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116TH CONGRESS
1ST SESSION

H. R. _____

[Report No. 116-____]

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2020, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

____ --, 2019

Mr. PRICE of North Carolina introduced the following bill; which was referred to the Committee on Appropriations

A BILL

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2020, and for other purposes.

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

1 Development, and related agencies for the fiscal year end-
2 ing September 30, 2020, and for other purposes, namely:

3 TITLE I

4 DEPARTMENT OF TRANSPORTATION

5 OFFICE OF THE SECRETARY

6 SALARIES AND EXPENSES

7 For necessary expenses of the Office of the Secretary,
8 \$113,910,000, of which not to exceed \$3,065,000 shall be
9 available for the immediate Office of the Secretary; not
10 to exceed \$1,000,000 shall be available for the immediate
11 Office of the Deputy Secretary; not to exceed \$20,428,000
12 shall be available for the Office of the General Counsel;
13 not to exceed \$10,331,000 shall be available for the Office
14 of the Under Secretary of Transportation for Policy; not
15 to exceed \$14,300,000 shall be available for the Office of
16 the Assistant Secretary for Budget and Programs; not to
17 exceed \$2,546,000 shall be available for the Office of the
18 Assistant Secretary for Governmental Affairs; not to ex-
19 ceed \$29,244,000 shall be available for the Office of the
20 Assistant Secretary for Administration; not to exceed
21 \$2,142,000 shall be available for the Office of Public Af-
22 fairs; not to exceed \$1,859,000 shall be available for the
23 Office of the Executive Secretariat; not to exceed
24 \$12,181,000 shall be available for the Office of Intel-
25 ligence, Security, and Emergency Response; and not to ex-

1 ceed \$16,814,000 shall be available for the Office of the
2 Chief Information Officer: *Provided*, That the Secretary
3 of Transportation is authorized to transfer funds appro-
4 priated for any office of the Office of the Secretary to any
5 other office of the Office of the Secretary: *Provided fur-*
6 *ther*, That no appropriation for any office shall be in-
7 creased or decreased by more than 7 percent by all such
8 transfers: *Provided further*, That notice of any change in
9 funding greater than 7 percent shall be submitted for ap-
10 proval to the House and Senate Committees on Appropria-
11 tions: *Provided further*, That not to exceed \$60,000 shall
12 be for allocation within the Department for official recep-
13 tion and representation expenses as the Secretary may de-
14 termine: *Provided further*, That notwithstanding any other
15 provision of law, excluding fees authorized in Public Law
16 107–71, there may be credited to this appropriation up
17 to \$2,500,000 in funds received in user fees: *Provided fur-*
18 *ther*, That none of the funds provided in this Act shall
19 be available for the position of Assistant Secretary for
20 Public Affairs.

21 RESEARCH AND TECHNOLOGY

22 For necessary expenses related to the Office of the
23 Assistant Secretary for Research and Technology,
24 \$42,948,000, of which \$21,166,000 shall remain available
25 until September 30, 2022, and of which \$15,000,000, to

1 remain available until expended, is for new competitive
2 grants under section 5505 of title 49, United States Code,
3 for Tier I University Transportation Centers: *Provided*,
4 That such amounts are in addition to amounts previously
5 provided for such program: *Provided further*, That section
6 5505(c)(4)(A) of title 49, United States Code, shall not
7 apply to amounts for additional Tier I University Trans-
8 portation Centers provided under this heading: *Provided*
9 *further*, That there may be credited to this appropriation,
10 to be available until expended, funds received from States,
11 counties, municipalities, other public authorities, and pri-
12 vate sources for expenses incurred for training: *Provided*
13 *further*, That any reference in law, regulation, judicial pro-
14 ceedings, or elsewhere to the Research and Innovative
15 Technology Administration shall continue to be deemed to
16 be a reference to the Office of the Assistant Secretary for
17 Research and Technology of the Department of Transpor-
18 tation.

19 NATIONAL INFRASTRUCTURE INVESTMENTS

20 For capital investments in surface transportation in-
21 frastructure, \$1,000,000,000, to remain available through
22 September 30, 2022: *Provided*, That the Secretary of
23 Transportation shall distribute funds provided under this
24 heading as discretionary grants to be awarded to a State,
25 local government, transit agency, port authority, or a col-

1 laboration among such entities on a competitive basis for
2 projects that will have a significant local or regional im-
3 pact: *Provided further*, That projects eligible for funding
4 provided under this heading shall include, but not be lim-
5 ited to, highway or bridge projects eligible under title 23,
6 United States Code; public transportation projects eligible
7 under chapter 53 of title 49, United States Code; pas-
8 senger and freight rail transportation projects; and port
9 infrastructure investments (including inland port infra-
10 structure and land ports of entry): *Provided further*, That
11 of the amount made available under this heading, the Sec-
12 retary shall use \$15,000,000 for the planning, preparation
13 or design of projects eligible for funding under this head-
14 ing, with an emphasis on transit, transit oriented develop-
15 ment, and multimodal projects: *Provided further*, That of
16 the amount made available under this heading, the Sec-
17 retary shall use \$20,000,000 for the planning, preparation
18 or design of projects eligible for funding under this head-
19 ing located in areas of persistent poverty: *Provided further*,
20 That the term persistent poverty means any county that
21 has had 20 percent or more of its population living in pov-
22 erty over the past 30 years, as measured by the 1990 and
23 2000 decennial census and the most recent Small Area
24 Income and Poverty Estimates, or any census tract with
25 a poverty rate of at least 20 percent as measured by the

1 2013-2017 five-year data series available from the Amer-
2 ican Community Survey of the Census Bureau: *Provided*
3 *further*, That grants awarded under the previous three
4 provisos shall not be subject to a minimum grant size: *Pro-*
5 *vided further*, That the Secretary may use up to 20 per-
6 cent of the funds made available under this heading for
7 the purpose of paying the subsidy and administrative costs
8 of projects eligible for Federal credit assistance under
9 chapter 6 of title 23, United States Code, or sections 501
10 through 504 of the Railroad Revitalization and Regulatory
11 Reform Act of 1976 (Public Law 94–210), as amended,
12 if the Secretary finds that such use of the funds would
13 advance the purposes of this paragraph: *Provided further*,
14 That in distributing funds provided under this heading,
15 the Secretary shall take such measures so as to ensure
16 an equitable geographic distribution of funds, an equitable
17 distribution of funds between urban and rural areas, and
18 the investment in a variety of transportation modes, in-
19 cluding public transit, passenger rail, and pedestrian im-
20 provements: *Provided further*, That a grant funded under
21 this heading shall be not less than \$5,000,000 and not
22 greater than \$50,000,000: *Provided further*, That not
23 more than 15 percent of the funds made available under
24 this heading may be awarded to projects in a single State:
25 *Provided further*, That the Federal share of the costs for

1 which an expenditure is made under this heading shall be,
2 at the option of the recipient, up to 80 percent: *Provided*
3 *further*, That the Secretary shall give priority to projects
4 that require a contribution of Federal funds in order to
5 complete an overall financing package: *Provided further*,
6 That of the funds awarded under this heading not more
7 than 50 percent shall be for projects located in a rural
8 area with a population equal to or less than 200,000: *Pro-*
9 *vided further*, That for projects located in a rural area,
10 the minimum grant size shall be \$1,000,000 and the Sec-
11 retary may increase the Federal share of costs above 80
12 percent: *Provided further*, That of the funds awarded
13 under this heading not more than 50 percent shall be for
14 projects located in an urbanized area with a population
15 of more than 200,000: *Provided further*, That funds for
16 an urbanized area under the previous proviso may be obli-
17 gated to projects in the metropolitan area established
18 under section 134 of title 23, United States Code, that
19 encompasses such urbanized area: *Provided further*, That
20 the Secretary shall consider the benefits of a project on
21 urban and rural areas to the fullest extent to include all
22 relevant geographic areas: *Provided further*, That projects
23 conducted using funds provided under this heading must
24 comply with the requirements of subchapter IV of chapter
25 31 of title 40, United States Code: *Provided further*, That

1 the Secretary shall conduct a new competition to select
2 the grants and credit assistance awarded under this head-
3 ing: *Provided further*, That the Secretary may retain up
4 to \$25,000,000 of the funds provided under this heading,
5 and may transfer portions of those funds to the Adminis-
6 trators of the Federal Highway Administration, the Fed-
7 eral Transit Administration, the Federal Railroad Admin-
8 istration, and the Maritime Administration to fund the
9 award and oversight of grants and credit assistance made
10 under the National Infrastructure Investments program:
11 *Provided further*, That the Secretary shall consider and
12 award projects based solely on the selection criteria from
13 the fiscal year 2017 Notice of Funding Opportunity: *Pro-*
14 *vided further*, That, notwithstanding the previous proviso,
15 the Secretary shall not use the Federal share or an appli-
16 cant's ability to generate non-Federal revenue as a selec-
17 tion criteria in awarding projects: *Provided further*, That
18 the Secretary shall issue the Notice of Funding Oppor-
19 tunity no later than 60 days after enactment of this Act:
20 *Provided further*, That such Notice of Funding Oppor-
21 tunity shall require application submissions 90 days after
22 the publishing of such Notice: *Provided further*, That of
23 the applications submitted under the previous two pro-
24 visos, the Secretary shall make grants no later than 270
25 days after enactment of this Act in such amounts that

1 the Secretary determines: *Provided further*, That such
2 sums provided for national infrastructure investments for
3 multimodal safety projects under title VIII of division F
4 of the Consolidated and Further Continuing Appropria-
5 tions Act, 2013 (Public Law 113–6; 127 Stat. 432) shall
6 remain available through fiscal year 2024 for the liquida-
7 tion of valid obligations of active grants awarded with this
8 funding: *Provided further*, That the preceding proviso shall
9 be applied as if it were in effect on September 30, 2019.

10 NATIONAL SURFACE TRANSPORTATION AND INNOVATIVE
11 FINANCE BUREAU

12 For necessary expenses of the National Surface
13 Transportation and Innovative Finance Bureau as author-
14 ized by 49 U.S.C. 116, \$5,000,000, to remain available
15 until expended: *Provided*, That the Secretary shall notify
16 the House and Senate Committees on Appropriations no
17 less than 15 days prior to exercising the transfer authority
18 granted under section 116(h) of title 49, United States
19 Code.

20 FINANCIAL MANAGEMENT CAPITAL

21 For necessary expenses for upgrading and enhancing
22 the Department of Transportation’s financial systems and
23 re-engineering business processes, \$2,000,000, to remain
24 available through September 30, 2021.

1 CYBER SECURITY INITIATIVES

2 For necessary expenses for cyber security initiatives,
3 including necessary upgrades to wide area network and
4 information technology infrastructure, improvement of
5 network perimeter controls and identity management,
6 testing and assessment of information technology against
7 business, security, and other requirements, implementa-
8 tion of Federal cyber security initiatives and information
9 infrastructure enhancements, and implementation of en-
10 hanced security controls on network devices, \$15,000,000,
11 to remain available through September 30, 2021.

12 OFFICE OF CIVIL RIGHTS

13 For necessary expenses of the Office of Civil Rights,
14 \$9,470,000.

15 TRANSPORTATION PLANNING, RESEARCH, AND

16 DEVELOPMENT

17 For necessary expenses for conducting transportation
18 planning, research, systems development, development ac-
19 tivities, and making grants, \$15,879,000, to remain avail-
20 able until expended: *Provided*, That of such amount,
21 \$1,000,000 shall be for necessary expenses of the Inter-
22 agency Infrastructure Permitting Improvement Center
23 (IIPIC): *Provided further*, That there may be transferred
24 to this appropriation, to remain available until expended,
25 amounts transferred from other Federal agencies for ex-

1 penses incurred under this heading for IIPIC activities not
2 related to transportation infrastructure: *Provided further*,
3 That the tools and analysis developed by the IIPIC shall
4 be available to other Federal agencies for the permitting
5 and review of major infrastructure projects not related to
6 transportation only to the extent that other Federal agen-
7 cies provide funding to the Department as provided for
8 under the previous proviso.

9 WORKING CAPITAL FUND

10 For necessary expenses for operating costs and cap-
11 ital outlays of the Working Capital Fund, not to exceed
12 \$424,901,000, shall be paid from appropriations made
13 available to the Department of Transportation: *Provided*,
14 That such services shall be provided on a competitive basis
15 to entities within the Department of Transportation: *Pro-*
16 *vided further*, That the above limitation on operating ex-
17 penses shall not apply to non-DOT entities: *Provided fur-*
18 *ther*, That no funds appropriated in this Act to an agency
19 of the Department shall be transferred to the Working
20 Capital Fund without majority approval of the Working
21 Capital Fund Steering Committee and approval of the
22 Secretary: *Provided further*, That no assessments may be
23 levied against any program, budget activity, subactivity or
24 project funded by this Act unless notice of such assess-
25 ments and the basis therefor are presented to the House

1 and Senate Committees on Appropriations and are ap-
2 proved by such Committees.

3 SMALL AND DISADVANTAGED BUSINESS UTILIZATION AND
4 OUTREACH

5 For necessary expenses for small and disadvantaged
6 business utilization and outreach activities, \$4,646,000, to
7 remain available until September 30, 2021: *Provided*,
8 That notwithstanding 49 U.S.C. 332, these funds may be
9 used for business opportunities related to any mode of
10 transportation: *Provided further*, That appropriations
11 made available under this heading shall be available for
12 any purpose consistent with prior year appropriations that
13 were made available under the heading “Minority Busi-
14 ness Resource Center Program”.

15 PAYMENTS TO AIR CARRIERS

16 (AIRPORT AND AIRWAY TRUST FUND)

17 In addition to funds made available from any other
18 source to carry out the essential air service program under
19 49 U.S.C. 41731 through 41742, \$175,000,000, to be de-
20 rived from the Airport and Airway Trust Fund, to remain
21 available until expended: *Provided*, That in determining
22 between or among carriers competing to provide service
23 to a community, the Secretary may consider the relative
24 subsidy requirements of the carriers: *Provided further*,
25 That basic essential air service minimum requirements

1 shall not include the 15-passenger capacity requirement
2 under subsection 41732(b)(3) of title 49, United States
3 Code: *Provided further*, That none of the funds in this Act
4 or any other Act shall be used to enter into a new contract
5 with a community located less than 40 miles from the
6 nearest small hub airport before the Secretary has nego-
7 tiated with the community over a local cost share: *Pro-*
8 *vided further*, That amounts authorized to be distributed
9 for the essential air service program under subsection
10 41742(b) of title 49, United States Code, shall be made
11 available immediately from amounts otherwise provided to
12 the Administrator of the Federal Aviation Administration:
13 *Provided further*, That the Administrator may reimburse
14 such amounts from fees credited to the account estab-
15 lished under section 45303 of title 49, United States Code.

16 ADMINISTRATIVE PROVISIONS—OFFICE OF THE
17 SECRETARY OF TRANSPORTATION

18 SEC. 101. None of the funds made available in this
19 Act to the Department of Transportation may be obligated
20 for the Office of the Secretary of Transportation to ap-
21 prove assessments or reimbursable agreements pertaining
22 to funds appropriated to the modal administrations in this
23 Act, except for activities underway on the date of enact-
24 ment of this Act, unless such assessments or agreements

1 have completed the normal reprogramming process for
2 Congressional notification.

3 SEC. 102. The Secretary shall post on the Web site
4 of the Department of Transportation a schedule of all
5 meetings of the Council on Credit and Finance, including
6 the agenda for each meeting, and require the Council on
7 Credit and Finance to record the decisions and actions
8 of each meeting.

9 SEC. 103. In addition to authority provided by section
10 327 of title 49, United States Code, the Department's
11 Working Capital Fund is hereby authorized to provide
12 partial or full payments in advance and accept subsequent
13 reimbursements from all Federal agencies from available
14 funds for transit benefit distribution services that are nec-
15 essary to carry out the Federal transit pass transportation
16 fringe benefit program under Executive Order No. 13150
17 and section 3049 of Public Law 109-59: *Provided*, That
18 the Department shall maintain a reasonable operating re-
19 serve in the Working Capital Fund, to be expended in ad-
20 vance to provide uninterrupted transit benefits to Govern-
21 ment employees: *Provided further*, That such reserve will
22 not exceed one month of benefits payable and may be used
23 only for the purpose of providing for the continuation of
24 transit benefits: *Provided further*, That the Working Cap-
25 ital Fund will be fully reimbursed by each customer agen-

1 cy from available funds for the actual cost of the transit
2 benefit.

3 SEC. 104. For an additional amount for “Office of
4 the Secretary—Salaries and Expenses”, \$2,052,000, to
5 become available on the date on which the Secretary an-
6 nounces the selection of projects to receive awards for each
7 of the following competitive grants, with respect to funds
8 made available for fiscal year 2017 or fiscal year 2018
9 for such grants:

10 (a) Federal-State Partnership for State of Good Re-
11 pair Grants, as authorized by section 24911 of title 49,
12 United States Code, and as funded under the heading
13 “Federal Railroad Administration—Federal-State Part-
14 nership for State of Good Repair Grants” by Public Law
15 115–31 and as funded under the heading “Federal Rail-
16 road Administration—Federal-State Partnership for State
17 of Good Repair” by Public Law 115–141;

18 (b) Consolidated Rail Infrastructure and Safety Im-
19 provements Grants, as authorized by section 22907 of title
20 49, United States Code, and as funded under the heading
21 “Federal Railroad Administration—Consolidated Rail In-
22 frastructure and Safety Improvements” by Public Law
23 115–141; and

24 (c) Restoration and Enhancement Grants, as author-
25 ized by section 22908 of title 49, United States Code, and

1 as funded under the heading “Federal Railroad Adminis-
2 tration—Restoration and Enhancement Grants” by Public
3 Law 115–31 and as funded under the heading “Federal
4 Railroad Administration—Restoration and Enhancement”
5 by Public Law 115–141.

