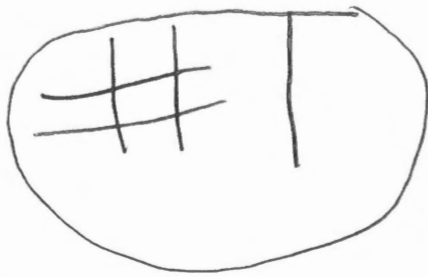


AMENDMENTS TO THE FINANCIAL SERVICES AND GENERAL  
GOVERNMENT APPROPRIATIONS BILL FY2024

Full Committee Markup  
House Appropriations Committee  
July 13, 2023



**WOMACK  
FINANCIAL SERVICES AND GENERAL GOVERNMENT**

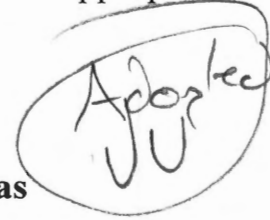
**HOUSE APPROPRIATIONS COMMITTEE**

Full Committee Markup

Fiscal Year 2024 Financial Services and General Government Appropriations Bill

**Manager's Amendment**

**Offered by Mr. Womack of Arkansas**



**In the bill:**

On page 58, line 4, add a space between “(1)” and “of”.

On page 58, line 14, strike “an” and insert “the”.

On page 58, line 17, strike the comma.

On page 58, after line 18, insert the following new section:

SEC.XXX. (a) Section 203(c) of the Judicial Improvements Act of 1990 (Public Law 101–650; 28 U.S.C. 133 note), is amended in the matter following paragraph 12–

(1) in the second sentence (relating to the District of Kansas), by striking “32 years and 6 months” and inserting “33 years and 6 months”; and

(2) in the sixth sentence (relating to the District of Hawaii), by striking “29 years and 6 months” and inserting “30 years and 6 months”.

(b) Section 406 of the Transportation, Treasury, Housing and Urban Development, the Judiciary, the District of Columbia, and Independent Agencies Appropriations Act, 2006 (Public Law 109– 115; 119 Stat. 2470; 28 U.S.C. 133 note) is amended in the second sentence (relating to the eastern District of Missouri) by striking “30 years and 6 months” and inserting “31 years and 6 months”.

(c) Section 312(c)(2) of the 21st Century Department of Justice Appropriations Authorization

Act (Public Law 107–273; 28 U.S.C. 133 note), is amended—

- (1) in the first sentence by striking “21 years” and inserting “22 years”;
- (2) in the second sentence (relating to the central District of California), by striking “20 years and 6 months” and inserting “21 years and 6 months”; and
- (3) in the third sentence (relating to the western district of North Carolina), by striking “19 years” and inserting “20 years”.

On page 87, line 4, strike “\$2,000,000” and insert “2,500,000”.

On page 94, line 21, strike “2023” and insert “2024”.

On page 194, line 3, strike “2024” and insert “2025”.

On page 209, line 16, add a period after the closed quotation marks.

On page 210, line 18, strike “200(sec. 5-1405 of D.C. Official Code;” and replace with “2000 (sec. 5-1405, D.C. Official Code);”

**In the report:**

On page 8, in the paragraph entitled “Terrorist Destruction of Energy Facilities in Central America”, strike the second sentence.

On page 11, before the header “Financial Crimes Enforcement Network”, insert the following new paragraph:

*Countering ERTC Fraud.*—The Committee remains concerned over frequent fraudulent claims to the Employee Retention Tax Credit (ERTC) offered by the IRS. The Committee directs TIGTA to submit a report within 160 days after enactment detailing the level of erroneous credits provided to applicants, the level

of those funds recovered, and measures taken by the IRS to identify and deny ineligible ERTC applications.

