revenue code and reminds the IRS of its obligations under section 106 of this Act prohibiting consideration of such beliefs in determining an organization's tax exempt status."

On page 41, in the first sentence of the paragraph titled "Metropolitan Statistical Area Designations", insert "to more than 50,000" after "(MSAs)".

On page 41, in the paragraph titled "Advancing Equity", strike "directs" in each place it appears and insert "urges".

On page 42, in the second full sentence, strike "directed" and insert "urged".

On page 42, before the heading "Intellectual Property Enforcement Coordinator", insert the following:

"Federal and Critical Infrastructure Cybersecurity.—In recent months, the nation's information technology and critical infrastructure—which support global food supply chains, transportation systems, healthcare providers, and more—have been subject to a disturbing uptick in ransomware and cyberattacks. Executive Order 13800, issued on May 11, 2017, directs agency heads to implement several risk management and cybersecurity measures, including the National Institute of Standards and Technology Framework for Improving Critical Infrastructure Cybersecurity. The Committee is concerned that agencies have not implemented these foundational cybersecurity measures, including the following risk-based vulnerability management practices: 1) discovering all assets connected to the agency's network, 2) continuously assessing and monitoring these assets for cybersecurity vulnerabilities, 3) managing users to prevent exploitation from attackers, and 4) prioritizing remediation of identified cybersecurity vulnerabilities posing the greatest risk. OMB is directed to report, within 90 days of enactment of this Act, on the status of compliance with Executive Order 13800 by each applicable agency. The report shall identify risk management and cybersecurity compliance gaps and outline steps each agency must take to implement risk-based vulnerability management practices. The report shall include a timeline and cost estimates to meet the requirements set forth in Executive Order 13800.

Hunger Conference.—The Committee is increasingly concerned about rising levels of hunger in the United States and challenges related to the supply chain and delivery of nutritious food to underserved populations, which was exacerbated by the COVID-19 pandemic. The Committee directs OMB to convene a conference on Food, Nutrition, Hunger, and Health no later than 120 days after enactment of this Act, for the purpose of developing of a roadmap to end hunger and improve nutrition by 2030. The conference should be developed in consultation with Federal, State, and local officials; anti-hunger, food supply, and health care experts drawn from across the country; and people with lived experience of hunger. The conference should examine why hunger persists and where gaps exist, and develop cross departmental strategies to eliminate hunger. The conference should examine limitations in the nation’s food supply chain, advancements in nutrition, and ways to improve health and reduce costs by eliminating hunger and improving access to nutritious foods. The conference should also examine how limited opportunities for economic mobility and other inequities have contributed to hunger. The conference shall produce a final report detailing its findings and proposed policies changes to end hunger and improve nutrition security nationally by 2030.

Hunger Report.—In preparation for the conference on Food, Nutrition, Hunger, and Health described above, no later than 90 days after enactment, OMB shall consult with all Cabinet-level departments and the Small Business Administration and shall report initial findings to the Committee. The findings shall identify current programming that directly or indirectly impacts food insecurity; specific statutory, regulatory, and budgetary barriers to ending hunger in the United States and the Territories; existing examples of coordination mechanisms between Federal agencies, Federal agencies and state and local governments, and all levels of government and program implementers; and additional authorities or resources needed to eliminate hunger and improve nutrition and health.”

On page 52, before the heading “Federal Judicial Center”, insert the following:

“Courthouse Priority Determinations.—The Committee is interested in the priority of courthouse construction projects. The Administrative Office of the U.S. Courts shall submit a report to the Committees, within 90 days of enactment of this

Act, that clearly highlights criteria that was decisive in priority determinations, along with justifications for added projects and priority adjustments made between fiscal years 2018 through 2022.”

On page 64, at the end of the paragraph titled “Telehealth Funding”, insert the following: “The Committee supports the FCC’s decision to include all territories of the United States in its rule adoption.”

On page 71, before the heading “General Services Administration”, insert the following:

“Contact Lenses.—The Committee supports maintaining longstanding regulation and oversight of the contact lens marketplace in the recently finalized Contact Lens Rule. The Committee supports the Commission’s efforts to enforce the Rule’s verification requirements, particularly related to new online market entrants.

Online Marketplaces.—The Committee encourages the FTC to increase enforcement efforts to stop the sale of counterfeit and pirated goods on online marketplaces.”