6 SEC. 105. (a) Of the amount made available to “Of-
7 fice of the Secretary—Research and Technology”,
8 \$1,000,000 shall be for the Secretary of Transportation
9 to enter into an arrangement with the National Academies
10 of Sciences, Engineering, and Medicine to conduct a study
11 through the Transportation Research Board on effective
12 ways to measure the resilience of transportation systems
13 and services to natural disasters, natural hazards, and
14 other potential disruptions.

15 (b) The study conducted pursuant to subsection (a)
16 shall—

17 (1) identify and examine approaches used by
18 Federal agencies, States, metropolitan planning or-
19 ganizations, local governments, and other organiza-
20 tions, including approaches described in academic
21 literature, to develop metrics for transportation resil-
22 ience, including methodologies used for quantitative
23 and qualitative data collection and analysis; and

24 (2) provide findings and recommendations on
25 approaches to measuring resilience that have shown

1 or promise success, and strategies to overcome chal-
2 lenges in measuring resilience.

3 (c) No later than 30 days after the date of enactment
4 of this Act, the Secretary of Transportation shall enter
5 into the arrangement described in subsection (a).

6 (d) No later than 210 days after the date of enact-
7 ment of this Act, the National Academies of Sciences, En-
8 gineering, and Medicine shall provide an interim report
9 of its findings to the Committees on Appropriations of the
10 House of Representatives and Senate.

11 (e) No later than 1 year after the date of enactment
12 of this Act, the Secretary of Transportation shall submit
13 to the Committees on Appropriations of the House of Rep-
14 resentatives and Senate the final study developed by the
15 National Academies of Sciences, Engineering, and Medi-
16 cine.

17 SEC. 106. (a) Of the amount made available to “Of-
18 fice of the Secretary—Research and Technology”,
19 \$10,000,000 shall be for the establishment of a Highly
20 Automated Systems Safety Center of Excellence within
21 the Department of Transportation, in order to have a De-
22 partment of Transportation workforce capable of review-
23 ing, validating, and certifying the safety of automated
24 technologies.

1 (b) The Highly Automated Systems Safety Center of
2 Excellence shall —

3 (1) serve as a single place within the Depart-
4 ment of Transportation for expertise in automation
5 and human behavior, computer science, machine
6 learning, sensors, and other technologies involving
7 automated systems;

8 (2) support all Operating Administrations of
9 the Department of Transportation; and

10 (3) have a workforce composed of Department
11 of Transportation employees, including direct hires
12 or detailees from Operating Administrations.

13 (c) Employees of the Highly Automated Systems
14 Safety Center of Excellence shall audit, inspect, and cer-
15 tify highly automated systems to ensure their safety.

16 (d) No later than 90 days after the date of enactment
17 of this Act, the Secretary shall report to the Committees
18 on Appropriations of the House of Representatives and the
19 Senate on staffing needs and the staffing plan for the
20 Highly Automated Systems Safety Center of Excellence.

21 FEDERAL AVIATION ADMINISTRATION

22 OPERATIONS

23 (AIRPORT AND AIRWAY TRUST FUND)

24 For necessary expenses of the Federal Aviation Ad-
25 ministration, not otherwise provided for, including oper-

1 ations and research activities related to commercial space
2 transportation, administrative expenses for research and
3 development, establishment of air navigation facilities, the
4 operation (including leasing) and maintenance of aircraft,
5 subsidizing the cost of aeronautical charts and maps sold
6 to the public, the lease or purchase of passenger motor
7 vehicles for replacement only, \$10,677,758,000, to remain
8 available until September 30, 2021, of which
9 \$9,833,400,000 shall be derived from the Airport and Air-
10 way Trust Fund: *Provided*, That of the sums appropriated
11 under this heading —

12 (1) not less than \$1,603,969,000 shall be avail-
13 able for aviation safety activities;

14 (2) not to exceed \$7,841,720,000 shall be avail-
15 able for air traffic organization activities;

16 (3) not to exceed \$24,949,000 shall be available
17 for commercial space transportation activities;

18 (4) not to exceed \$816,398,000 shall be avail-
19 able for finance and management activities;

20 (5) not to exceed \$61,258,000 shall be available
21 for NextGen and operations planning activities;

22 (6) not to exceed \$114,165,000 shall be avail-
23 able for security and hazardous materials safety; and

24 (7) not to exceed \$215,299,000 shall be avail-
25 able for staff offices, of which \$5,000,000 is for the

1 Minority Serving Institutions internship program,
2 \$5,000,000 is for the aviation maintenance techni-
3 cian development program (as described in section
4 624 of Public Law 115–254), and \$5,000,000 is for
5 the aviation workforce development program (as de-
6 scribed in section 625 of Public Law 115–254):

7 *Provided further*, That not to exceed 5 percent of any
8 budget activity, except for aviation safety budget activity,
9 may be transferred to any budget activity under this head-
10 ing: *Provided further*, That no transfer may increase or
11 decrease any appropriation by more than 5 percent: *Pro-*
12 *vided further*, That any transfer in excess of 5 percent
13 shall be treated as a reprogramming of funds under sec-
14 tion 405 of this Act and shall not be available for obliga-
15 tion or expenditure except in compliance with the proce-
16 dures set forth in that section: *Provided further*, That not
17 later than 60 days after the submission of the budget re-
18 quest, the Administrator of the Federal Aviation Adminis-
19 tration shall transmit to Congress an annual update to
20 the report submitted to Congress in December 2004 pur-
21 suant to section 221 of Public Law 108–176: *Provided fur-*
22 *ther*, That the amount herein appropriated shall be re-
23 duced by \$100,000 for each day after the date that is 60
24 days after the submission of the budget request that such
25 report has not been submitted to the Congress: *Provided*

1 *further*, That not later than 60 days after the submission
2 of the budget request, the Administrator shall transmit
3 to Congress a companion report that describes a com-
4 prehensive strategy for staffing, hiring, and training flight
5 standards and aircraft certification staff in a format simi-
6 lar to the one utilized for the controller staffing plan, in-
7 cluding stated attrition estimates and numerical hiring
8 goals by fiscal year: *Provided further*, That the amount
9 herein appropriated shall be reduced by \$100,000 per day
10 for each day after the date that is 60 days after the sub-
11 mission of the budget request that such report has not
12 been submitted to Congress: *Provided further*, That funds
13 may be used to enter into a grant agreement with a non-
14 profit standard-setting organization to assist in the devel-
15 opment of aviation safety standards: *Provided further*,
16 That none of the funds in this Act shall be available for
17 new applicants for the second career training program:
18 *Provided further*, That none of the funds in this Act shall
19 be available for the Federal Aviation Administration to fi-
20 nalize or implement any regulation that would promulgate
21 new aviation user fees not specifically authorized by law
22 after the date of the enactment of this Act: *Provided fur-*
23 *ther*, That there may be credited to this appropriation, as
24 offsetting collections, funds received from States, counties,
25 municipalities, foreign authorities, other public authori-

1 ties, and private sources for expenses incurred in the pro-
2 vision of agency services, including receipts for the mainte-
3 nance and operation of air navigation facilities, and for
4 issuance, renewal or modification of certificates, including
5 airman, aircraft, and repair station certificates, or for
6 tests related thereto, or for processing major repair or al-
7 teration forms: *Provided further*, That of the funds appro-
8 priated under this heading, not less than \$169,000,000
9 shall be used to fund direct operations of the current air
10 traffic control towers in the contract tower program, in-
11 cluding the contract tower cost share program, and any
12 airport that is currently qualified or that will qualify for
13 the program during the fiscal year: *Provided further*, That
14 none of the funds in this Act for aeronautical charting
15 and cartography are available for activities conducted by,
16 or coordinated through, the Working Capital Fund: *Pro-*
17 *vided further*, That none of the funds appropriated or oth-
18 erwise made available by this Act or any other Act may
19 be used to eliminate the Contract Weather Observers pro-
20 gram at any airport: *Provided further*, That the opening,
21 closing, reorganization, or redesignation of field or re-
22 gional offices shall be subject to the requirements of sec-
23 tion 405 of this Act.

1 FACILITIES AND EQUIPMENT

2 (AIRPORT AND AIRWAY TRUST FUND)

3 For necessary expenses, not otherwise provided for,
4 for acquisition, establishment, technical support services,
5 improvement by contract or purchase, and hire of national
6 airspace systems and experimental facilities and equip-
7 ment, as authorized under part A of subtitle VII of title
8 49, United States Code, including initial acquisition of
9 necessary sites by lease or grant; engineering and service
10 testing, including construction of test facilities and acqui-
11 sition of necessary sites by lease or grant; construction
12 and furnishing of quarters and related accommodations
13 for officers and employees of the Federal Aviation Admin-
14 istration stationed at remote localities where such accom-
15 modations are not available; and the purchase, lease, or
16 transfer of aircraft from funds available under this head-
17 ing, including aircraft for aviation regulation and certifi-
18 cation; to be derived from the Airport and Airway Trust
19 Fund, \$3,000,000,000, of which \$512,823,000 shall re-
20 main available until September 30, 2021, \$2,372,127,000
21 shall remain available until September 30, 2022, and
22 \$115,050,000 shall remain available until expended: *Pro-*
23 *vided*, That there may be credited to this appropriation
24 funds received from States, counties, municipalities, other
25 public authorities, and private sources, for expenses in-

1 curred in the establishment, improvement, and moderniza-
2 tion of national airspace systems: *Provided further*, That
3 no later than 60 days after the submission of the budget
4 request, the Secretary of Transportation shall transmit to
5 the Congress an investment plan for the Federal Aviation
6 Administration which includes funding for each budget
7 line item for fiscal years 2021 through 2025, with total
8 funding for each year of the plan constrained to the fund-
9 ing targets for those years as estimated and approved by
10 the Office of Management and Budget.

11 RESEARCH, ENGINEERING, AND DEVELOPMENT

12 (AIRPORT AND AIRWAY TRUST FUND)

13 For necessary expenses, not otherwise provided for,
14 for research, engineering, and development, as authorized
15 under part A of subtitle VII of title 49, United States
16 Code, including construction of experimental facilities and
17 acquisition of necessary sites by lease or grant,
18 \$191,100,000, to be derived from the Airport and Airway
19 Trust Fund and to remain available until September 30,
20 2022: *Provided*, That there may be credited to this appro-
21 priation as offsetting collections, funds received from
22 States, counties, municipalities, other public authorities,
23 and private sources, which shall be available for expenses
24 incurred for research, engineering, and development: *Pro-*
25 *vided further*, That funds made available under this head-

1 ing shall be used in accordance with the report accom-
2 panying this Act: *Provided further*, That not to exceed 10
3 percent of any funding level specified under this heading
4 in the report accompanying this Act may be transferred
5 to any other funding level specified under this heading in
6 the report accompanying this Act: *Provided further*, That
7 no transfer may increase or decrease any funding level by
8 more than 10 percent: *Provided further*, That any transfer
9 in excess of 10 percent shall be treated as a reprogram-
10 ming of funds under section 405 of this Act and shall not
11 be available for obligation or expenditure except in compli-
12 ance with the procedures set forth in that section.

13 GRANTS-IN-AID FOR AIRPORTS
14 (LIQUIDATION OF CONTRACT AUTHORIZATION)
15 (LIMITATION ON OBLIGATIONS)
16 (AIRPORT AND AIRWAY TRUST FUND)
17 (INCLUDING TRANSFER OF FUNDS)

18 For liquidation of obligations incurred for grants-in-
19 aid for airport planning and development, and noise com-
20 patibility planning and programs as authorized under sub-
21 chapter I of chapter 471 and subchapter I of chapter 475
22 of title 49, United States Code, and under other law au-
23 thorizing such obligations; for procurement, installation,
24 and commissioning of runway incursion prevention devices
25 and systems at airports of such title; for grants authorized

1 under section 41743 of title 49, United States Code; and
2 for inspection activities and administration of airport safe-
3 ty programs, including those related to airport operating
4 certificates under section 44706 of title 49, United States
5 Code, \$3,000,000,000, to be derived from the Airport and
6 Airway Trust Fund and to remain available until ex-
7 pended: *Provided*, That none of the funds under this head-
8 ing shall be available for the planning or execution of pro-
9 grams the obligations for which are in excess of
10 \$3,350,000,000 in fiscal year 2020, notwithstanding sec-
11 tion 47117(g) of title 49, United States Code: *Provided*
12 *further*, That none of the funds under this heading shall
13 be available for the replacement of baggage conveyor sys-
14 tems, reconfiguration of terminal baggage areas, or other
15 airport improvements that are necessary to install bulk ex-
16 plosive detection systems: *Provided further*, That notwith-
17 standing section 47109(a) of title 49, United States Code,
18 the Government's share of allowable project costs under
19 paragraph (2) for subgrants or paragraph (3) of that sec-
20 tion shall be 95 percent for a project at other than a large
21 or medium hub airport that is a successive phase of a
22 multi-phased construction project for which the project
23 sponsor received a grant in fiscal year 2011 for the con-
24 struction project: *Provided further*, That notwithstanding
25 any other provision of law, of funds limited under this

1 heading, not more than \$112,600,000 shall be available
2 for administration, not less than \$15,000,000 shall be
3 available for the Airport Cooperative Research Program,
4 not less than \$33,210,000 shall be available for Airport
5 Technology Research, and \$10,000,000, to remain avail-
6 able until expended, shall be available and transferred to
7 “Office of the Secretary, Salaries and Expenses” to carry
8 out the Small Community Air Service Development Pro-
9 gram: *Provided further*, That in addition to airports eligi-
10 ble under section 41743 of title 49, United States Code,
11 such program may include the participation of an airport
12 that serves a community or consortium that is not larger
13 than a small hub airport, according to FAA hub classifica-
14 tions effective at the time the Office of the Secretary
15 issues a request for proposals.

16 GRANTS-IN-AID FOR AIRPORTS

17 For an additional amount for “Grants-In-Aid for Air-
18 ports”, to enable the Secretary of Transportation to make
19 grants for projects as authorized by subchapter 1 of chap-
20 ter 471 and subchapter 1 of chapter 475 of title 49,
21 United States Code, \$500,000,000, to remain available
22 through September 30, 2022: *Provided*, That amounts
23 made available under this heading shall be derived from
24 the general fund, and such funds shall not be subject to
25 apportionment formulas, special apportionment categories,

1 or minimum percentages under chapter 471: *Provided fur-*
2 *ther*, That the Secretary shall distribute funds provided
3 under this heading as discretionary grants to airports:
4 *Provided further*, That the amount made available under
5 this heading shall not be subject to any limitation on obli-
6 gations for the Grants-in-Aid for Airports program set
7 forth in any Act: *Provided further*, That the Administrator
8 of the Federal Aviation Administration may retain up to
9 0.5 percent of the funds provided under this heading to
10 fund the award and oversight by the Administrator of
11 grants made under this heading: *Provided further*, That
12 section 47115(j) of title 49, United States Code, shall not
13 apply with respect to amounts made available under this
14 heading: *Provided further*, That priority consideration
15 shall be, without regard to airport size, based on project
16 justification and completeness of pre-grant actions.

17 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION

18 ADMINISTRATION

19 SEC. 110. None of the funds in this Act may be used
20 to compensate in excess of 600 technical staff-years under
21 the federally funded research and development center con-
22 tract between the Federal Aviation Administration and the
23 Center for Advanced Aviation Systems Development dur-
24 ing fiscal year 2020.

1 SEC. 111. None of the funds in this Act shall be used
2 to pursue or adopt guidelines or regulations requiring air-
3 port sponsors to provide to the Federal Aviation Adminis-
4 tration without cost building construction, maintenance,
5 utilities and expenses, or space in airport sponsor-owned
6 buildings for services relating to air traffic control, air
7 navigation, or weather reporting: *Provided*, That the pro-
8 hibition of funds in this section does not apply to negotia-
9 tions between the agency and airport sponsors to achieve
10 agreement on “below-market” rates for these items or to
11 grant assurances that require airport sponsors to provide
12 land without cost to the Federal Aviation Administration
13 for air traffic control facilities.

14 SEC. 112. The Administrator of the Federal Aviation
15 Administration may reimburse amounts made available to
16 satisfy 49 U.S.C. 41742(a)(1) from fees credited under
17 49 U.S.C. 45303 and any amount remaining in such ac-
18 count at the close of that fiscal year may be made available
19 to satisfy section 41742(a)(1) for the subsequent fiscal
20 year.

21 SEC. 113. Amounts collected under section 40113(e)
22 of title 49, United States Code, shall be credited to the
23 appropriation current at the time of collection, to be
24 merged with and available for the same purposes of such
25 appropriation.

1 SEC. 114. None of the funds in this Act shall be avail-
2 able for paying premium pay under subsection 5546(a) of
3 title 5, United States Code, to any Federal Aviation Ad-
4 ministration employee unless such employee actually per-
5 formed work during the time corresponding to such pre-
6 mium pay.

7 SEC. 115. None of the funds in this Act may be obli-
8 gated or expended for an employee of the Federal Aviation
9 Administration to purchase a store gift card or gift certifi-
10 cate through use of a Government-issued credit card.

11 SEC. 116. None of the funds in this Act may be obli-
12 gated or expended for retention bonuses for an employee
13 of the Federal Aviation Administration without the prior
14 written approval of the Assistant Secretary for Adminis-
15 tration of the Department of Transportation.

16 SEC. 117. Notwithstanding any other provision of
17 law, none of the funds made available under this Act or
18 any prior Act may be used to implement or to continue
19 to implement any limitation on the ability of any owner
20 or operator of a private aircraft to obtain, upon a request
21 to the Administrator of the Federal Aviation Administra-
22 tion, a blocking of that owner's or operator's aircraft reg-
23 istration number from any display of the Federal Aviation
24 Administration's Aircraft Situational Display to Industry
25 data that is made available to the public, except data made

1 available to a Government agency, for the noncommercial
2 flights of that owner or operator.

3 SEC. 118. None of the funds in this Act shall be avail-
4 able for salaries and expenses of more than eight political
5 and Presidential appointees in the Federal Aviation Ad-
6 ministration.