On page 25, after the “Antideficiency Act Training” paragraph, insert the following new paragraph:

*Improvements to Federal Government Service Delivery.*—The Committee has concerns with how services are delivered across the Federal Government and the negative impact the “time tax” has on Americans accessing these services. The Director of the Office of Management and Budget should provide a briefing to the Committees, within 90 days of enactment of this Act, on the outcome metrics OMB has developed to track how Federal agencies have reduced customer burdens and pain points and streamlined their processes.

On page 25, before the header “Intellectual Property Enforcement Coordinator”, insert the following new paragraph:

*Evidence-Based Policymaking.*—The Committee instructs the Office of Management and Budget to provide a briefing to the Committee, within 90 days of enactment of the Act, on the development of Federal agencies’ comprehensive data inventory and public data catalogue as required by Public Law 115-435. The briefing should include OMB’s guidance to Federal agencies on how they should comply with the OPEN Government Data Act’s provisions and any required resources.

On page 41, under the header Committee Recommendation for the Consumer Product Safety Commission, strike \$2,000,000 in the second line and insert “\$2,500,000”.

On page 41, at the end of the Committee Recommendation section for the Consumer Product Safety Commission, insert the following new paragraph:

*Pool Safety.*—Drownings and near-drownings in pools and spas pose a significant public health risk to our Nation’s children. Drowning is a public health

crisis, and it remains the leading cause of unintentional death for children ages one to four. The Committee commends the CPSC for establishing the national and grassroots “Pool Safely” campaign, a safety information and education program designed to reduce child drownings and near drowning injuries and maintain a zero-fatality rate for drain entrapments. This multifaceted initiative includes consumer and industry education efforts, press events, partnerships, outreach, and advertising.

On page 45, in the paragraph entitled “Affordable Connectivity Program Report”, strike the third sentence and replace with “Over 18 million households are participating in ACP.”

On page 45, after the header entitled “Rural Broadband Access” insert the following new paragraph:

*Spectrum Authority.*—The Committee recognizes that making additional mid-band spectrum available for commercial use is crucial for the United States’ leadership in the 5G race. As such, within 30 days of enactment of the Act, the Commission is directed to brief the Committees of jurisdiction on their authority to allow temporary use of spectrum.

On page 64, before the header “Office of Personnel Management” insert the following new paragraph:

*Office of Government Ethics Compliance Review.*—The Committee is concerned about senior executive branch employees owning stocks in companies regulated by their employing agency. The Office of Government Ethics (OGE) is directed to brief the Committee within 60 days of enactment of this Act on the steps OGE is taking on ethical compliance across Federal agencies regarding employees owning stocks that may create a conflict.



On page 69, after the fourth paragraph, insert the following new paragraph:

*Unpaid Arbitration Awards.*—The Committee is concerned that the Financial Industry Regulatory Authority (FINRA) has failed to undertake steps to address unpaid arbitration awards by its members. Within 180 days of enactment of this Act, the Commission shall submit to Congress a report summarizing FINRA’s ongoing and planned efforts to reduce and eliminate the occurrence of unpaid judgements.

On page 71, in the paragraph entitled “Assisting America’s Rural Small Businesses”, at the end of the first sentence, replace “Americas” with “Americans”.

On page 72, after the paragraph entitled “Privacy Personnel Report”, insert the following new paragraph:

*COVID-19 Fraud.*—The Committee is concerned about the June 27, 2023 findings from the SBA Office of Inspector General, alleging overwhelming potential fraud within the SBA’s COVID-19 small business relief programs. The Committee recognizes that current OIG estimates predict over \$200 billion, 17 percent of all COVID-19 EIDL and Paycheck Protection Program funds, have been fraudulently obtained by nefarious actors. Given the alarming rate of potential fraud identified by the OIG, the Committee directs the SBA to determine precise amounts in remaining fraudulent disbursements and provide a comprehensive report on these findings to Congress within 90 days after enactment of this Act. The Committee further directs the SBA to include in the report a comprehensive response of oversight efforts and changes to the fraud risk management systems as a result of the OIG report.