On page 76, before the paragraph titled “Future of Federal Office Space”, insert the following:

“New Federal Bureau of Investigation Headquarters.—The Committee recognizes GSA’s extensive time and taxpayer investment in reviews of Request for Expressions of Interest applications that resulted in the selection of three acceptable sites in the National Capital Region to host the fully consolidated Federal Bureau of Investigation (FBI) Headquarters. The Committee directs GSA to work with the FBI to submit a prospectus for a new, fully-consolidated headquarters building in the National Capital Region that complies with prior Congressional directives and conditions set forth under the December 8, 2011 Senate Environment & Public Works Committee GSA Resolution. Any fully-consolidated headquarters building should meet Interagency Security Committee

Level V security standards as further described in the General Services Administration's Fiscal Year 2017 PNCR-FBI-NCR 17."

On page 89, before the heading "Office of Inspector General", insert the following:

"WWI Medals Reviews.—The Committee recognizes the efforts by the WWI Valor Medals Review Task Force to research those servicemembers not receiving the Medal of Honor—but downgraded due to racial and religious bias to the Distinguished Service Cross and/or the Navy Cross—and strongly encourages the National Archives to support the efforts to submit Medal of Honor nominations to the appropriate Secretary for review."

On page 91, at the end of the first full paragraph, insert the following: "The Committee expects that NCUA shall ensure that grant writers shall be an eligible expense for technical assistance grants to small credit unions provided under the CDRLF Program."

On page 94, strike the first full paragraph and insert the following:

"As part of OPM's mission to recruit and hire the most talented and diverse Federal workforce, the Committee encourages Federal agencies to increase recruitment efforts within the United States and its territories and at Hispanic Serving Institutions, Historically Black Colleges and Universities, and other Minority Serving Institutions."

On page 96, before the heading "Office of Inspector General", insert the following:

"Remote Site Pay Allowance.—The Committee is aware that remote and isolated military installations in the United States have significant challenges with recruiting and retaining employees. Some of the contributing factors include a lack of local shops, limited spousal employment, and increased transportation costs to nearby communities. The Remote Site Pay Allowance provided under section 5942 of title 5, United States Code, has not been adjusted since 1971 and is currently set at a level not to exceed \$10 per day. Adjusting for inflation, that amount should be at least \$65.50. The Committee directs OPM to complete an assessment of the current Remote Site Pay Allowance and propose new rates adjusted for inflation.

Congressional, Legislative, and Intergovernmental Affairs (CLIA).—The Committee recognizes the need to increase the capacity of the OPM’s CLIA advocates to perform their duty of engaging with Congress and State, local, and tribal officials on Federal human resources management policy. To ensure the CLIA advocates’ ability to meet the demands made of their office, especially in their Constituent Services activities, the Committee encourages OPM to increase its support for CLIA advocates.”

On page 97, before the heading “Privacy and Civil Liberties Oversight Board”, insert the following:

“Rate Increases for Market-Dominant Products.—The Postal Accountability and Enhancement Act of 2006 (PAEA) required the PRC to review the existing Market Dominant rate and classification system 10 years after the enactment of the PAEA. Based on this review, the PRC adopted rules in November 2020 providing greater pricing flexibility to the United States Postal Service (USPS). USPS has used this expanded authority to propose increasing certain postal rates effective August 20, 2021, by approximately 7 percent. The Committee is concerned with the size and timing of the rate increase and that the PAEA process did not account for the impact of the pandemic, including factors such as higher package revenues and emergency funding provided to the USPS. The PRC is directed to study these factors and report to the Committee within 270 days on how these factors should impact the rate increases proposed by the USPS and the PRC rules adopted in November.

First-Class Service Standards.—The Committee is concerned about further changes to the service standards for market-dominant mail products, particularly the Postal Service’s recent proposal to extend first-class service standards to as long as five days. The Committee believes this change would further erode public confidence in the USPS. The Committee directs the PRC to analyze the feasibility of restoring service standards for market-dominant products that were in effect on July 1, 2012, including an examination of the resources and structural and operational changes needed, and the impacts on market growth and revenue. If service standards are decreased from their January 2021 levels, the PRC shall also conduct a similar analysis of the costs and benefits of restoring USPS service and performance levels to their January 1, 2021, levels. The PRC shall report to the Committee on its findings within 1 year of enactment of this Act.”

On page 100, strike the first full sentence (before the paragraph titled “Investor Advisory Committee”).

On page 104, at the end of the paragraph titled “Impact of the COVID-19 Pandemic on Immigrant- and Minority-Owned Businesses”, insert the following: “The Committee encourages the Administrator to work with the U.S. Census Bureau to explore the feasibility of collecting disaggregated data on the impact of the pandemic on minority-owned businesses, including the access and application of Federal relief resources.”