7 SEC. 119. None of the funds made available under
8 this Act may be used to increase fees pursuant to section
9 44721 of title 49, United States Code, until the Federal
10 Aviation Administration provides to the House and Senate
11 Committees on Appropriations a report that justifies all
12 fees related to aeronautical navigation products and ex-
13 plains how such fees are consistent with Executive Order
14 13642.

15 SEC. 119A. None of the funds in this Act may be
16 used to close a regional operations center of the Federal
17 Aviation Administration or reduce its services unless the
18 Administrator notifies the House and Senate Committees
19 on Appropriations not less than 90 full business days in
20 advance.

21 SEC. 119B. None of the funds appropriated or lim-
22 ited by this Act may be used to change weight restrictions
23 or prior permission rules at Teterboro airport in
24 Teterboro, New Jersey.

1 SEC. 119C. None of the funds provided under this
2 Act may be used by the Administrator of the Federal Avia-
3 tion Administration to withhold from consideration and
4 approval any new application for participation in the Con-
5 tract Tower Program, or for reevaluation of Cost-share
6 Program participants as long as the Federal Aviation Ad-
7 ministration has received an application from the airport,
8 and as long as the Administrator determines such tower
9 is eligible.

10 SEC. 119D. Of the funds provided under the heading
11 “Grants-in-aid for Airports”, up to \$3,500,000 may be for
12 necessary expenses, including an independent verification
13 regime, to provide reimbursement to airport sponsors that
14 do not provide gateway operations and providers of gen-
15 eral aviation ground support services located at those air-
16 ports closed during a temporary flight restriction (TFR)
17 for any residence of the President that is designated or
18 identified to be secured by the United States Secret Serv-
19 ice, and for direct and incremental financial losses in-
20 curred while such airports are closed solely due to the ac-
21 tions of the Federal Government: *Provided*, That no funds
22 shall be obligated or distributed to airport sponsors that
23 do not provide gateway operations and providers of gen-
24 eral aviation ground support services until an independent
25 audit is completed: *Provided further*, That losses incurred

1 as a result of violations of law, or through fault or neg-
2 ligence, of such operators and service providers or of third
3 parties (including airports) are not eligible for reimburse-
4 ments: *Provided further*, That obligation and expenditure
5 of funds are conditional upon full release of the United
6 States Government for all claims for financial losses re-
7 sulting from such actions.

8 FEDERAL HIGHWAY ADMINISTRATION

9 LIMITATION ON ADMINISTRATIVE EXPENSES

10 (HIGHWAY TRUST FUND)

11 (INCLUDING TRANSFER OF FUNDS)

12 Not to exceed \$453,549,689, together with advances
13 and reimbursements received by the Federal Highway Ad-
14 ministration, shall be obligated for necessary expenses for
15 administration and operation of the Federal Highway Ad-
16 ministration. In addition, \$3,248,000 shall be transferred
17 to the Appalachian Regional Commission in accordance
18 with section 104(a) of title 23, United States Code.

19 FEDERAL-AID HIGHWAYS

20 (LIMITATION ON OBLIGATIONS)

21 (HIGHWAY TRUST FUND)

22 Funds available for the implementation or execution
23 of Federal-aid highway and highway safety construction
24 programs authorized under titles 23 and 49, United States
25 Code, and the provisions of the Fixing America's Surface

1 Transportation (FAST) Act (Public Law 114-94) shall
2 not exceed total obligations of \$46,365,092,000 for fiscal
3 year 2020: *Provided*, That the Secretary may collect and
4 spend fees, as authorized by title 23, United States Code,
5 to cover the costs of services of expert firms, including
6 counsel, in the field of municipal and project finance to
7 assist in the underwriting and servicing of Federal credit
8 instruments and all or a portion of the costs to the Federal
9 Government of servicing such credit instruments: *Provided*
10 *further*, That such fees are available until expended to pay
11 for such costs: *Provided further*, That such amounts are
12 in addition to administrative expenses that are also avail-
13 able for such purpose, and are not subject to any obliga-
14 tion limitation or the limitation on administrative expenses
15 under section 608 of title 23, United States Code.

16 (LIQUIDATION OF CONTRACT AUTHORIZATION)

17 (HIGHWAY TRUST FUND)

18 For the payment of obligations incurred in carrying
19 out Federal-aid highway and highway safety construction
20 programs authorized under title 23, United States Code,
21 \$47,104,092,000 derived from the Highway Trust Fund
22 (other than the Mass Transit Account), to remain avail-
23 able until expended.

1 HIGHWAY INFRASTRUCTURE PROGRAMS

2 There is hereby appropriated to the Secretary of
3 Transportation \$1,750,000,000: *Provided*, That the
4 amounts made available under this heading shall be de-
5 rived from the general fund, shall be in addition to any
6 funds provided for fiscal year 2020 in this or any other
7 Act for “Federal-aid Highways” under chapter 1 of title
8 23, United States Code, and shall not affect the distribu-
9 tion or amount of funds provided in any other Act: *Pro-*
10 *vided further*, That of the sums made available under this
11 heading:

12 (1) \$1,493,100,000 shall be for activities eligi-
13 ble under section 133(b) of title 23, United States
14 Code, for the elimination of hazards and the installa-
15 tion of protective devices at railway-highway cross-
16 ings, and to provide necessary charging infrastruc-
17 ture along corridor ready or corridor pending alter-
18 native fuel corridors as defined under 23 U.S.C.
19 151;

20 (2) \$5,451,000 shall be for activities eligible
21 under the Puerto Rico Highway Program as de-
22 scribed in section 165(b)(2)(C) of title 23, United
23 States Code;

24 (3) \$1,449,000 shall be for activities eligible
25 under the Territorial Highway Program, as de-

1 scribed in section 165(e)(6) of title 23, United
2 States Code;

3 (4) \$166,000,000 shall be for the nationally
4 significant Federal lands and tribal projects program
5 under section 1123 of the FAST Act;

6 (5) \$50,000,000 shall be for competitive grants
7 for activities described in section 130(a) of title 23,
8 United States Code;

9 (6) \$15,000,000 shall be for grants for Acceler-
10 ated Digital Construction Management Systems;

11 (7) \$12,000,000 shall be for the Regional In-
12 frastructure Accelerator Demonstration Program au-
13 thorized under section 1441 of the FAST Act;

14 (8) \$5,000,000 shall be for a National Road
15 Network Pilot Program for the Federal Highway
16 Administration to create a national level, geo-spatial
17 dataset that uses data already collected under the
18 Highway Performance Monitoring System; and

19 (9) \$2,000,000 shall be for research that leads
20 to decreases in highway and pedestrian fatalities
21 among Tribal populations:

22 *Provided further*, That the funds made available under this
23 heading for activities eligible under section 133(b) of title
24 23, United States Code, for the elimination of hazards and
25 the installation of protective devices at railway-highway

1 crossings, and to provide charging infrastructure for alter-
2 native fuel corridors, shall be suballocated in the manner
3 described in section 133(d) of such title, except that the
4 set-aside described in section 133(h) of title 23, United
5 States Code shall not apply to funds made available under
6 this heading: *Provided further*, That the funds made avail-
7 able under this heading in paragraph (1), shall be admin-
8 istered as if apportioned under chapter 1 of such title and
9 shall remain available through September 30, 2023: *Pro-*
10 *vided further*, That the funds made available under this
11 heading in paragraph (1), shall be apportioned to the
12 States in the same ratio as the obligation limitation for
13 fiscal year 2020 is distributed among the States in section
14 120(a)(5) of this Act: *Provided further*, That, except as
15 provided in the following proviso, the funds made available
16 under this heading for activities eligible under the Puerto
17 Rico Highway Program and activities eligible under the
18 Territorial Highway Program shall be administered as if
19 allocated under sections 165(b) and 165(c), respectively,
20 of such title and shall remain available through September
21 30, 2023: *Provided further*, That the funds made available
22 under this heading for activities eligible under the Puerto
23 Rico Highway Program shall not be subject to the require-
24 ments of sections 165(b)(2)(A) or 165(b)(2)(B) of such
25 title: *Provided further*, That the funds made available

1 under this heading for the nationally significant Federal
2 lands and tribal projects program under section 1123 of
3 the FAST Act shall remain available through September
4 30, 2023: *Provided further*, That the funds made available
5 under this heading in paragraph (5) for the elimination
6 of hazards and the installation of protective devices at rail-
7 way-highway crossings shall be available for projects eligi-
8 ble under section 22907(c) of title 49, United States Code,
9 for commuter authorities, as defined in section 24102(2)
10 of title 49, United States Code, that experienced at least
11 one accident investigated by the National Transportation
12 Safety Board between January 1, 2008 and December 31,
13 2018: *Provided further*, That amounts provided under this
14 heading in paragraphs (5), (6), and (7) shall remain avail-
15 able until expended: *Provided further*, That funds made
16 available under this heading for Advanced Digital Con-
17 struction Management Systems shall be for competitive
18 grants to State and local governments to develop and ex-
19 pand the capacity to use and deploy Advanced Digital
20 Construction Management Systems and the minimum
21 grant amount shall be \$500,000.

22 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

23 ADMINISTRATION

24 SEC. 120. (a) For fiscal year 2020, the Secretary of
25 Transportation shall—

1 (1) not distribute from the obligation limitation
2 for Federal-aid highways—

3 (A) amounts authorized for administrative
4 expenses and programs by section 104(a) of
5 title 23, United States Code; and

6 (B) amounts authorized for the Bureau of
7 Transportation Statistics;

8 (2) not distribute an amount from the obliga-
9 tion limitation for Federal-aid highways that is equal
10 to the unobligated balance of amounts—

11 (A) made available from the Highway
12 Trust Fund (other than the Mass Transit Ac-
13 count) for Federal-aid highway and highway
14 safety construction programs for previous fiscal
15 years the funds for which are allocated by the
16 Secretary (or apportioned by the Secretary
17 under sections 202 or 204 of title 23, United
18 States Code); and

19 (B) for which obligation limitation was
20 provided in a previous fiscal year;

21 (3) determine the proportion that—

22 (A) the obligation limitation for Federal-
23 aid highways, less the aggregate of amounts not
24 distributed under paragraphs (1) and (2) of
25 this subsection; bears to

1 (B) the total of the sums authorized to be
2 appropriated for the Federal-aid highway and
3 highway safety construction programs (other
4 than sums authorized to be appropriated for
5 provisions of law described in paragraphs (1)
6 through (11) of subsection (b) and sums au-
7 thorized to be appropriated for section 119 of
8 title 23, United States Code, equal to the
9 amount referred to in subsection (b)(12) for
10 such fiscal year), less the aggregate of the
11 amounts not distributed under paragraphs (1)
12 and (2) of this subsection;

13 (4) distribute the obligation limitation for Fed-
14 eral-aid highways, less the aggregate amounts not
15 distributed under paragraphs (1) and (2), for each
16 of the programs (other than programs to which
17 paragraph (1) applies) that are allocated by the Sec-
18 retary under the Fixing America's Surface Trans-
19 portation Act and title 23, United States Code, or
20 apportioned by the Secretary under sections 202 or
21 204 of that title, by multiplying—

22 (A) the proportion determined under para-
23 graph (3); by

1 (B) the amounts authorized to be appro-
2 priated for each such program for such fiscal
3 year; and

4 (5) distribute the obligation limitation for Fed-
5 eral-aid highways, less the aggregate amounts not
6 distributed under paragraphs (1) and (2) and the
7 amounts distributed under paragraph (4), for Fed-
8 eral-aid highway and highway safety construction
9 programs that are apportioned by the Secretary
10 under title 23, United States Code (other than the
11 amounts apportioned for the National Highway Per-
12 formance Program in section 119 of title 23, United
13 States Code, that are exempt from the limitation
14 under subsection (b)(12) and the amounts appor-
15 tioned under sections 202 and 204 of that title) in
16 the proportion that—

17 (A) amounts authorized to be appropriated
18 for the programs that are apportioned under
19 title 23, United States Code, to each State for
20 such fiscal year; bears to

21 (B) the total of the amounts authorized to
22 be appropriated for the programs that are ap-
23 portioned under title 23, United States Code, to
24 all States for such fiscal year.

1 (b) EXCEPTIONS FROM OBLIGATION LIMITATION.—

2 The obligation limitation for Federal-aid highways shall
3 not apply to obligations under or for—

4 (1) section 125 of title 23, United States Code;

5 (2) section 147 of the Surface Transportation
6 Assistance Act of 1978 (23 U.S.C. 144 note; 92
7 Stat. 2714);

8 (3) section 9 of the Federal-Aid Highway Act
9 of 1981 (95 Stat. 1701);

10 (4) subsections (b) and (j) of section 131 of the
11 Surface Transportation Assistance Act of 1982 (96
12 Stat. 2119);

13 (5) subsections (b) and (c) of section 149 of the
14 Surface Transportation and Uniform Relocation As-
15 sistance Act of 1987 (101 Stat. 198);

16 (6) sections 1103 through 1108 of the Inter-
17 modal Surface Transportation Efficiency Act of
18 1991 (105 Stat. 2027);

19 (7) section 157 of title 23, United States Code
20 (as in effect on June 8, 1998);

21 (8) section 105 of title 23, United States Code
22 (as in effect for fiscal years 1998 through 2004, but
23 only in an amount equal to \$639,000,000 for each
24 of those fiscal years);

1 (9) Federal-aid highway programs for which ob-
2 ligation authority was made available under the
3 Transportation Equity Act for the 21st Century
4 (112 Stat. 107) or subsequent Acts for multiple
5 years or to remain available until expended, but only
6 to the extent that the obligation authority has not
7 lapsed or been used;

8 (10) section 105 of title 23, United States Code
9 (as in effect for fiscal years 2005 through 2012, but
10 only in an amount equal to \$639,000,000 for each
11 of those fiscal years);

12 (11) section 1603 of SAFETEA-LU (23
13 U.S.C. 118 note; 119 Stat. 1248), to the extent that
14 funds obligated in accordance with that section were
15 not subject to a limitation on obligations at the time
16 at which the funds were initially made available for
17 obligation; and

18 (12) section 119 of title 23, United States Code
19 (but, for each of fiscal years 2013 through 2020,
20 only in an amount equal to \$639,000,000).

21 (c) REDISTRIBUTION OF UNUSED OBLIGATION AU-
22 THORITY.—Notwithstanding subsection (a), the Secretary
23 shall, after August 1 of such fiscal year—

24 (1) revise a distribution of the obligation limita-
25 tion made available under subsection (a) if an

1 amount distributed cannot be obligated during that
2 fiscal year; and

3 (2) redistribute sufficient amounts to those
4 States able to obligate amounts in addition to those
5 previously distributed during that fiscal year, giving
6 priority to those States having large unobligated bal-
7 ances of funds apportioned under sections 144 (as in
8 effect on the day before the date of enactment of
9 Public Law 112–141) and 104 of title 23, United
10 States Code.

11 (d) APPLICABILITY OF OBLIGATION LIMITATIONS TO
12 TRANSPORTATION RESEARCH PROGRAMS.—

13 (1) IN GENERAL.—Except as provided in para-
14 graph (2), the obligation limitation for Federal-aid
15 highways shall apply to contract authority for trans-
16 portation research programs carried out under—

17 (A) chapter 5 of title 23, United States
18 Code; and

19 (B) title VI of the Fixing America’s Sur-
20 face Transportation Act.

21 (2) EXCEPTION.—Obligation authority made
22 available under paragraph (1) shall—

23 (A) remain available for a period of 4 fis-
24 cal years; and

1 (B) be in addition to the amount of any
2 limitation imposed on obligations for Federal-
3 aid highway and highway safety construction
4 programs for future fiscal years.

5 (e) REDISTRIBUTION OF CERTAIN AUTHORIZED
6 FUNDS.—

7 (1) IN GENERAL.—Not later than 30 days after
8 the date of distribution of obligation limitation
9 under subsection (a), the Secretary shall distribute
10 to the States any funds (excluding funds authorized
11 for the program under section 202 of title 23,
12 United States Code) that—

13 (A) are authorized to be appropriated for
14 such fiscal year for Federal-aid highway pro-
15 grams; and

16 (B) the Secretary determines will not be
17 allocated to the States (or will not be appor-
18 tioned to the States under section 204 of title
19 23, United States Code), and will not be avail-
20 able for obligation, for such fiscal year because
21 of the imposition of any obligation limitation for
22 such fiscal year.

23 (2) RATIO.—Funds shall be distributed under
24 paragraph (1) in the same proportion as the dis-

1 tribution of obligation authority under subsection
2 (a)(5).

3 (3) AVAILABILITY.—Funds distributed to each
4 State under paragraph (1) shall be available for any
5 purpose described in section 133(b) of title 23,
6 United States Code.

7 SEC. 121. Notwithstanding 31 U.S.C. 3302, funds re-
8 ceived by the Bureau of Transportation Statistics from the
9 sale of data products, for necessary expenses incurred pur-
10 suant to chapter 63 of title 49, United States Code, may
11 be credited to the Federal-aid highways account for the
12 purpose of reimbursing the Bureau for such expenses:
13 *Provided*, That such funds shall be subject to the obliga-
14 tion limitation for Federal-aid highway and highway safety
15 construction programs.

16 SEC. 122. Not less than 15 days prior to waiving,
17 under his or her statutory authority, any Buy America re-
18 quirement for Federal-aid highways projects, the Sec-
19 retary of Transportation shall make an informal public no-
20 tice and comment opportunity on the intent to issue such
21 waiver and the reasons therefor: *Provided*, That the Sec-
22 retary shall provide an annual report to the House and
23 Senate Committees on Appropriations on any waivers
24 granted under the Buy America requirements.

1 SEC. 123. None of the funds provided in this Act to
2 the Department of Transportation may be used to provide
3 credit assistance unless not less than 3 days before any
4 application approval to provide credit assistance under
5 sections 603 and 604 of title 23, United States Code, the
6 Secretary of Transportation provides notification in writ-
7 ing to the following committees: the House and Senate
8 Committees on Appropriations; the Committee on Envi-
9 ronment and Public Works and the Committee on Bank-
10 ing, Housing and Urban Affairs of the Senate; and the
11 Committee on Transportation and Infrastructure of the
12 House of Representatives: *Provided*, That such notifica-
13 tion shall include, but not be limited to, the name of the
14 project sponsor; a description of the project; whether cred-
15 it assistance will be provided as a direct loan, loan guar-
16 antee, or line of credit; and the amount of credit assist-
17 ance.