On page 73, after the paragraph entitled “Native American Outreach”, insert the following new paragraph:

*Tribal Lending Initiative.*—The Committee supports efforts by the Office of Native American Affairs (ONAA) to address and dismantle barriers experienced by Tribal small businesses and fisheries seeking to access traditional SBA lending products, and encourages SBA to establish a Tribal Lending Initiative to address these challenges. Through this initiative, ONAA is expected to update guidance for traditional SBA Lending products and relief programs in consultation with Tribal Nations, including removing barriers to existing SBA Lending products, such as the acceptance of Tribally registered business licenses and Tribal treaty fishery income verification, the inability of many Tribal small businesses and fisheries to obtain Federally verified income tax statements, and complications related to collateral requirements. SBA is directed to brief the Committee on its progress in establishing and implementing a Tribal Lending Initiative not later than 60 days after the enactment of this Act.

On page 77, under the heading “Accurate Address Listing”, in the last line of the paragraph after including, strike the rest of the sentence and insert:

, but not limited to, Hollywood, Florida; Miami Lakes, Florida; and Eastvale, California.

On page 81, in the description of section 640, strike “Elections” and insert “Election”.

#2

Rep. Mark Pocan  
FY24 – FSGG  
Amendment #1

Amendment to the Financial Services and General Government  
Appropriations Bill

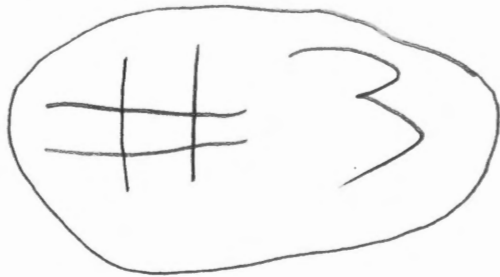
Offered by Mr. Pocan of Wisconsin

Not Adopted  
27-30

**In the bill:**

Strike section 112 (related to IRS Free File software)





REP. WOMACK

FY24 – FSGG

Republican en bloc

Financial Services and General Government – Republican en bloc

BILL

In the bill:

Adopted 33-27

On page 31, insert after line 2 the following new Section:

Sec. XXX. None of the funds made available by this Act may be used to implement an outbound investment review, prohibition, or notification program until the Assistant Secretary of Treasury for Investment Security and equivalents from CFIUS member agencies provide a report to the Committees on Appropriations and Financial Services of the House of Representatives and the Committees on Appropriations and Banking, Housing, and Urban Affairs of the Senate that contains the following –

- (1) A comprehensive list of Chinese technologies covered by the program that have been developed as a result of United States investments, including a description of the technologies' specifications.
- (2) The value of United States private equity and venture capital investments in any specific Chinese technologies that would be subject to prohibitions under the program, in absolute and relative terms with respect to non-United States investment.
- (3) A detailed description of know-how or other essential information that has been transferred by United States investors in support of Chinese technologies covered by the program, including an assessment of whether the information was available to non-United States persons or eligible for potential control under the Export Control Reform Act.

- (4) An analysis of any estimated delay to China's development of program-related technologies as a direct result of the program's implementation.
- (5) Any legislative or regulatory proposals to impose secondary sanctions involving investments by foreign persons in Chinese technologies covered by the program.
- (6) A detailed evaluation of the effectiveness of investment restrictions administered by the Department of the Treasury with respect to Chinese Military Industrial-Complex Companies.

On Page 94, line 4, after "U.S.C. 3718:", insert the following:

*Provided further*, That not more than \$165,000,000 shall be for the Bureau of Competition: *Provided further*, That none of the funds made available to the Federal Trade Commission and used by the Bureau of Consumer Protection shall be reprogrammed to the Bureau of Competition:

On page 95, insert after line 15 the following two new Sections:

Sec. XXX. None of the funds in this Act may be used to implement, administer, or enforce the July 9, 2021 Statement of the Commission on the Withdrawal of the Statement of Enforcement Principles Regarding "Unfair Methods of Competition" under section 5 of the Federal Trade Commission Act.

Sec. XXX. None of the funds in this Act may be used to implement, administer, or enforce the October 25, 2021, Statement of the Commission on Use of Prior Approval Provisions in Merger Orders.

On page 120, insert after line 25 the following two new Sections:

Sec. XXX. (a) None of the funds made available by this Act may be used, during the 270-day period beginning on the date of enactment of this Act, to collect, or implement any program that would collect, retail investor personally identifiable information (in this section referred to as "PII") by the Securities and Exchange Commission, the Financial Industry Regulatory Authority, the Consolidated Audit Trail, LLC, Customer Account Information System, or any other legal entity under Securities and Exchange Committee Rule 613.

(b) The Comptroller General of the United States shall submit a report to Congress, not later than 270 days after the date of the enactment of this Act, on analysis of--

- (1) the privacy concerns, the constitutionality, and the current law in the Federal judicial circuits and the Supreme Court regarding the legality of the collection of retail investor PII by a regulator without any evidence of wrongdoing; and
- (2) whether Congress has given the SEC the implicit or explicit statutory authority to create a national database that collects the PII of retail investors.

Sec. XXX. None of the funds made available by this Act may be used to finalize, implement, or enforce the rulemaking entitled “Amendments Regarding the Definition of “Exchange” and Alternative Trading Systems (ATs) That Trade U.S. Treasury and Agency Securities, National Market System (NMS) Stocks, and Other Securities”.

On page 212, after line 6, insert the following three new sections:

Sec. XXX. None of the funds available for obligation or expenditure by the District of Columbia government under any authority may be used to carry out the Comprehensive Policing and Justice Reform Amendment Act of 2022 (D.C. Law 24–345).

Sec. XXX. An individual who has a valid weapons carry permit from any United States state or territory may possess and carry a concealed handgun in the area governed by the District of Columbia and Washington Metropolitan Area Transit Authority (WMATA).

Sec. XXX. The Scholarships for Opportunity and Results Act (division C of Public Law 112-10) is amended in section 3014 (sec. 38—1853.14 D.C. Official Code)—

In subsection (a) In the matter preceding paragraph (1), by striking “through fiscal year 2023” and insert “through fiscal year 2027”

In paragraph (1), by striking “one-third” and inserting “one-half”

In paragraph (2), by striking “one-third” and inserting “one-sixth”

In paragraph (3), by striking “one-third” and inserting “one-third”



## REPORT

In the report:

On page 7, before the header entitled “Office of Terrorism and Financial Intelligence”, insert the following new paragraph:

*CFIUS Member Agencies.*—Given the significant rise in CFIUS case volume and the corresponding analysis required by CFIUS Committee members, CFIUS is directed to submit to the Committee the number of non-career, political appointees responsible for CFIUS work across the nine voting member agencies and a detailed description of the transfer of funds to each member agency.

On page 12, under the header entitled “Transparency in Federal Spending”, strike the third sentence, and insert the following new sentence:

The Committee further directs the Fiscal Service to coordinate with OMB to publish all unclassified vendor contracts and grant awards agreements for all Federal agencies, as well as the relevant Notice of Funding Opportunity (NOFO) and the office and employees responsible for issuing the NOFO for each grant, online at [USAspending.gov](https://www.usaspending.gov).

On page 48, in the paragraph entitled “Contact Lenses” after the word “verification”, insert “and prescription release”.

On page 53, after the paragraph entitled “Flexible Workspace Services”, insert the following new paragraph:

*Unused Southwest Border Barrier Material.*—GSA is directed to provide to the Committee, not later than 60 days after enactment of this Act, a report of all unused materials, such as steel bollards, purchased for construction of barriers on the southwest border that remain unused and subject to the control of the Federal government, including the Department of Homeland Security and the U.S. Army

Corps of Engineers. The report shall include a description of the types and amounts of unused materials; an analysis of possession of such materials among Federal agencies and the associated cost to store such materials; a description of the planned use of such materials; and an analysis of whether such materials should be declared surplus property available to be donated to a state or public agency, nonprofit organization, or available for public auction, including an explanation of the determination for any materials that are not declared surplus property.