18 SEC. 124. None of the funds in this Act may be used
19 to make a grant for a project under section 117 of title
20 23, United States Code, unless the Secretary, at least 60
21 days before making a grant under that section, provides
22 written notification to the House and Senate Committees
23 on Appropriations of the proposed grant, including an
24 evaluation and justification for the project and the amount
25 of the proposed grant award: *Provided*, That the written

1 notification required in the previous proviso shall be made
2 no later than 180 days after enactment of this Act.

3 SEC. 125. (a) A State or territory, as defined in sec-
4 tion 165 of title 23, United States Code, may use for any
5 project eligible under section 133(b) of title 23 or section
6 165 of title 23 and located within the boundary of the
7 State or territory any earmarked amount, and any associ-
8 ated obligation limitation: *Provided*, That the Department
9 of Transportation for the State or territory for which the
10 earmarked amount was originally designated or directed
11 notifies the Secretary of Transportation of its intent to
12 use its authority under this section and submits a quar-
13 terly report to the Secretary identifying the projects to
14 which the funding would be applied. Notwithstanding the
15 original period of availability of funds to be obligated
16 under this section, such funds and associated obligation
17 limitation shall remain available for obligation for a period
18 of 3 fiscal years after the fiscal year in which the Sec-
19 retary of Transportation is notified. The Federal share of
20 the cost of a project carried out with funds made available
21 under this section shall be the same as associated with
22 the earmark.

23 (b) In this section, the term “earmarked amount”
24 means—

1 (1) congressionally directed spending, as de-
2 fined in rule XLIV of the Standing Rules of the
3 Senate, identified in a prior law, report, or joint ex-
4 planatory statement, which was authorized to be ap-
5 propriated or appropriated more than 10 fiscal years
6 prior to the current fiscal year, and administered by
7 the Federal Highway Administration; or

8 (2) a congressional earmark, as defined in rule
9 XXI of the Rules of the House of Representatives,
10 identified in a prior law, report, or joint explanatory
11 statement, which was authorized to be appropriated
12 or appropriated more than 10 fiscal years prior to
13 the current fiscal year, and administered by the Fed-
14 eral Highway Administration.

15 (c) The authority under subsection (a) may be exer-
16 cised only for those projects or activities that have obli-
17 gated less than 10 percent of the amount made available
18 for obligation as of October 1 of the current fiscal year,
19 and shall be applied to projects within the same general
20 geographic area within 5 miles for which the funding was
21 designated, except that a State or territory may apply
22 such authority to unexpended balances of funds from
23 projects or activities the State or territory certifies have
24 been closed and for which payments have been made under
25 a final voucher.

1 (d) The Secretary shall submit consolidated reports
2 of the information provided by the States and territories
3 each quarter to the House and Senate Committees on Ap-
4 propriations.

5 SEC. 126. The following are repealed:

6 (1) Section 352 of the National Highway Sys-
7 tem Designation Act of 1995 (Public Law 104–59,
8 109 Stat. 568).

9 (2) Section 324 of the Department of Trans-
10 portation and Related Agencies Appropriations Act,
11 1986 (Public Law 99–190; 99 Stat. 1288).

12 (3) Section 325 of the Department of Trans-
13 portation and Related Agencies Appropriations Act,
14 1996 (Public Law 104–50; 109 Stat. 456).

15 Notwithstanding any other provision of law, tolls collected
16 for motor vehicles on any bridge connecting the boroughs
17 of Brooklyn, New York, and Staten Island, New York,
18 shall be collected for any such vehicles exiting from such
19 bridge in both Staten Island and Brooklyn.

20 SEC. 127. Section 125(d) of title 23, United States
21 Code, is amended by striking paragraph (4).

22 SEC. 128. Until final guidance is published, the Ad-
23 ministrator of the Federal Highway Administration shall
24 make determinations on Buy America waivers for those
25 waivers that were submitted before April 17, 2018, as if

1 the notice of proposed rulemaking of that date was not
2 in effect.

3 SEC. 129. Section 1948 of SAFETEA-LU (Public
4 Law 109–59; 119 Stat. 1514) is repealed.

5 SEC. 129A. Section 119(e)(5) of title 23, United
6 States Code, is amended to read as follows:

7 “(5) REQUIREMENT FOR PLAN.—

8 “(A) IN GENERAL.—Notwithstanding sec-
9 tion 120, beginning on October 1, 2019, and
10 each fiscal year thereafter, if the Secretary de-
11 termines that a State has not developed and im-
12 plemented a State asset management plan con-
13 sistent with this section, the Federal share pay-
14 able on account of any project or activity for
15 which funds are obligated by the State in that
16 fiscal year under this section shall be 65 per-
17 cent.

18 “(B) DETERMINATION.—The Secretary
19 shall make the determination under subpara-
20 graph (A) not later than the day before the be-
21 ginning of each fiscal year.”.

1 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

2 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS

3 (LIQUIDATION OF CONTRACT AUTHORIZATION)

4 (LIMITATION ON OBLIGATIONS)

5 (HIGHWAY TRUST FUND)

6 For payment of obligations incurred in the implemen-
7 tation, execution and administration of motor carrier safe-
8 ty operations and programs pursuant to section 31110 of
9 title 49, United States Code, as amended by the Fixing
10 America's Surface Transportation Act, \$288,000,000, to
11 be derived from the Highway Trust Fund (other than the
12 Mass Transit Account), together with advances and reim-
13 bursements received by the Federal Motor Carrier Safety
14 Administration, the sum of which shall remain available
15 until expended: *Provided*, That funds available for imple-
16 mentation, execution, or administration of motor carrier
17 safety operations and programs authorized under title 49,
18 United States Code, shall not exceed total obligations of
19 \$288,000,000 for "Motor Carrier Safety Operations and
20 Programs" for fiscal year 2020, of which \$9,073,000 to
21 remain available for obligation until September 30, 2022,
22 is for the research and technology program.

1 MOTOR CARRIER SAFETY GRANTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (HIGHWAY TRUST FUND)
5 (INCLUDING TRANSFER OF FUNDS)

6 For payment of obligations incurred in carrying out
7 sections 31102, 31103, 31104, and 31313 of title 49,
8 United States Code, as amended by the Fixing America's
9 Surface Transportation Act, \$388,800,000, to be derived
10 from the Highway Trust Fund (other than the Mass Tran-
11 sit Account) and to remain available until expended: *Pro-*
12 *vided*, That funds available for the implementation or exe-
13 cution of motor carrier safety programs shall not exceed
14 total obligations of \$388,800,000 in fiscal year 2020 for
15 "Motor Carrier Safety Grants": *Provided further*, That of
16 the sums appropriated under this heading:

17 (1) \$308,700,000 shall be available for the
18 motor carrier safety assistance program;

19 (2) \$33,200,000 shall be available for the com-
20 mercial driver's license program implementation pro-
21 gram;

22 (3) \$44,900,000 shall be available for the high
23 priority activities program; and

24 (4) \$2,000,000 shall be made available for com-
25 mercial motor vehicle operators grants, of which

1 \$1,000,000 is to be made available from prior year
2 unobligated contract authority provided for Motor
3 Carrier Safety grants in the Transportation Equity
4 Act for the 21st Century (Public Law 105–178),
5 SAFETEA–LU (Public Law 109–59), or other ap-
6 propriations or authorization Acts.

7 ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR

8 CARRIER SAFETY ADMINISTRATION

9 SEC. 130. The Federal Motor Carrier Safety Admin-
10 istration shall send notice of 49 C.F.R. section 385.308
11 violations by certified mail, registered mail, or another
12 manner of delivery, which records the receipt of the notice
13 by the persons responsible for the violations.

14 SEC. 131. None of the funds appropriated or other-
15 wise made available to the Department of Transportation
16 by this Act or any other Act may be obligated or expended
17 to implement, administer, or enforce the requirements of
18 section 31137 of title 49, United States Code, or any regu-
19 lation issued by the Secretary pursuant to such section,
20 with respect to the use of electronic logging devices by op-
21 erators of commercial motor vehicles, as defined in section
22 31132(1) of such title, transporting livestock as defined
23 in section 602 of the Emergency Livestock Feed Assist-
24 ance Act of 1988 (7 U.S.C. 1471) or insects.

1 SEC. 132. The Federal Motor Carrier Safety Admin-
2 istration shall update annual inspection regulations under
3 Appendix G to subchapter B of chapter III of title 49,
4 Code of Federal Regulations, to require that rear
5 underride guards be inspected annually.

6 SEC. 133. No funds made available by this or any
7 other Act may be obligated or expended under the author-
8 ity in 49 U.S.C. 31141(c) to review and issue a decision
9 on a petition to preempt State meal and rest break laws
10 that may differ from those in 49 C.F.R. 395.

11 SEC. 134. Notwithstanding any restriction under part
12 II of subtitle B of title V of the FAST Act, not later than
13 6 months after enactment of this Act, the Administrator
14 of the Federal Motor Carrier Safety Administration shall
15 make available on a public website information regarding
16 analysis of violations developed under the agency's Com-
17 pliance, Safety, Accountability program, consistent with
18 the data that the agency made publicly available imme-
19 diately before December 4, 2015.

20 SEC. 135. None of the funds made available in this
21 Act may be used to promulgate or enforce a rule that
22 eliminates the 30 minute rest break specified in part 395
23 of title 49, Code of Federal Regulations, as it was in oper-
24 ational effect on May 15, 2019.

1 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
2 OPERATIONS AND RESEARCH

3 For expenses necessary to discharge the functions of
4 the Secretary, with respect to traffic and highway safety
5 authorized under chapter 301 and part C of subtitle VI
6 of title 49, United States Code, \$214,073,440, to remain
7 available until September 30, 2021, except that
8 \$40,000,000 shall remain available through September
9 30, 2022, and no less than \$18,500,000 shall be for re-
10 search on Automated Driving Systems, Advanced Driver
11 Assistance Systems, and vehicle electronics and cybersecu-
12 rity.

13 OPERATIONS AND RESEARCH
14 (LIQUIDATION OF CONTRACT AUTHORIZATION)
15 (LIMITATION ON OBLIGATIONS)
16 (HIGHWAY TRUST FUND)

17 For payment of obligations incurred in carrying out
18 the provisions of 23 U.S.C. 403, including behavioral re-
19 search on Automated Driving Systems and Advanced
20 Driver Assistance Systems and improving consumer re-
21 sponses to safety recalls, section 4011 of the Fixing Amer-
22 ica's Surface Transportation Act (Public Law 114–94),
23 and chapter 303 of title 49, United States Code,
24 \$155,300,000, to be derived from the Highway Trust
25 Fund (other than the Mass Transit Account) and to re-

1 main available until expended: *Provided*, That none of the
2 funds in this Act shall be available for the planning or
3 execution of programs the total obligations for which, in
4 fiscal year 2020, are in excess of \$155,300,000: *Provided*
5 *further*, That of the sums appropriated under this heading:

6 (1) \$149,800,000 shall be for programs author-
7 ized under 23 U.S.C. 403, including behavioral re-
8 search on Automated Driving Systems and Ad-
9 vanced Driver Assistance Systems and improving
10 consumer responses to safety recalls, and section
11 4011 of the Fixing America's Surface Transpor-
12 tation Act (Public Law 114–94); and

13 (2) \$5,500,000 shall be for the National Driver
14 Register authorized under chapter 303 of title 49,
15 United States Code:

16 *Provided further*, That within the \$155,300,000 obligation
17 limitation for operations and research, \$20,000,000 shall
18 remain available until September 30, 2021, and shall be
19 in addition to the amount of any limitation imposed on
20 obligations for future years.

1 HIGHWAY TRAFFIC SAFETY GRANTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (HIGHWAY TRUST FUND)

5 For payment of obligations incurred in carrying out
6 provisions of 23 U.S.C. 402, 404, and 405, and section
7 4001(a)(6) of the Fixing America's Surface Transpor-
8 tation Act, to remain available until expended,
9 \$623,017,000, to be derived from the Highway Trust
10 Fund (other than the Mass Transit Account): *Provided*,
11 That none of the funds in this Act shall be available for
12 the planning or execution of programs for which the total
13 obligations in fiscal year 2020 are in excess of
14 \$623,017,000 for programs authorized under 23 U.S.C.
15 402, 404, and 405, and section 4001(a)(6) of the Fixing
16 America's Surface Transportation Act: *Provided further*,
17 That of the sums appropriated under this heading:

18 (1) \$279,800,000 shall be for "Highway Safety
19 Programs" under 23 U.S.C. 402;

20 (2) \$285,900,000 shall be for "National Pri-
21 ority Safety Programs" under 23 U.S.C. 405;

22 (3) \$30,500,000 shall be for the "High Visi-
23 bility Enforcement Program" under 23 U.S.C. 404;

24 and

1 (4) \$26,817,000 shall be for “Administrative
2 Expenses” under section 4001(a)(6) of the Fixing
3 America’s Surface Transportation Act:

4 *Provided further*, That none of these funds shall be used
5 for construction, rehabilitation, or remodeling costs, or for
6 office furnishings and fixtures for State, local or private
7 buildings or structures: *Provided further*, That not to ex-
8 ceed \$500,000 of the funds made available for “National
9 Priority Safety Programs” under 23 U.S.C. 405 for “Im-
10 paired Driving Countermeasures” (as described in sub-
11 section (d) of that section) shall be available for technical
12 assistance to the States: *Provided further*, That with re-
13 spect to the “Transfers” provision under 23 U.S.C.
14 405(a)(8), any amounts transferred to increase the
15 amounts made available under section 402 shall include
16 the obligation authority for such amounts: *Provided fur-*
17 *ther*, That the Administrator shall notify the House and
18 Senate Committees on Appropriations of any exercise of
19 the authority granted under the previous proviso or under
20 23 U.S.C. 405(a)(8) within 5 days.

21 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY

22 TRAFFIC SAFETY ADMINISTRATION

23 SEC. 140. An additional \$130,000 shall be made
24 available to the National Highway Traffic Safety Adminis-
25 tration, out of the amount limited for section 402 of title

1 23, United States Code, to pay for travel and related ex-
2 penses for State management reviews and to pay for core
3 competency development training and related expenses for
4 highway safety staff.

5 SEC. 141. The limitations on obligations for the pro-
6 grams of the National Highway Traffic Safety Adminis-
7 tration set in this Act shall not apply to obligations for
8 which obligation authority was made available in previous
9 public laws but only to the extent that the obligation au-
10 thority has not lapsed or been used.

11 SEC. 142. None of the funds made available by this
12 Act may be used to mandate global positioning system
13 (GPS) tracking in private passenger motor vehicles with-
14 out providing full and appropriate consideration of privacy
15 concerns under 5 U.S.C. chapter 5, subchapter II.

16 SEC. 143. In addition to the amounts made available
17 under the heading, “Operations and Research (Liquida-
18 tion of Contract Authorization) (Limitation on Obliga-
19 tions) (Highway Trust Fund)” for carrying out the provi-
20 sions of section 403 of title 23, United States Code,
21 \$17,000,000, to remain available until September 30,
22 2021, shall be made available to the National Highway
23 Traffic Safety Administration from the general fund: *Pro-*
24 *vided*, That of the sums provided under this provision—

1 (a) not to exceed \$7,000,000 shall be available to pro-
2 vide funding for grants, pilot program activities, and inno-
3 vative solutions to reduce impaired-driving fatalities in col-
4 laboration with eligible entities under section 403 of title
5 23, United States Code; and

6 (b) not to exceed \$10,000,000 shall be available to
7 continue a high visibility enforcement paid-media cam-
8 paign regarding highway-rail grade crossing safety in col-
9 laboration with the Federal Railroad Administration.

10 SEC. 144. An additional \$500,000 shall be made
11 available to the National Highway Traffic Safety Adminis-
12 tration for a study to identify and examine child-specific
13 safety considerations in vehicles equipped with Automated
14 Driving Systems, particularly those that can be operated
15 bi-directionally and offer unconventional seating. The
16 study should also incorporate safety considerations for
17 child restraint system (CRS) installation and promoting
18 CRS usage for ride-share programs, and the risks associ-
19 ated with unattended child passengers in Automated Driv-
20 ing Systems-equipped vehicles. Upon completion of this
21 study, the National Highway Traffic Safety Administra-
22 tion shall submit to the House and Senate Committees
23 on Appropriations a report containing its findings, includ-
24 ing detailing how the agency is coordinating with manu-

1 facturers to ensure children are protected in vehicles
2 equipped with Automated Driving Systems.

3 SEC. 145. None of the funds appropriated or other-
4 wise made available in this Act or any other Act may be
5 used to finalize or enforce a proposed rule published by
6 the National Highway Traffic Safety Administration and
7 the Environmental Protection Agency on August 2, 2018,
8 entitled “The Safer Affordable Fuel-Efficient Vehicles
9 Rule” or any other successor rule.

10 SEC. 146. None of the funds in this Act or any other
11 Act shall be used to enforce the requirements of 23 U.S.C.
12 405(a)(9).

13 FEDERAL RAILROAD ADMINISTRATION

14 SAFETY AND OPERATIONS

15 For necessary expenses of the Federal Railroad Ad-
16 ministration, not otherwise provided for, \$226,698,000, of
17 which \$20,000,000 shall remain available until expended.

18 RAILROAD RESEARCH AND DEVELOPMENT

19 For necessary expenses for railroad research and de-
20 velopment, \$41,600,000, to remain available until ex-
21 pended.

22 RAILROAD REHABILITATION AND IMPROVEMENT

23 FINANCING PROGRAM

24 The Secretary of Transportation is authorized to
25 issue direct loans and loan guarantees pursuant to sec-

1 tions 501 through 504 of the Railroad Revitalization and
2 Regulatory Reform Act of 1976 (Public Law 94–210), as
3 amended, such authority shall exist as long as any such
4 direct loan or loan guarantee is outstanding.

5 FEDERAL-STATE PARTNERSHIP FOR STATE OF GOOD
6 REPAIR

7 For necessary expenses related to Federal-State
8 Partnership for State of Good Repair Grants as author-
9 ized by section 24911 of title 49, United States Code,
10 \$350,000,000, to remain available until expended: *Pro-*
11 *vided*, That the Secretary may withhold up to one percent
12 of the amount provided under this heading for the costs
13 of award and project management oversight of grants car-
14 ried out under section 24911 of title 49, United States
15 Code: *Provided further*, That the Secretary shall issue the
16 Notice of Funding Opportunity for funds provided under
17 this heading consistent with section 24911 of title 49,
18 United States Code, no later than 30 days after enactment
19 of this Act: *Provided further*, That the Secretary shall re-
20 view all applications received in response to the Notice of
21 Funding Opportunity required in the previous proviso:
22 *Provided further*, That the Secretary shall announce the
23 selection of projects to receive awards for the funds de-
24 scribed in the previous two provisos no later than 180 days
25 after enactment of this Act.

1 CONSOLIDATED RAIL INFRASTRUCTURE AND SAFETY
2 IMPROVEMENTS

3 For necessary expenses related to Consolidated Rail
4 Infrastructure and Safety Improvements Grants, as au-
5 thorized by section 22907 of title 49, United States Code,
6 \$350,000,000, to remain available until expended: *Pro-*
7 *vided*, That of the sums appropriated under this head-
8 ing—

9 (1) \$40,000,000 shall be available for projects
10 eligible under section 22907(c)(5) of title 49, United
11 States Code, for projects for commuter authorities,
12 as defined as section 24102(2) of title 49, United
13 States Code, that experienced at least one accident
14 investigated by the National Transportation Safety
15 Board between January 1, 2008, and December 31,
16 2018; and

17 (2) \$55,000,000 shall be available for projects
18 eligible under section 22907(c)(2) of title 49, United
19 States Code, that require the acquisition of rights-
20 of-way, track, or track structure to support the de-
21 velopment of new intercity passenger rail service
22 routes:

23 *Provided further*, That section 22905(f) of title 49, United
24 States Code, shall not apply to projects for commuter au-
25 thorities in the first proviso: *Provided further*, That section

1 22905(f) of title 49, United States Code, shall not apply
2 to projects for the implementation of positive train control
3 systems otherwise eligible under section 22907(c)(1) of
4 title 49, United States Code: *Provided further*, That
5 amounts available under this heading for projects selected
6 for commuter rail passenger transportation may be trans-
7 ferred by the Secretary, after selection, to the appropriate
8 agencies to be administered in accordance with chapter 53
9 of title 49, United States Code: *Provided further*, That for
10 amounts available under this heading eligible recipients
11 under section 22907(b) of title 49, United States Code,
12 shall include any non-profit association representing Class
13 II railroads and Class III railroads (as those terms are
14 defined in section 20102 of title 49, United States Code)
15 and any holding company of a Class II railroad or Class
16 III railroad (as those terms are defined in section 20102
17 of title 49, United States Code): *Provided further*, That
18 the Secretary shall not limit eligible projects from consid-
19 eration for funding for planning, engineering, environ-
20 mental, construction, and design elements of the same
21 project in the same application: *Provided further*, That un-
22 obligated balances remaining after 4 years from the date
23 of enactment may be used for any eligible project under
24 section 22907(c) of title 49, United States Code: *Provided*
25 *further*, That the Secretary may withhold up to one per-

1 activities associated with the Northeast Corridor as au-
2 thorized by section 11101(a) of the Fixing America’s Sur-
3 face Transportation Act (division A of Public Law 114–
4 94), \$700,000,000, to remain available until expended:
5 *Provided*, That the Secretary may retain up to one-half
6 of 1 percent of the funds provided under both this heading
7 and the “National Network Grants to the National Rail-
8 road Passenger Corporation” heading to fund the costs
9 of project management and oversight of activities author-
10 ized by section 11101(c) of division A of Public Law 114–
11 94: *Provided further*, That in addition to the project man-
12 agement oversight funds authorized under section
13 11101(c) of division A of Public Law 114–94, the Sec-
14 retary may retain up to an additional \$5,000,000 of the
15 funds provided under this heading to fund expenses associ-
16 ated with the Northeast Corridor Commission established
17 under section 24905 of title 49, United States Code: *Pro-*
18 *vided further*, That of the amounts made available under
19 this heading and the “National Network Grants to the Na-
20 tional Railroad Passenger Corporation” heading, not less
21 than \$50,000,000 shall be made available to bring Am-
22 trak-served facilities and stations into compliance with the
23 Americans with Disabilities Act.

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 11101(b) of the Fixing America's Surface
7 Transportation Act (division A of Public Law 114-94),
8 \$1,291,600,000, to remain available until expended: *Pro-*
9 *vided*, That the Secretary may retain up to an additional
10 \$2,000,000 of the funds provided under this heading to
11 fund expenses associated with the State-Supported Route
12 Committee established under section 24712 of title 49,
13 United States Code.

14 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD
15 ADMINISTRATION

16 SEC. 150. None of the funds provided to the National
17 Railroad Passenger Corporation may be used to fund any
18 overtime costs in excess of \$35,000 for any individual em-
19 ployee: *Provided*, That the President of Amtrak may waive
20 the cap set in the previous proviso for specific employees
21 when the President of Amtrak determines such a cap
22 poses a risk to the safety and operational efficiency of the
23 system: *Provided further*, That the President of Amtrak
24 shall report to the House and Senate Committees on Ap-
25 propriations within 60 days of enactment of this Act, a

1 summary of all overtime payments incurred by the Cor-
2 poration for 2019 and the three prior calendar years: *Pro-*
3 *vided further*, That such summary shall include the total
4 number of employees that received waivers and the total
5 overtime payments the Corporation paid to those employ-
6 ees receiving waivers for each month for 2019 and for the
7 three prior calendar years.

8 SEC. 151. None of the funds provided to the National
9 Railroad Passenger Corporation under the headings
10 “Northeast Corridor Grants to the National Railroad Pas-
11 senger Corporation” and “National Network Grants to the
12 National Railroad Passenger Corporation” may be used
13 to reduce the size of the Amtrak Police Department below
14 the staffing level on May 1, 2019.

15 FEDERAL TRANSIT ADMINISTRATION

16 ADMINISTRATIVE EXPENSES

17 For necessary administrative expenses of the Federal
18 Transit Administration’s programs authorized by chapter
19 53 of title 49, United States Code, \$117,000,000, of which
20 \$15,000,000 shall remain available until September 30,
21 2021, and up to \$1,000,000 shall be available to carry
22 out the provisions of section 5326 of such title: *Provided*,
23 That upon submission to the Congress of the fiscal year
24 2021 President’s budget, the Secretary of Transportation
25 shall transmit to Congress the annual report on Capital

1 Investment Grants, including proposed allocations for fis-
2 cal year 2021.

3 TRANSIT FORMULA GRANTS
4 (LIQUIDATION OF CONTRACT AUTHORIZATION)
5 (LIMITATION ON OBLIGATIONS)
6 (HIGHWAY TRUST FUND)

7 For payment of obligations incurred in the Federal
8 Public Transportation Assistance Program in this ac-
9 count, and for payment of obligations incurred in carrying
10 out the provisions of 49 U.S.C. 5305, 5307, 5310, 5311,
11 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339, and
12 5340, as amended by the Fixing America's Surface Trans-
13 portation Act, section 20005(b) of Public Law 112-141,
14 and section 3006(b) of the Fixing America's Surface
15 Transportation Act, \$10,800,000,000, to be derived from
16 the Mass Transit Account of the Highway Trust Fund
17 and to remain available until expended: *Provided*, That
18 funds available for the implementation or execution of pro-
19 grams authorized under 49 U.S.C. 5305, 5307, 5310,
20 5311, 5312, 5314, 5318, 5329(e)(6), 5335, 5337, 5339,
21 and 5340, as amended by the Fixing America's Surface
22 Transportation Act, section 20005(b) of Public Law 112-
23 141, and section 3006(b) of the Fixing America's Surface
24 Transportation Act, shall not exceed total obligations of
25 \$10,150,348,462 in fiscal year 2020: *Provided further*,

1 That the Federal share of the cost of activities carried
2 out under 49 U.S.C. section 5312 shall not exceed 80 per-
3 cent, except that if there is substantial public interest or
4 benefit, the Secretary may approve a greater Federal
5 share: *Provided further*, That in addition to the amounts
6 appropriated for purposes of 49 U.S.C 5338(e), not less
7 than 2 percent of the funds appropriated or available for
8 the purposes of 49 U.S.C 5338(f) shall be available for
9 the purposes of 49 U.S.C. 5338(e).

10 TRANSIT INFRASTRUCTURE GRANTS

11 For an additional amount for buses and bus facilities
12 grants under section 5339 of title 49, United States Code,
13 state of good repair grants under section 5337 of such
14 title, the bus testing facilities under sections 5312 and
15 5318 of such title, and for grants to areas of persistent
16 poverty, \$750,000,000, to remain available until ex-
17 pended: *Provided*, That of the sums provided under this
18 heading:

19 (1) \$389,000,000 shall be available for the
20 buses and bus facilities competitive grants as au-
21 thorized under section 5339(b) of such title: *Pro-*
22 *vided further*, That the minimum grant award shall
23 be not less than \$1,000,000;

24 (2) \$94,000,000 shall be available for the low
25 or no emission grants as authorized under section

1 5339(e) of such title; *Provided further*, That the
2 minimum grant award shall be not less than
3 \$1,500,000;

4 (3) \$250,000,000 shall be available for the
5 state of good repair grants as authorized under sec-
6 tion 5337 of such title;

7 (4) \$1,000,000 shall be available for the bus
8 testing facility as authorized under section 5318 of
9 such title;

10 (5) Notwithstanding section 5318(a) of such
11 title, \$6,000,000 shall be available for the operation
12 and maintenance of bus testing facilities by institu-
13 tions of higher education selected pursuant to sec-
14 tion 5312(h); and

15 (6) \$10,000,000 shall be available for competi-
16 tive grants to eligible entities to assist areas of per-
17 sistent poverty:

18 *Provided further*, That the Secretary shall enter into a
19 contract or cooperative agreement with, or make a grant
20 to, each institution of higher education selected pursuant
21 to section 5312(h) of such title, to operate and maintain
22 a facility to conduct the testing of low or no emission vehi-
23 cle new bus models using the standards established pursu-
24 ant to section 5318(e)(2) of such title: *Provided further*,
25 That the term “low or no emission vehicle” has the mean-

1 ing given the term in section 5312(e)(6) of such title: *Pro-*
2 *vided further*, That the Secretary shall pay 80 percent of
3 the cost of testing a low or no emission vehicle new bus
4 model at each selected institution of higher education: *Pro-*
5 *vided further*, That the entity having the vehicle tested
6 shall pay 20 percent of the cost of testing: *Provided fur-*
7 *ther*, That a low or no emission vehicle new bus model
8 tested that receives a passing aggregate test score in ac-
9 cordance with the standards established under section
10 5318(e)(2) of such title, shall be deemed to be in compli-
11 ance with the requirements of section 5318(e) of such
12 title: *Provided further*, That areas of persistent poverty
13 means any county that has consistently had 20 percent
14 or more of the population living in poverty over the 30
15 years preceding the date of enactment of this Act, as
16 measured by the 1990 and 2000 decennial census and the
17 most recent Small Area Income and Poverty Estimates,
18 or any census tract with a poverty rate of at least 20 per-
19 cent as measured by the 2013-2017 five-year data series
20 available from the American Community Survey of the
21 Census Bureau: *Provided further*, That grants shall be for
22 planning, engineering, or development of technical, or fi-
23 nancing plans for projects eligible under chapter 53 of title
24 49, United States Code: *Provided further*, That eligible en-
25 tities are those defined as eligible recipients or subrecipi-

1 ents under sections 5307, 5310 or 5311 of title 49 United
2 States Code, and are in areas of persistent poverty: *Pro-*
3 *vided further*, That the Federal Transit Administration
4 should complete outreach to such counties and the Depart-
5 ments of Transportation within applicable States via per-
6 sonal contact, webinars, web materials and other appro-
7 priate methods determined by the Administrator: *Provided*
8 *further*, That State departments of transportation may
9 apply on behalf of eligible entities within their States: *Pro-*
10 *vided further*, That the Federal Transit Administration
11 should encourage grantees to work with non-profits or
12 other entities of their choosing in order to develop plan-
13 ning, technical, engineering, or financing plans: *Provided*
14 *further*, That the Federal Transit Administration should
15 encourage grantees to partner with non-profits that can
16 assist with making projects low or no emissions: *Provided*
17 *further*, That projects funded as a result of activities fund-
18 ed under this heading shall be for not less than 90 percent
19 of the net total project cost: *Provided further*, That
20 amounts made available by this heading shall be derived
21 from the general fund: *Provided further*, That the amounts
22 made available under this heading shall not be subject to
23 any limitation on obligations for transit programs set forth
24 in any Act.

1 TECHNICAL ASSISTANCE AND TRAINING

2 For necessary expenses to carry out 49 U.S.C. 5314,
3 \$5,000,000, to remain available until September 30, 2021,
4 of which not less than \$2,500,000 shall be for a coopera-
5 tive agreement through which the Federal Transit Admin-
6 istration assists transit recipients with frontline workforce
7 development and standards based training in maintenance
8 and operations through an agreement with a national non-
9 profit organization with a demonstrated capacity to de-
10 velop and provide such programs through labor manage-
11 ment partnerships and apprenticeships: *Provided*, That
12 the assistance provided under this heading does not dupli-
13 cate the activities of 49 U.S.C. 5311(b) or 49 U.S.C.
14 5312.

15 CAPITAL INVESTMENT GRANTS

16 For necessary expenses to carry out fixed guideway
17 capital investment grants under section 5309 of title 49,
18 United States Code, and section 3005(b) of the Fixing
19 America's Surface Transportation Act, \$2,301,785,760, to
20 remain available until September 30, 2024: *Provided*,
21 That of the amounts made available under this heading,
22 \$1,841,428,608 shall be obligated by December 31, 2021,
23 but shall remain available until September 30, 2024, as
24 specified under this heading: *Provided further*, That of the
25 amounts made available under this heading:

1 (1) \$795,290,221 shall be available for fixed
2 guideway projects that have executed full funding
3 grant agreements, authorized under subsection (d)
4 of section 5309;

5 (2) \$702,709,779 shall be available for new
6 projects authorized under 5309(d) of title 49,
7 United States Code;

8 (3) \$300,000,000 shall be available for projects
9 authorized under section 5309(e) of title 49, United
10 States Code;

11 (4) \$430,768,910 shall be available for projects
12 authorized under section 5309(h) of title 49, United
13 States Code; and

14 (5) \$50,000,000 shall be available for projects
15 authorized under section 3005(b) of the Fixing
16 America's Surface Transportation Act:

17 *Provided further*, That the Secretary shall continue to ad-
18 minister the capital investment grants program in accord-
19 ance with the procedural and substantive requirements of
20 section 5309 of title 49, United States Code, and to ad-
21 minister the Expedited Delivery Pilot Program with the
22 procedural and substantive requirements of section
23 3005(b) of the Fixing America's Surface Transportation
24 Act: *Provided further*, That any funds remaining from the
25 \$1,841,428,608 that are required to be obligated by the

1 first proviso under this heading and that remain available
2 on December 31, 2021 shall be reallocated to applicants
3 with projects in Engineering on that date, as defined by
4 49 U.S.C. 5309(d)(2) and (e)(2) for activities eligible
5 under 49 U.S.C. 5309(b), and upon reallocation shall be
6 available for immediate obligation: *Provided further*, That
7 each applicant's share of such funds shall be distributed
8 to the projects in Engineering based on the individual
9 project's requested Capital Investment Grant amount as
10 a percentage of the total Capital Investment Grant funds
11 requested by the group of projects in Engineering under
12 subsections (d)(2) and (e)(2) of 49 United States Code
13 5309 on December 31, 2021: *Provided further*, That not
14 later than 90 days after enactment of this Act, the Federal
15 Transit Administration shall provide the House and Sen-
16 ate Committees on Appropriations a list of projects to
17 which the agency expects to award a full-funding grant
18 agreement in fiscal year 2020, and upon submission of the
19 fiscal year 2021 budget, the Federal Transit Administra-
20 tion shall provide such information for 2021.

21 GRANTS TO THE WASHINGTON METROPOLITAN AREA

22 TRANSIT AUTHORITY

23 For grants to the Washington Metropolitan Area
24 Transit Authority as authorized under section 601 of divi-
25 sion B of Public Law 110-432, \$150,000,000, to remain

1 available until expended: *Provided*, That the Secretary of
2 Transportation shall approve grants for capital and pre-
3 ventive maintenance expenditures for the Washington
4 Metropolitan Area Transit Authority only after receiving
5 and reviewing a request for each specific project: *Provided*
6 *further*, That prior to approving such grants, the Secretary
7 shall certify that the Washington Metropolitan Area Tran-
8 sit Authority is making progress to improve its safety
9 management system in response to the Federal Transit
10 Administration's 2015 safety management inspection:
11 *Provided further*, That the Secretary shall determine that
12 the Washington Metropolitan Area Transit Authority has
13 placed the highest priority on those investments that will
14 improve the safety of the system before approving such
15 grants: *Provided further*, That the Secretary, in order to
16 ensure safety throughout the rail system, may waive the
17 requirements of section 601(e)(1) of division B of Public
18 Law 110–432.

19 ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT

20 ADMINISTRATION

21 SEC. 160. The limitations on obligations for the pro-
22 grams of the Federal Transit Administration shall not
23 apply to any authority under 49 U.S.C. 5338, previously
24 made available for obligation, or to any other authority
25 previously made available for obligation.

1 SEC. 161. Notwithstanding any other provision of
2 law, funds appropriated or limited by this Act under the
3 heading “Fixed Guideway Capital Investment” of the Fed-
4 eral Transit Administration for projects specified in this
5 Act or identified in reports accompanying this Act not ob-
6 ligated by September 30, 2024, and other recoveries, shall
7 be directed to projects eligible to use the funds for the
8 purposes for which they were originally provided.