On page 53, before the header entitled “Rental of Space”, insert the following new paragraph:

*Major Repair and Alteration of Washington, DC Regional Office Building.*—The Committee notes there are significant cost increases and scope changes with GSA’s proposal to renovate the Regional Office Building (ROB) at 301 7th Street, SW in Washington, DC. The Committee understands the modernized ROB will now house employees of the Federal Emergency Management Agency’s Headquarters and the Department of Homeland Security’s (DHS) Management Office. The renovation will require additional funds than the amount originally authorized and appropriated in previous fiscal years. GSA and DHS are directed to provide a joint briefing to the Committee within 60 days of enactment of this Act on the additional design and construction costs to modernize the ROB. GSA should pause further action on issuing a design-build construction award for the ROB renovation until the Committee is briefed on available options to fully address concerns related to escalating modernization costs.

On page 69, strike the paragraph with the header “Consolidated Audit Trail.”

On page 72, after the paragraph entitled “Privacy Personnel Report”, insert the following new paragraph:

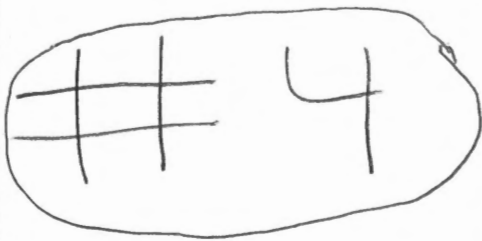
*Regulations Impact on Small Businesses.*—Within 90 days of enactment of this Act, the SBA is directed to report to the Committee on the economic impact on small business concerns of all rules issued by the SBA over the last two fiscal years.



On page 73, in the paragraph entitled "Investment in Central Appalachia", in the first sentence, add the phrase "and prioritize discretionary funding" after the word "outreach".

On page 77, insert after the paragraph entitled "Processing Centers":

*Emergency Suspension of Operations.*—The Committee is concerned with the effects that the immediate suspension of operations at the Mountain City, GA, post office has had on its surrounding community. The Committee urges USPS to promptly notify the community of a rural post office when lease termination -and a subsequent emergency suspension of operations - is likely, with the goal of providing at least a 30-day advance notice. Additionally, the Committee urges USPS to provide updates every 60 days following an emergency suspension to this Committee and to the community of such post office on the status and expected reopening of said post office.



**AMENDMENT TO FINANCIAL SERVICES  
APPROPRIATIONS BILL  
OFFERED BY MR. AGUILAR OF CALIFORNIA**

Page 154, line 9, strike “; or” and insert a semi-colon.

Page 154, line 10, insert after “United States” the following: “; or (5) is a person who is authorized to be employed in the United States pursuant to the Deferred Action for Childhood Arrivals program as set forth in the Department of Homeland Security’s August 24, 2022, final rule entitled ‘Deferred Action for Childhood Arrivals’”.



#5

Rep David P. Joyce  
FY-24 FSGG  
Amendment #1

**Amendment to the Financial Services and General Government  
Appropriations Bill**

**Offered by Mr. David P. Joyce of Ohio**

Not  
Adopted  
JU

In the report: On page 21, in the "Salaries and Expenses" account after the words "support of the President", insert the following:

"The Committee notes that over 20 states and territories now permit the use of adult use cannabis, while over 35 states and territories permit the use of cannabis for medicinal purposes. The Committee urges the Executive Office of the President, in consultation with the U.S. Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, and other agencies which may have relevant regulatory expertise to coordinate an assessment of the adequacy of these states' cannabis regulatory frameworks, including commonalities and novel approaches to enforcement and oversight."