9 SEC. 162. Notwithstanding any other provision of
10 law, any funds appropriated before October 1, 2018, under
11 any section of chapter 53 of title 49, United States Code,
12 that remain available for expenditure, may be transferred
13 to and administered under the most recent appropriation
14 heading for any such section.

15 SEC. 163. In the first proviso under the title “Capital
16 Investment Grants” in the Consolidated Appropriations
17 Act of 2018, Public Law 115-141, strike, “December 31,
18 2019” and insert, “September 30, 2020”.

19 SEC. 164. No funds in this or any other Act shall
20 be used:

21 (a) to enforce or implement the provision in 26
22 U.S.C. 9503(d) for fiscal year 2020;

23 (b) to request or require any project to have a max-
24 imum Capital Investment Grant contribution lower than
25 50 percent of the total project cost;

1 (c) to determine a maximum Capital Investment
2 Grant contribution for projects defined under 23 U.S.C.
3 5309(a)(2) or 23 U.S.C. 5309 (a)(5) until at least 180
4 days after a project has entered into the Engineering
5 phase; and

6 (d) by the Federal Transit Administration when mak-
7 ing a determination about whether a project sponsor's cost
8 estimate is reasonable, to require a probability higher than
9 50 percent that a project can be completed within that
10 cost estimate: *Provided*, That this proviso only applies to
11 those applications that are in the "project development"
12 phase as defined under subsections (d)(1), (e)(1), or
13 (h)(2) of 49 U.S.C. 5309, or the "Engineering" phase as
14 defined under subsections (d)(2) or (e)(2) of 49 U.S.C.
15 5309 on the date of enactment of this Act.

16 SEC. 165. An eligible recipient of a grant under
17 5339(c) may submit an application in partnership with
18 other entities, including a transit vehicle manufacturer,
19 that intend to participate in the implementation of a
20 project under 5339(c) of title 49, United States Code and
21 a project awarded with such partnership shall be treated
22 as satisfying the requirement for a competitive procure-
23 ment under Section 5325(a) of title 49, United States
24 Code, for the named entity.

1 SAINT LAWRENCE SEAWAY DEVELOPMENT
2 CORPORATION

3 The Saint Lawrence Seaway Development Corpora-
4 tion is hereby authorized to make such expenditures, with-
5 in the limits of funds and borrowing authority available
6 to the Corporation, and in accord with law, and to make
7 such contracts and commitments without regard to fiscal
8 year limitations, as provided by section 104 of the Govern-
9 ment Corporation Control Act, as amended, as may be
10 necessary in carrying out the programs set forth in the
11 Corporation's budget for the current fiscal year.

12 OPERATIONS AND MAINTENANCE
13 (HARBOR MAINTENANCE TRUST FUND)

14 For necessary expenses to conduct the operations,
15 maintenance, and capital asset renewal activities on those
16 portions of the Saint Lawrence Seaway owned, operated,
17 and maintained by the Saint Lawrence Seaway Develop-
18 ment Corporation, \$40,000,000, to be derived from the
19 Harbor Maintenance Trust Fund, pursuant to Public Law
20 99-662: *Provided*, That of the amounts made available
21 under this heading, not less than \$16,000,000 shall be
22 used on capital asset renewal activities.

1 MARITIME ADMINISTRATION

2 MARITIME SECURITY PROGRAM

3 For necessary expenses to maintain and preserve a
4 U.S.-flag merchant fleet to serve the national security
5 needs of the United States, \$300,000,000, to remain avail-
6 able until expended.

7 OPERATIONS AND TRAINING

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses of operations and training ac-
10 tivities authorized by law, \$154,442,000: *Provided*, That
11 of the sums appropriated under this heading —

12 (1) \$77,944,000 shall remain available until
13 September 30, 2021 for the operations of the United
14 States Merchant Marine Academy;

15 (2) \$5,225,000 shall remain available until ex-
16 pended for the maintenance and repair, equipment,
17 and capital improvements at the United States Mer-
18 chant Marine Academy;

19 (3) \$3,000,000 shall remain available until Sep-
20 tember 30, 2021 for the Maritime Environment and
21 Technology Assistance program authorized under
22 section 50307 of title 46, United States Code; and

23 (4) \$15,000,000, shall remain available until
24 expended for the Short Sea Transportation Program
25 (America's Marine Highways) to make grants for

1 the purposes authorized under sections 55601(b)(1)
2 and (3) of title 46, United States Code:
3 *Provided further*, That not later than 120 days after enact-
4 ment of this Act, the Administrator of the Maritime Ad-
5 ministration shall transmit to the House and Senate Com-
6 mittees on Appropriations the annual report on sexual as-
7 sault and sexual harassment at the United States Mer-
8 chant Marine Academy as required pursuant to section
9 3507 of Public Law 110–417: *Provided further*, That
10 available balances under this heading for the Short Sea
11 Transportation Program (America’s Marine Highways)
12 from prior year recoveries shall be available to carry out
13 activities authorized under sections 55601(b)(1) and (3)
14 of title 46, United States Code: *Provided further*, That
15 from funds provided under (3) and (4) of the first proviso,
16 the Secretary of Transportation shall make grants no later
17 than 180 days after enactment of this Act in such
18 amounts as the Secretary determines: *Provided further*,
19 That any unobligated balances available from previous ap-
20 propriations for programs and activities supporting State
21 Maritime Academies shall be transferred to and merged
22 with the appropriations for “Maritime Administration,
23 State Maritime Academy Operations” and shall be made
24 available for the same purposes.

1 STATE MARITIME ACADEMY OPERATIONS

2 For necessary expenses of operations, support and
3 training activities for State Maritime Academies,
4 \$345,200,000: *Provided*, That of the sums appropriated
5 under this heading —

6 (1) \$33,000,000, to remain available until ex-
7 pended, shall be for maintenance, repair, life exten-
8 sion, and capacity improvement of National Defense
9 Reserve Fleet training ships in support of State
10 Maritime Academies, of which up to \$8,060,000, to
11 remain available until expended, shall be for ex-
12 penses related to training mariners for costs associ-
13 ated with training vessel sharing pursuant to 46
14 U.S.C. 51504(g)(3) for costs associated with mobi-
15 lizing, operating and demobilizing the vessel, includ-
16 ing travel costs for students, faculty and crew, the
17 costs of the general agent, crew costs, fuel, insur-
18 ance, operational fees, and vessel hire costs, as de-
19 termined by the Secretary;

20 (2) \$300,000,000, to remain available until ex-
21 pended, shall be for the National Security Multi-Mis-
22 sion Vessel Program, including funds for construc-
23 tion, planning, administration, and design of school
24 ships;

1 PORT INFRASTRUCTURE DEVELOPMENT PROGRAM

2 To make grants to improve port facilities as author-
3 ized under section 50302 of title 46, United States Code,
4 \$225,000,000 to remain available until expended: *Pro-*
5 *vided*, That projects eligible for funding provided under
6 this heading shall be projects for coastal seaports or Great
7 Lakes ports: *Provided further*, That the Maritime Admin-
8 istration shall distribute funds provided under this head-
9 ing as discretionary grants to port authorities or commis-
10 sions or their subdivisions and agents under existing au-
11 thority, as well as to a State or political subdivision of
12 a State or local government, a tribal government, a public
13 agency or publicly chartered authority established by one
14 or more States, a special purpose district with a transpor-
15 tation function, a multistate or multijurisdictional group
16 of entities, or a lead entity described above jointly with
17 a private entity or group of private entities: *Provided fur-*
18 *ther*, That projects eligible for funding provided under this
19 heading shall be either within the boundary of a port, or
20 outside the boundary of a port, and directly related to port
21 operations or to an intermodal connection to a port that
22 will improve the safety, efficiency, or reliability of the
23 movement of goods into, out of, around, or within a port,
24 as well as the unloading and loading of cargo at a port:
25 *Provided further*, That the Federal share of the costs for

1 which an expenditure is made under this heading shall be
2 up to 80 percent: *Provided further*, That not to exceed 2
3 percent of the funds appropriated under this heading shall
4 be available for necessary costs of grant administration:
5 *Provided further*, That the proceeds of Federal credit as-
6 sistance under chapter 6 of title 23, United States Code
7 or sections 501 through 504 of the Railroad and Revital-
8 ization and Regulatory Reform Act of 1976 (Public Law
9 94–210), as amended, shall be considered to be part of
10 the non-Federal share of project costs if the loan is repay-
11 able from non-Federal funds, unless otherwise requested
12 by the project sponsor: *Provided further*, That a grant
13 award made under this heading may not be used to pur-
14 chase fully-automated cargo handling equipment or to oth-
15 erwise facilitate fully-automated cargo handling: *Provided*
16 *further*, That for the purposes of the previous proviso,
17 fully-automated cargo handling means using equipment
18 that is remotely operated or remotely monitored with or
19 without the exercise of human intervention or control.

20 ADMINISTRATIVE PROVISIONS—MARITIME

21 ADMINISTRATION

22 SEC. 170. Notwithstanding any other provision of
23 this Act, in addition to any existing authority, the Mari-
24 time Administration is authorized to furnish utilities and
25 services and make necessary repairs in connection with

1 any lease, contract, or occupancy involving Government
2 property under control of the Maritime Administration:
3 *Provided*, That payments received therefor shall be cred-
4 ited to the appropriation charged with the cost thereof and
5 shall remain available until expended: *Provided further*,
6 That rental payments under any such lease, contract, or
7 occupancy for items other than such utilities, services, or
8 repairs shall be covered into the Treasury as miscellaneous
9 receipts.

10 PIPELINE AND HAZARDOUS MATERIALS SAFETY

11 ADMINISTRATION

12 OPERATIONAL EXPENSES

13 For necessary operational expenses of the Pipeline
14 and Hazardous Materials Safety Administration,
15 \$23,710,000, of which \$1,500,000 shall remain available
16 until September 30, 2022: *Provided*, That the Secretary
17 of Transportation shall issue final rules as required under
18 section 5(f), section 21(c), and section 23(a) of the Pipe-
19 line Safety, Regulatory Certainty, and Job Creation Act
20 of 2011 (Public Law 112–90) no later than 180 days after
21 enactment of this Act: *Provided further*, That no later
22 than 90 days after enactment of this Act, the Secretary
23 of Transportation shall initiate a rulemaking on automatic
24 and remote-controlled shut-off valves and hazardous liquid
25 pipeline facilities leak detection systems as required under

1 section 4 and section 8 of the Pipeline Safety, Regulatory
2 Certainty, and Job Creation Act of 2011 (Public Law
3 112–90), respectively, and shall issue a final rule no later
4 than one year after enactment of this Act.

5 HAZARDOUS MATERIALS SAFETY

6 For expenses necessary to discharge the hazardous
7 materials safety functions of the Pipeline and Hazardous
8 Materials Safety Administration, \$61,000,000, to remain
9 available until September 30, 2022: *Provided*, That up to
10 \$800,000 in fees collected under 49 U.S.C. 5108(g) shall
11 be deposited in the general fund of the Treasury as offset-
12 ting receipts: *Provided further*, That there may be credited
13 to this appropriation, to be available until expended, funds
14 received from States, counties, municipalities, other public
15 authorities, and private sources for expenses incurred for
16 training, for reports publication and dissemination, and
17 for travel expenses incurred in performance of hazardous
18 materials exemptions and approvals functions.

19 PIPELINE SAFETY

20 (PIPELINE SAFETY FUND)

21 (OIL SPILL LIABILITY TRUST FUND)

22 For expenses necessary to carry out a pipeline safety
23 program, as authorized by 49 U.S.C. 60107, and to dis-
24 charge the pipeline program responsibilities of the Oil Pol-
25 lution Act of 1990, \$168,000,000, to remain available

1 until September 30, 2022, of which \$23,000,000 shall be
2 derived from the Oil Spill Liability Trust Fund; of which
3 \$137,000,000 shall be derived from the Pipeline Safety
4 Fund; and of which \$8,000,000 shall be derived from fees
5 collected under 49 U.S.C. 60302 and deposited in the Un-
6 derground Natural Gas Storage Facility Safety Account
7 for the purpose of carrying out 49 U.S.C. 60141: *Pro-*
8 *vided*, That not less than \$1,058,000 of the funds pro-
9 vided under this heading shall be for the One-Call State
10 grant program.

11 EMERGENCY PREPAREDNESS GRANTS

12 (EMERGENCY PREPAREDNESS FUND)

13 For expenses necessary to carry out the Emergency
14 Preparedness Grants program, not more than
15 \$28,318,000 shall remain available until September 30,
16 2022, from amounts made available by 49 U.S.C. 5116(h),
17 and 5128(b) and (c): *Provided*, That notwithstanding 49
18 U.S.C. 5116(h)(4), not more than 4 percent of the
19 amounts made available from this account shall be avail-
20 able to pay administrative costs: *Provided further*, That
21 notwithstanding 49 U.S.C. 5128(b) and (c) and the cur-
22 rent year obligation limitation, prior year recoveries recog-
23 nized in the current year shall be available to develop a
24 hazardous materials response training curriculum for
25 emergency responders, including response activities for the

1 transportation of crude oil, ethanol and other flammable
2 liquids by rail, consistent with National Fire Protection
3 Association standards, and to make such training avail-
4 able through an electronic format: *Provided further*, That
5 the prior year recoveries made available under this head-
6 ing shall also be available to carry out 49 U.S.C.
7 5116(a)(1)(C), 5116(h), 5116(i), and 5107(e).

8 OFFICE OF INSPECTOR GENERAL
9 SALARIES AND EXPENSES

10 For necessary expenses of the Office of the Inspector
11 General to carry out the provisions of the Inspector Gen-
12 eral Act of 1978, as amended, \$96,700,000: *Provided*,
13 That the Inspector General shall have all necessary au-
14 thority, in carrying out the duties specified in the Inspec-
15 tor General Act, as amended (5 U.S.C. App. 3), to inves-
16 tigate allegations of fraud, including false statements to
17 the government (18 U.S.C. 1001), by any person or entity
18 that is subject to regulation by the Department of Trans-
19 portation.

20 GENERAL PROVISIONS—DEPARTMENT OF
21 TRANSPORTATION

22 SEC. 180. (a) During the current fiscal year, applica-
23 ble appropriations to the Department of Transportation
24 shall be available for maintenance and operation of air-
25 craft; hire of passenger motor vehicles and aircraft; pur-

1 chase of liability insurance for motor vehicles operating
2 in foreign countries on official department business; and
3 uniforms or allowances therefor, as authorized by law (5
4 U.S.C. 5901–5902).

5 (b) During the current fiscal year, applicable appro-
6 priations to the Department and its operating administra-
7 tions shall be available for the purchase, maintenance, op-
8 eration, and deployment of unmanned aircraft systems
9 that advance the Department’s, or its operating adminis-
10 trations’, missions.

11 (c) Any unmanned aircraft system purchased or pro-
12 cured by the Department prior to the enactment of this
13 Act shall be deemed authorized.

14 SEC. 181. Appropriations contained in this Act for
15 the Department of Transportation shall be available for
16 services as authorized by 5 U.S.C. 3109, but at rates for
17 individuals not to exceed the per diem rate equivalent to
18 the rate for an Executive Level IV.

19 SEC. 182. (a) No recipient of funds made available
20 in this Act shall disseminate personal information (as de-
21 fined in 18 U.S.C. 2725(3)) obtained by a State depart-
22 ment of motor vehicles in connection with a motor vehicle
23 record as defined in 18 U.S.C. 2725(1), except as provided
24 in 18 U.S.C. 2721 for a use permitted under 18 U.S.C.
25 2721.

1 (b) Notwithstanding subsection (a), the Secretary
2 shall not withhold funds provided in this Act for any
3 grantee if a State is in noncompliance with this provision.

4 SEC. 183. (a) None of the funds appropriated by this
5 Act may be made available for salaries and expenses of
6 more than 110 political and Presidential appointees in the
7 Department of Transportation: *Provided*, That none of the
8 personnel covered by this provision may be assigned on
9 temporary detail outside the Department of Transpor-
10 tation.

11 (b) The limitation in subsection (a) shall increase to
12 125 political and Presidential appointees beginning on the
13 date on which the Secretary announces the selection of
14 projects to receive awards for each of the following com-
15 petitive grants, with respect to funds made available for
16 fiscal year 2019 for such grants:

17 (1) Capital investment grants as authorized and
18 as funded under the heading “Office of the Sec-
19 retary—National Infrastructure Investments” by
20 Public Law 116–9;

21 (2) Grants-In-Aid for Airports as authorized by
22 subchapter 1 of chapter 471 and subchapter 1 of
23 chapter 475 of title 49, United States Code, and as
24 funded under the heading “Federal Aviation Admin-

1 istration—Grants-in-Aid for Airports” by Public
2 Law 116–9;

3 (3) Federal-State Partnership for State of Good
4 Repair Grants, as authorized by section 24911 of
5 title 49, United States Code, and as funded under
6 the heading “Federal Railroad Administration—
7 Federal-State Partnership for State of Good Repair”
8 by Public Law 116–9;

9 (4) Consolidated Rail Infrastructure and Safety
10 Improvements Grants, as authorized by section
11 22907 of title 49, United States Code, and as fund-
12 ed under the heading “Federal Railroad Administra-
13 tion—Consolidated Rail Infrastructure and Safety
14 Improvements” by Public Law 116–9;

15 (5) Restoration and Enhancement Grants, as
16 authorized by section 22908 of title 49, United
17 States Code, and as funded under the heading “Fed-
18 eral Railroad Administration— Restoration and En-
19 hancement” by Public Law 116–9;

20 (6) Magnetic levitation transportation projects
21 consistent with section 322 of title 23, United States
22 Code, and as funded under the heading “Federal
23 Railroad Administration—Magnetic Levitation Tech-
24 nology Deployment Program” by Public Law 116–
25 9;

1 (7) Buses and bus facilities competitive grants
2 as authorized under section 5339(b) of title 49,
3 United States Code, and as funded under the head-
4 ing “Federal Transit Administration—Transit Infra-
5 structure Grants” by Public Law 116–9;

6 (8) Low or no emission grants, as authorized
7 under section 5339(c) of title 49, United States
8 Code, and as funded under the heading “Federal
9 Transit Administration—Transit Infrastructure
10 Grants” by Public Law 116–9;

11 (9) Grants to qualified shipyards, as authorized
12 under section 54101 of title 46, United States Code,
13 and as funded under the heading “Maritime Admin-
14 istration—Assistance to Small Shipyards” by Public
15 Law 116–9; and

16 (10) Grants to improve port facilities, as au-
17 thorized under section 50302 of title 46, United
18 States Code, and as funded under the heading
19 “Maritime Administration—Port Infrastructure De-
20 velopment Program” by Public Law 116–9.