#6

Rep. Norma Torres  
FY24 – FSGG  
Amendment #6

**AMENDMENT TO FINANCIAL SERVICES AND GENERAL GOVERNMENT  
APPROPRIATIONS BILL  
OFFERED BY MRS. TORRES OF CALIFORNIA**

**In the bill:**

Strike section 613, Section 614, Section 810, Section 819, and Section 821.

Not Adopted  
23-34

Adopted

**AMENDMENT TO FINANCIAL SERVICES AND  
GENERAL GOVERNMENT APPROPRIATIONS ACT  
OFFERED BY MR. HARRIS OF MARYLAND**

Page 23, after line 9, insert the following new section:

1        SEC. 113. None of the funds in this Act may be used  
2 to purchase firearms or ammunition for the Internal Revenue  
3 Service above the levels in the possession of the Internal  
4 Revenue Service on July 13, 2023.





**AMENDMENT TO FINANCIAL SERVICES AND  
GENERAL GOVERNMENT APPROPRIATIONS ACT  
OFFERED BY MS. MCCOLLUM OF MINNESOTA**

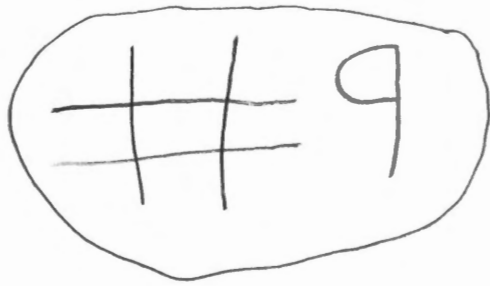
Add at the end of title VII the following:

- 1        SEC. 7\_\_\_\_. None of the funds made available by this  
2 Act may be disbursed by the Administrator of the Small  
3 Business Administration to any concern that refuses serv-  
4 ice to any individual on the basis of race, color, religion,  
5 sex (including pregnancy, sexual orientation, or gender  
6 identity), national origin, age, disability, or genetic infor-  
7 mation.



Not  
Adopted  
24-33

1



Rep. Andrew Clyde

FY24 – FSGG

Amendment #2

### **Transparency in the White House**

“Within 7 days of enactment, the White House must submit to Congress all reports and investigative materials associated with the July 2, 2023, discovery of cocaine within the White House, including, but not limited to, all associated video security footage, internal reports, documents, details related to the discovery of the narcotics, and investigative materials compiled by White House staff, employees of the administration, and the United States Secret Service. The White House must submit this report to the House Committee on Appropriations and the House Committee on Oversight and Accountability.”

#10

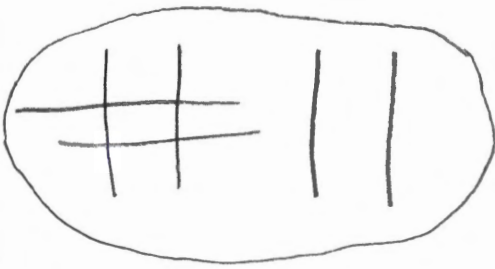
Rep. Ashley Hinson  
FY24 – Financial Services and General Government  
Amendment #1

Withdrawn

**AMENDMENT TO FINANCIAL SERVICES AND GENERAL GOVERNMENT  
APPROPRIATIONS BILL  
OFFERED BY MRS. HINSON OF IOWA**

On page 15 of the report, after the first paragraph, insert the following new paragraph:

*“Sustainable Aviation Fuel Tax Credit Guidance.—The Committee recognizes strong stakeholder support for the adoption of the Argonne GREET Model as the lifecycle model for Sustainable Aviation Fuel and directs the IRS to include the Argonne GREET model as a “similar methodology” under Internal Revenue Code Section 40B(e)(2) in its upcoming final guidance.”.*



Not adopted 16-43

Rep. Andrew Clyde

FY24 - FSGG

Amendment #1

### **No New FBI Headquarters**

All federal funds previously allocated and unobligated for a new Federal Bureau of Investigation (FBI) building are rescinded and returned to the treasury to reduce the national debt.