21 SEC. 184. Funds received by the Federal Highway
22 Administration and Federal Railroad Administration from
23 States, counties, municipalities, other public authorities,
24 and private sources for expenses incurred for training may
25 be credited respectively to the Federal Highway Adminis-

1 tration’s “Federal-Aid Highways” account and to the Fed-
2 eral Railroad Administration’s “Safety and Operations”
3 account, except for State rail safety inspectors partici-
4 pating in training pursuant to 49 U.S.C. 20105.

5 SEC. 185. (a) None of the funds provided in this Act
6 to the Department of Transportation may be used to make
7 a loan, loan guarantee, line of credit, or discretionary
8 grant unless the Secretary of Transportation notifies the
9 House and Senate Committees on Appropriations not less
10 than 3 full business days before any project competitively
11 selected to receive any discretionary grant award, letter
12 of intent, loan commitment, loan guarantee commitment,
13 line of credit commitment, or full funding grant agreement
14 is announced by the Department or its modal administra-
15 tions: *Provided*, That the Secretary gives concurrent noti-
16 fication to the House and Senate Committees on Appro-
17 priations for any “quick release” of funds from the emer-
18 gency relief program: *Provided further*, That no notifica-
19 tion shall involve funds that are not available for obliga-
20 tion.

21 (b) In addition to the notification required in sub-
22 section (a), none of the funds made available in this Act
23 to the Department of Transportation may be used to make
24 a loan, loan guarantee, line of credit, cooperative agree-
25 ment or discretionary grant unless the Secretary of Trans-

1 portation provides the House and Senate Committees on
2 Appropriations a comprehensive list of all such loans, loan
3 guarantees, lines of credit, cooperative agreement or dis-
4 cretionary grants that will be announced not less the 3
5 full business days before such announcement: *Provided*,
6 That the requirement to provide a list in this subsection
7 does not apply to any “quick release” of funds from the
8 emergency relief program: *Provided further*, That no list
9 shall involve funds that are not available for obligation.

10 SEC. 186. Rebates, refunds, incentive payments,
11 minor fees and other funds received by the Department
12 of Transportation from travel management centers,
13 charge card programs, the subleasing of building space,
14 and miscellaneous sources are to be credited to appropria-
15 tions of the Department of Transportation and allocated
16 to elements of the Department of Transportation using
17 fair and equitable criteria and such funds shall be avail-
18 able until expended.

19 SEC. 187. Amounts made available in this or any
20 prior Act that the Secretary determines represent im-
21 proper payments by the Department of Transportation to
22 a third-party contractor under a financial assistance
23 award, which are recovered pursuant to law, shall be avail-
24 able—

1 (1) to reimburse the actual expenses incurred
2 by the Department of Transportation in recovering
3 improper payments: *Provided*, That amounts made
4 available in this Act shall be available until ex-
5 pended; and

6 (2) to pay contractors for services provided in
7 recovering improper payments or contractor support
8 in the implementation of the Improper Payments In-
9 formation Act of 2002, as amended by the Improper
10 Payments Elimination and Recovery Act of 2010
11 and Improper Payments Elimination and Recovery
12 Improvement Act of 2012, and Fraud Reduction and
13 Data Analytics Act of 2015: *Provided*, That amounts
14 in excess of that required for paragraphs (1) and
15 (2)—

16 (A) shall be credited to and merged with
17 the appropriation from which the improper pay-
18 ments were made, and shall be available for the
19 purposes and period for which such appropria-
20 tions are available: *Provided further*, That
21 where specific project or accounting information
22 associated with the improper payment or pay-
23 ments is not readily available, the Secretary
24 may credit an appropriate account, which shall

1 be available for the purposes and period associ-
2 ated with the account so credited; or

3 (B) if no such appropriation remains avail-
4 able, shall be deposited in the Treasury as mis-
5 cellaneous receipts: *Provided further*, That prior
6 to depositing such recovery in the Treasury, the
7 Secretary shall notify the House and Senate
8 Committees on Appropriations of the amount
9 and reasons for such transfer: *Provided further*,
10 That for purposes of this section, the term “im-
11 proper payments” has the same meaning as
12 that provided in section 2(e)(2) of Public Law
13 111–204.

14 SEC. 188. Notwithstanding any other provision of
15 law, if any funds provided in or limited by this Act are
16 subject to a reprogramming action that requires notice to
17 be provided to the House and Senate Committees on Ap-
18 propriations, transmission of said reprogramming notice
19 shall be provided solely to the House and Senate Commit-
20 tees on Appropriations, and said reprogramming action
21 shall be approved or denied solely by the House and Sen-
22 ate Committees on Appropriations: *Provided*, That the
23 Secretary of Transportation may provide notice to other
24 congressional committees of the action of the House and
25 Senate Committees on Appropriations on such reprogram-

1 ming but not sooner than 30 days following the date on
2 which the reprogramming action has been approved or de-
3 nied by the House and Senate Committees on Appropria-
4 tions.

5 SEC. 189. Funds appropriated in this Act to the
6 modal administrations may be obligated for the Office of
7 the Secretary for the costs related to assessments or reim-
8 bursable agreements only when such amounts are for the
9 costs of goods and services that are purchased to provide
10 a direct benefit to the applicable modal administration or
11 administrations.

12 SEC. 190. The Secretary of Transportation is author-
13 ized to carry out a program that establishes uniform
14 standards for developing and supporting agency transit
15 pass and transit benefits authorized under section 7905
16 of title 5, United States Code, including distribution of
17 transit benefits by various paper and electronic media.

18 SEC. 191. The Department of Transportation may
19 use funds provided by this Act, or any other Act, to assist
20 a contract under title 49 U.S.C. or title 23 U.S.C. utilizing
21 geographic, economic, or any other hiring preference not
22 otherwise authorized by law, or to amend a rule, regula-
23 tion, policy or other measure that forbids a recipient of
24 a Federal Highway Administration or Federal Transit Ad-
25 ministration grant from imposing such hiring preference

1 on a contract or construction project with which the De-
2 partment of Transportation is assisting, only if the grant
3 recipient certifies the following:

4 (a) that except with respect to apprentices or train-
5 ees, a pool of readily available but unemployed individuals
6 possessing the knowledge, skill, and ability to perform the
7 work that the contract requires resides in the jurisdiction;

8 (b) that the grant recipient will include appropriate
9 provisions in its bid document ensuring that the contractor
10 does not displace any of its existing employees in order
11 to satisfy such hiring preference; and

12 (c) that any increase in the cost of labor, training,
13 or delays resulting from the use of such hiring preference
14 does not delay or displace any transportation project in
15 the applicable Statewide Transportation Improvement
16 Program or Transportation Improvement Program.

17 SEC. 192. (a) None of the funds appropriated or oth-
18 erwise made available by this Act may be used to termi-
19 nate a grant or cooperative agreement with the California
20 High Speed Rail Authority, de-obligate funding associated
21 with a grant or cooperative agreement with the California
22 High Speed Rail Authority, or require the State of Cali-
23 fornia or the California High Speed Rail Authority to
24 repay funding previously obligated and expended.

1 (b) Subsection (a) shall apply to Cooperative Agree-
2 ment No. FR-HSR-0009-10-01-06 and any other grant or
3 cooperative agreement with the California High Speed
4 Rail Authority in effect on or after enactment of this Act.

5 (c) Notwithstanding the Department of Transpor-
6 tation Appropriations Act, 2010 (Public Law 111-117),
7 de-obligated funds associated with Cooperative Agreement
8 No. FR-HSR-0118-12-01-01—

9 (1) may not be made available for any purpose
10 until the final determination of any litigation con-
11 cerning those funds; and

12 (2) upon the final determination of any such
13 litigation, shall be made available only for high-speed
14 rail projects under section 26106 of title 49, United
15 States Code, in accordance with such section, except
16 the Secretary of Transportation shall—

17 (A) issue a Notice of Funding Opportunity
18 for such grants no later than 30 days after the
19 final determination of such litigation;

20 (B) require that such Notice of Funding
21 Opportunity shall require application submis-
22 sions no later than 30 days after the issuance
23 of such Notice;

24 (C) award grants no later than 60 days
25 after the issuance of such Notice; and

1 (D) require applicants to provide the Sec-
2 retary with completed documentation with re-
3 spect to any required environmental impact
4 statements within the application for a grant.

5 SEC. 193. Section 603(b) of title 23, United States
6 Code, is amended by striking paragraph (8) and inserting
7 the following:

8 “(8) NON-FEDERAL SHARE.—Notwith-
9 standing paragraph (9) and section 117(j)(2),
10 the proceeds of a secured loan under the TIFIA
11 program shall be considered to be part of the
12 non-Federal share of project costs required
13 under this title or chapter 53 of title 49, if the
14 loan is repayable from non-Federal funds.”.

15 SEC. 194. Section 502(b)(3) of the Railroad Revital-
16 ization and Regulatory Reform Act of 1976 (45 U.S.C.
17 822(b)(3)) is amended by striking “only during the 4-year
18 period beginning on the date of enactment of the Pas-
19 senger Rail Reform and Investment Act of 2015” and in-
20 serting “until September 30, 2020”.

21 SEC. 195. (a) None of the funds appropriated by this
22 title may be made available to issue grants to entities that
23 do not comply with practices for control system procure-
24 ment recommended by the U.S. Department of Homeland

1 Security's National Cybersecurity and Communications
2 Integration Center.

3 (b) The Secretary of Transportation may waive the
4 requirement to comply with the practices described in sub-
5 section (a) if the Secretary finds that:

6 (1) requiring compliance would be inconsistent
7 with the public interest; and

8 (2) the Secretary notifies the House and Senate
9 Committees on Appropriations no less than 3 days
10 before issuing a waiver under this subsection.

11 This title may be cited as the "Department of Trans-
12 portation Appropriations Act, 2020".

13 TITLE II

14 DEPARTMENT OF HOUSING AND URBAN

15 DEVELOPMENT

16 MANAGEMENT AND ADMINISTRATION

17 EXECUTIVE OFFICES

18 For necessary salaries and expenses for Executive Of-
19 fices, which shall be comprised of the offices of the Sec-
20 retary, Deputy Secretary, Adjudicatory Services, Congres-
21 sional and Intergovernmental Relations, Public Affairs,
22 Small and Disadvantaged Business Utilization, and the
23 Center for Faith-Based and Neighborhood Partnerships,
24 \$14,788,000, to remain available until September 30,
25 2021, and of which \$4,557,000 is for the Office of the

1 Secretary and \$2,192,000 is for the Office of Congres-
2 sional and Intergovernmental Relations: *Provided*, That
3 not to exceed \$20,000 of the total amount made available
4 under this heading shall be available to the Secretary for
5 official reception and representation expenses as the Sec-
6 retary may determine: *Provided further*, That none of the
7 funds made available in this title or title II of division G
8 of Public Law 116–6 may be reprogrammed or otherwise
9 used to increase the appropriation provided by this title
10 for the Office of the Secretary or the Office of Congres-
11 sional and Intergovernmental Relations: *Provided further*,
12 That none of the funds made available by this or any other
13 Act may be used to detail any individual to the Office of
14 the Secretary or the Office of Congressional and Intergov-
15 ernmental Relations: *Provided further*, That none of the
16 funds made available by this Act may be used to pay the
17 salary of any individual occupying a political position in
18 the Office of Budget: *Provided further*, That for the pur-
19 poses of the previous proviso, the term “political position”
20 means the following: a position described under sections
21 5312 through 5316 of title 5, United States Code (relating
22 to the Executive Schedule); a noncareer appointment in
23 the Senior Executive Service, as defined under paragraph
24 (7) of section 3132(a) of such title; a position in the execu-
25 tive branch of the Government of a confidential or policy-

1 determining character under schedule C of subpart C of
2 part 213 of title 5, Code of Federal Regulations; or any
3 other position that has been excepted from the competitive
4 service by reason of its confidential, policy-determining,
5 policy-making, or policy-advocating character.

6 ADMINISTRATIVE SUPPORT OFFICES

7 For necessary salaries and expenses for Administra-
8 tive Support Offices, \$521,500,000, to remain available
9 until September 30, 2021: *Provided*, That of the sums ap-
10 propriated under this heading —

11 (1) not to exceed \$52,691,000 shall be for the
12 Office of the Chief Financial Officer;

13 (2) not to exceed \$95,890,000 shall be for the
14 Office of the General Counsel, of which not less than
15 \$20,000,000 shall be for the Departmental Enforce-
16 ment Center;

17 (3) not to exceed \$54,000,000 shall be for the
18 Office of Field Policy and Management;

19 (4) not to exceed \$3,900,000 shall be for the
20 Office of Departmental Equal Employment Oppor-
21 tunity;

22 (5) not less than \$55,019,000 shall be for the
23 Office of the Chief Information Officer; and

24 (6) not to exceed \$260,000,000 shall be for the
25 Assistant Secretary for Administration:

1 *Provided further*, That funds provided under this heading
2 may be used for hire of passenger motor vehicles and serv-
3 ices as authorized by 5 U.S.C. 3109: *Provided further*,
4 That the Secretary shall provide the House and Senate
5 Committees on Appropriations quarterly written notifica-
6 tion regarding the status of pending congressional reports:
7 *Provided further*, That the Secretary shall provide in elec-
8 tronic form all signed reports required by Congress: *Pro-*
9 *vided further*, That not more than 10 percent of the funds
10 made available under this heading for the Office of Chief
11 Financial Officer for the financial transformation initia-
12 tive may be obligated until the Secretary submits to the
13 House and Senate Committees on Appropriations, for ap-
14 proval, a plan for expenditure that includes the financial
15 and internal control capabilities to be delivered and the
16 mission benefits to be realized, key milestones to be met,
17 and the relationship between the proposed use of funds
18 made available under this heading and the projected total
19 cost and scope of the initiative.

20 PROGRAM OFFICE SALARIES AND EXPENSES

21 For necessary salaries and expenses for Program Of-
22 fices, \$849,144,000, to remain available until September
23 30, 2021: *Provided*, the amounts made available under
24 this heading are provided as follows:

1 (1) not to exceed \$230,000,000 shall be avail-
2 able for the Office of Public and Indian Housing, of
3 which \$10,200,000 is for (a) the Secretary of Hous-
4 ing and Urban Development for carrying out any
5 authorities of such Secretary under chapter 11 of
6 subtitle B of the Violence Against Women Act of
7 1994 (34 U.S.C. 12351) and subtitle N of such Act
8 (34 U.S.C. 12471 et seq.); (b) public housing inspec-
9 tions and assessments as referred in paragraph (2)
10 of the heading “Public Housing Capital Fund” in
11 this title; and (c) public housing inspections, moni-
12 toring and oversight of activities, and other assist-
13 ance authorized under title I of the Native American
14 Housing Assistance and Self-Determination Act of
15 1996 (NAHASDA) (25 U.S.C. 4111 et seq.), title I
16 of the Housing and Community Development Act of
17 1974 with respect to Indian tribes (42 U.S.C.
18 5306(a)(1)), section 184 of the Housing and Com-
19 munity Development Act of 1992 (12 U.S.C. 1715z-
20 13a), and Tribal HUD-VASH program;

21 (2) not to exceed \$117,000,000 shall be avail-
22 able for the Office of Community Planning and De-
23 velopment, of which \$4,656,000 shall be for perma-
24 nent positions for a disaster recovery workforce;

1 (3) not to exceed \$386,144,000 shall be avail-
2 able for the Office of Housing, of which not less
3 than \$12,000,000 shall be for the Office of Recapi-
4 talization;

5 (4) not to exceed \$26,000,000 shall be available
6 for the Office of Policy Development and Research;

7 (5) not to exceed \$80,000,000 shall be available
8 for the Office of Fair Housing and Equal Oppor-
9 tunity; and

10 (6) not to exceed \$10,000,000 shall be available
11 for the Office of Lead Hazard Control and Healthy
12 Homes:

13 *Provided further*, That the unobligated balances of prior
14 year appropriations made available under each of the ac-
15 counts “Public and Indian Housing”, “Community Plan-
16 ning and Development”, “Housing”, “Policy Development
17 and Research”, “Fair Housing and Equal Opportunity”,
18 and “Office of Lead Hazard Control and Healthy Homes”
19 under the heading “Department of Housing and Urban
20 Development--Program Office Salaries and Expenses”
21 shall be transferred to, and merged with, the amounts re-
22 served for the Office of Public and Indian Housing, the
23 Office of Community Planning and Development, the Of-
24 fice of Housing, the Office of Policy Development and Re-
25 search, the Office of Fair Housing and Equal Oppor-

1 tunity, and the Office of Lead Hazard Control and
2 Healthy Homes, respectively, under the heading “Depart-
3 ment of Housing and Urban Development--Program Of-
4 fice Salaries and Expenses” in this title.

5 WORKING CAPITAL FUND

6 (INCLUDING TRANSFER OF FUNDS)

7 For the working capital fund for the Department of
8 Housing and Urban Development (referred to in this para-
9 graph as the “Fund”), pursuant, in part, to section 7(f)
10 of the Department of Housing and Urban Development
11 Act (42 U.S.C. 3535(f)), amounts transferred, including
12 reimbursements pursuant to section 7(f), to the Fund
13 under this heading shall be available for Federal shared
14 services used by offices and agencies of the Department,
15 and for such portion of any office or agency’s printing,
16 records management, space renovation, furniture, or sup-
17 ply services as the Secretary determines shall be derived
18 from centralized sources made available by the Depart-
19 ment to all offices and agencies and funded through the
20 Fund: *Provided*, That of the amounts made available in
21 this title for salaries and expenses under the headings
22 “Executive Offices”, “Administrative Support Offices”,
23 “Program Office Salaries and Expenses”, and “Govern-
24 ment National Mortgage Association”, the Secretary shall
25 transfer to the Fund such amounts, to remain available

1 until expended, as are necessary to fund services, specified
2 in the matter preceding the first proviso, for which the
3 appropriation would otherwise have been available, and
4 may transfer not to exceed an additional \$5,000,000, in
5 aggregate, from all such appropriations, to be merged with
6 the Fund and to remain available until expended for any
7 purpose under this heading: *Provided further*, That
8 amounts in the Fund shall be the only amounts available
9 to each office or agency of the Department for the serv-
10 ices, or portion of services, specified in the matter pre-
11 ceding the first proviso: *Provided further*, That with re-
12 spect to the Fund, the authorities and conditions under
13 this heading shall supplement the authorities and condi-
14 tions provided under section 7(f).

15 PUBLIC AND INDIAN HOUSING

16 TENANT-BASED RENTAL ASSISTANCE

17 For activities and assistance for the provision of ten-
18 ant-based rental assistance authorized under the United
19 States Housing Act of 1937, as amended (42 U.S.C. 1437
20 et seq.) (“the Act” herein), not otherwise provided for,
21 \$19,810,000,000, to remain available until expended, shall
22 be available on October 1, 2019 (in addition to the
23 \$4,000,000,000 previously appropriated under this head-
24 ing that shall be available on October 1, 2019), and
25 \$4,000,000,000, to remain available until expended, shall

1 be available on October 1, 2020: *Provided*, That the
2 amounts made available under this heading are provided
3 as follows:

4 (1) \$21,400,000,000 shall be available for re-
5 newals of expiring section 8 tenant-based annual
6 contributions contracts (including renewals of en-
7 hanced vouchers under any provision of law author-
8 izing such assistance under section 8(t) of the Act)
9 and including renewal of other special purpose incre-
10 mental vouchers: *Provided*, That notwithstanding
11 any other provision of law, from amounts provided
12 under this paragraph and any carryover, the Sec-
13 retary for the calendar year 2020 funding cycle shall
14 provide renewal funding for each public housing
15 agency based on validated voucher management sys-
16 tem (VMS) leasing and cost data for the prior cal-
17 endar year and by applying an inflation factor as es-
18 tablished by the Secretary, by notice published in
19 the Federal Register, and by making any necessary
20 adjustments for the costs associated with the first-
21 time renewal of vouchers under this paragraph in-
22 cluding tenant protection and Choice Neighborhoods
23 vouchers: *Provided further*, That the Secretary shall,
24 to the extent necessary to stay within the amount
25 specified under this paragraph (except as otherwise

1 modified under this paragraph), prorate each public
2 housing agency's allocation otherwise established
3 pursuant to this paragraph: *Provided further*, That
4 except as provided in the following provisos, the en-
5 tire amount specified under this paragraph (except
6 as otherwise modified under this paragraph) shall be
7 obligated to the public housing agencies based on the
8 allocation and pro rata method described above, and
9 the Secretary shall notify public housing agencies of
10 their annual budget by the latter of 60 days after
11 enactment of this Act or March 1, 2020: *Provided*
12 *further*, That the Secretary may extend the notifica-
13 tion period with the prior written approval of the
14 House and Senate Committees on Appropriations:
15 *Provided further*, That public housing agencies par-
16 ticipating in the MTW demonstration shall be fund-
17 ed pursuant to their MTW agreements and in ac-
18 cordance with the requirements of the MTW pro-
19 gram and shall be subject to the same pro rata ad-
20 justments under the previous provisos: *Provided fur-*
21 *ther*, That the Secretary may offset public housing
22 agencies' calendar year 2020 allocations based on
23 the excess amounts of public housing agencies' net
24 restricted assets accounts, including HUD-held pro-
25 grammatic reserves (in accordance with VMS data

1 in calendar year 2019 that is verifiable and com-
2 plete), as determined by the Secretary: *Provided fur-*
3 *ther*, That public housing agencies participating in
4 the MTW demonstration shall also be subject to the
5 offset, as determined by the Secretary, excluding
6 amounts subject to the single fund budget authority
7 provisions of their MTW agreements, from the agen-
8 cies' calendar year 2020 MTW funding allocation:
9 *Provided further*, That the Secretary shall use any
10 offset referred to in the previous two provisos
11 throughout the calendar year to prevent the termi-
12 nation of rental assistance for families as the result
13 of insufficient funding, as determined by the Sec-
14 retary, and to avoid or reduce the proration of re-
15 newal funding allocations: *Provided further*, That the
16 Secretary may utilize unobligated balances, including
17 recaptures and carryover, remaining from funds ap-
18 propriated under this heading from prior year ap-
19 propriations (excluding special purpose vouchers),
20 notwithstanding the purposes for which such
21 amounts were appropriated, to avoid or reduce such
22 prorations: *Provided further*, That up to
23 \$100,000,000 shall be available only: (1) for adjust-
24 ments in the allocations for public housing agencies,
25 after application for an adjustment by a public hous-

1 ing agency that experienced a significant increase, as
2 determined by the Secretary, in renewal costs of
3 vouchers resulting from unforeseen circumstances or
4 from portability under section 8(r) of the Act; (2)
5 for vouchers that were not in use during the pre-
6 vious 12-month period in order to be available to
7 meet a commitment pursuant to section 8(o)(13) of
8 the Act; (3) for adjustments for costs associated
9 with HUD-Veterans Affairs Supportive Housing
10 (HUD-VASH) vouchers; (4) for adjustments in the
11 allocations for public housing agencies that (i) are
12 leasing a lower-than-average percentage of their au-
13 thorized vouchers, (ii) have low amounts of budget
14 authority in their net restricted assets accounts and
15 HUD-held programmatic reserves, relative to other
16 agencies, and (iii) are not participating in the Mov-
17 ing to Work demonstration, to enable such agencies
18 to lease more vouchers; (5) for public housing agen-
19 cies that despite taking reasonable cost savings
20 measures, as determined by the Secretary, would
21 otherwise be required to terminate rental assistance
22 for families as a result of insufficient funding; and
23 (6) for public housing agencies that have experi-
24 enced increased costs or loss of units in an area for
25 which the President declared a disaster under title

1 IV of the Robert T. Stafford Disaster Relief and
2 Emergency Assistance Act (42 U.S.C. 5170 et seq.):
3 *Provided further*, That the Secretary shall allocate
4 amounts under the previous proviso based on need,
5 as determined by the Secretary;

6 (2) \$150,000,000 shall be for section 8 rental
7 assistance for relocation and replacement of housing
8 units that are demolished or disposed of pursuant to
9 section 18 of the Act, conversion of section 23
10 projects to assistance under section 8, the family
11 unification program under section 8(x) of the Act,
12 relocation of witnesses in connection with efforts to
13 combat crime in public and assisted housing pursu-
14 ant to a request from a law enforcement or prosecu-
15 tion agency, enhanced vouchers under any provision
16 of law authorizing such assistance under section 8(t)
17 of the Act, HOPE VI and Choice Neighborhood
18 vouchers, mandatory and voluntary conversions, and
19 tenant protection assistance including replacement
20 and relocation assistance or for project-based assist-
21 ance to prevent the displacement of unassisted elder-
22 ly tenants currently residing in section 202 prop-
23 erties financed between 1959 and 1974 that are refi-
24 nanced pursuant to Public Law 106–569, as amend-
25 ed, or under the authority as provided under this

1 Act: *Provided*, That when a public housing develop-
2 ment is submitted for demolition or disposition
3 under section 18 of the Act, the Secretary may pro-
4 vide section 8 rental assistance when the units pose
5 an imminent health and safety risk to residents:
6 *Provided further*, That the Secretary shall provide
7 replacement vouchers for all units that cease to be
8 available as assisted housing, subject only to the
9 availability of funds: *Provided further*, That of the
10 amounts made available under this paragraph,
11 \$5,000,000 may be available to provide tenant pro-
12 tection assistance, not otherwise provided under this
13 paragraph, to residents residing in low vacancy
14 areas and who may have to pay rents greater than
15 30 percent of household income, as the result of: (A)
16 the maturity of a HUD-insured, HUD-held or sec-
17 tion 202 loan that requires the permission of the
18 Secretary prior to loan prepayment; (B) the expira-
19 tion of a rental assistance contract for which the
20 tenants are not eligible for enhanced voucher or ten-
21 ant protection assistance under existing law; or (C)
22 the expiration of affordability restrictions accom-
23 panying a mortgage or preservation program admin-
24 istered by the Secretary: *Provided further*, That such
25 tenant protection assistance made available under

1 the previous proviso may be provided under the au-
2 thority of section 8(t) or section 8(o)(13) of the
3 United States Housing Act of 1937 (42 U.S.C.
4 1437f(t)): *Provided further*, That the Secretary shall
5 issue guidance to implement the previous provisos,
6 including, but not limited to, requirements for defin-
7 ing eligible at-risk households within 60 days of the
8 enactment of this Act: *Provided further*, That any
9 tenant protection voucher made available from
10 amounts under this paragraph shall not be reissued
11 by any public housing agency, except the replace-
12 ment vouchers as defined by the Secretary by notice,
13 when the initial family that received any such vouch-
14 er no longer receives such voucher, and the authority
15 for any public housing agency to issue any such
16 voucher shall cease to exist: *Provided further*, That
17 the Secretary may provide section 8 rental assist-
18 ance from amounts made available under this para-
19 graph for units assisted under a project-based sub-
20 sidy contract funded under the “Project-Based
21 Rental Assistance” heading under this title where
22 the owner has received a Notice of Default and the
23 units pose an imminent health and safety risk to
24 residents: *Provided further*, That to the extent that
25 the Secretary determines that such units are not

1 feasible for continued rental assistance payments or
2 transfer of the subsidy contract associated with such
3 units to another project or projects and owner or
4 owners, any remaining amounts associated with such
5 units under such contract shall be recaptured and
6 used to reimburse amounts used under this para-
7 graph for rental assistance under the preceding pro-
8 viso;

9 (3) \$1,925,000,000 shall be for administrative
10 and other expenses of public housing agencies in ad-
11 ministering the section 8 tenant-based rental assist-
12 ance program, of which up to \$30,000,000 shall be
13 available to the Secretary to allocate to public hous-
14 ing agencies that need additional funds to admin-
15 ister their section 8 programs, including fees associ-
16 ated with section 8 tenant protection rental assist-
17 ance, the administration of disaster related vouchers,
18 HUD-VASH vouchers, and other special purpose in-
19 cremental vouchers: *Provided*, That no less than
20 \$1,895,000,000 of the amount provided in this para-
21 graph shall be allocated to public housing agencies
22 for the calendar year 2020 funding cycle based on
23 section 8(q) of the Act (and related Appropriation
24 Act provisions) as in effect immediately before the
25 enactment of the Quality Housing and Work Re-

1 sponsibility Act of 1998 (Public Law 105–276): *Pro-*
2 *vided further*, That if the amounts made available
3 under this paragraph are insufficient to pay the
4 amounts determined under the previous proviso, the
5 Secretary may decrease the amounts allocated to
6 agencies by a uniform percentage applicable to all
7 agencies receiving funding under this paragraph or
8 may, to the extent necessary to provide full payment
9 of amounts determined under the previous proviso,
10 utilize unobligated balances, including recaptures
11 and carryovers, remaining from funds appropriated
12 to the Department of Housing and Urban Develop-
13 ment under this heading from prior fiscal years, ex-
14 cluding special purpose vouchers, notwithstanding
15 the purposes for which such amounts were appro-
16 priated: *Provided further*, That all public housing
17 agencies participating in the MTW demonstration
18 shall be funded pursuant to their MTW agreements
19 and in accordance with the requirements of the
20 MTW program, and shall be subject to the same
21 uniform percentage decrease as under the previous
22 proviso: *Provided further*, That amounts provided
23 under this paragraph shall be only for activities re-
24 lated to the provision of tenant-based rental assist-

1 ance authorized under section 8, including related
2 development activities;

3 (4) \$225,000,000 shall be for the renewal of
4 tenant-based assistance contracts under section 811
5 of the Cranston-Gonzalez National Affordable Hous-
6 ing Act (42 U.S.C. 8013), including necessary ad-
7 ministrative expenses: *Provided*, That administrative
8 and other expenses of public housing agencies in ad-
9 ministering the special purpose vouchers in this
10 paragraph shall be funded under the same terms
11 and be subject to the same pro rata reduction as the
12 percent decrease for administrative and other ex-
13 penses to public housing agencies under paragraph
14 (3) of this heading:

15 (5) \$5,000,000 shall be for rental assistance
16 and associated administrative fees for Tribal HUD-
17 VASH to serve Native American veterans that are
18 homeless or at-risk of homelessness living on or near
19 a reservation or other Indian areas: *Provided*, That
20 such amount shall be made available for renewal
21 grants to recipients that received assistance under
22 prior Acts under the Tribal HUD-VASH program:
23 *Provided further*, That the Secretary shall be author-
24 ized to specify criteria for renewal grants, including
25 data on the utilization of assistance reported by

1 grant recipients: *Provided further*, That any amounts
2 remaining after such renewal assistance is awarded
3 may be available for new grants to recipients eligible
4 to receive block grants under the Native American
5 Housing Assistance and Self-Determination Act of
6 1996 (25 U.S.C. 4101 et seq.) for rental assistance
7 and associated administrative fees for Tribal HUD-
8 VASH to serve Native American veterans that are
9 homeless or at-risk of homelessness living on or near
10 a reservation or other Indian areas: *Provided further*,
11 That funds shall be awarded based on need, and ad-
12 ministrative capacity established by the Secretary in
13 a Notice published in the Federal Register after co-
14 ordination with the Secretary of the Department of
15 Veterans Affairs: *Provided further*, That renewal
16 grants and new grants under this paragraph shall be
17 administered in accordance with program require-
18 ments under the Native American Housing Assist-
19 ance and Self-Determination Act of 1996 and mod-
20 eled after the HUD-VASH program: *Provided fur-*
21 *ther*, That the Secretary shall be authorized to
22 waive, or specify alternative requirements for any
23 provision of any statute or regulation that the Sec-
24 retary administers in connection with the use of
25 funds made available under this paragraph (except

1 for requirements related to fair housing, non-
2 discrimination, labor standards, and the environ-
3 ment), upon a finding by the Secretary that any
4 such waivers or alternative requirements are nec-
5 essary for the effective delivery and administration
6 of such assistance: *Provided further*, That grant re-
7 cipients shall report to the Secretary on utilization
8 of such rental assistance and other program data, as
9 prescribed by the Secretary: *Provided further*, That
10 the Secretary may reallocate, as determined by the
11 Secretary, amounts returned or recaptured from
12 awards under prior Acts;

13 (6) \$40,000,000 for incremental rental voucher
14 assistance for use through a supported housing pro-
15 gram administered in conjunction with the Depart-
16 ment of Veterans Affairs as authorized under section
17 8(o)(19) of the United States Housing Act of 1937:
18 *Provided*, That the Secretary of Housing and Urban
19 Development shall make such funding available, not-
20 withstanding section 203 (competition provision) of
21 this title, to public housing agencies that partner
22 with eligible VA Medical Centers or other entities as
23 designated by the Secretary of the Department of
24 Veterans Affairs, based on geographical need for
25 such assistance as identified by the Secretary of the

1 Department of Veterans Affairs, public housing
2 agency administrative performance, and other fac-
3 tors as specified by the Secretary of Housing and
4 Urban Development in consultation with the Sec-
5 retary of the Department of Veterans Affairs: *Pro-*
6 *vided further*, That the Secretary of Housing and
7 Urban Development may waive, or specify alter-
8 native requirements for (in consultation with the
9 Secretary of the Department of Veterans Affairs),
10 any provision of any statute or regulation that the
11 Secretary of Housing and Urban Development ad-
12 ministers in connection with the use of funds made
13 available under this paragraph (except for require-
14 ments related to fair housing, nondiscrimination,
15 labor standards, and the environment), upon a find-
16 ing by the Secretary that any such waivers or alter-
17 native requirements are necessary for the effective
18 delivery and administration of such voucher assist-
19 ance: *Provided further*, That assistance made avail-
20 able under this paragraph shall continue to remain
21 available for homeless veterans upon turn-over;

22 (7) \$40,000,000 shall be made available for
23 new incremental voucher assistance through the
24 family unification program as authorized by section
25 8(x) of the Act: *Provided*, That the assistance made

1 available under this paragraph shall continue to re-
2 main available for family unification upon turnover:
3 *Provided further*, That for any public housing agency
4 administering voucher assistance appropriated in a
5 prior Act under the family unification program that
6 determines that it no longer has an identified need
7 for such assistance upon turnover, such agency shall
8 notify the Secretary, and the Secretary shall recap-
9 ture such assistance from the agency and reallocate
10 it to any other public housing agency or agencies
11 based on need for voucher assistance in connection
12 with such program: *Provided further*, That of the
13 amounts made available under this paragraph, up to
14 \$20,000,000 shall be for assistance for youth under
15 section 8(x) of the Act: *Provided further*, That not-
16 withstanding other laws, the Secretary shall, subject
17 only to the availability of funds, allocate such assist-
18 ance to any public housing agencies that (1) admin-
19 ister assistance under section 8(x), or seek to admin-
20 ister such assistance, consistent with procedures es-
21 tablished by the Secretary, and (2) have requested
22 such assistance so that they may provide timely as-
23 sistance to eligible youth: *Provided further*, That
24 public housing agencies shall not reissue any assist-
25 ance made available from amounts under this para-

1 graph when the initial youth that received any such
2 assistance no longer receives it, unless approved by
3 the Secretary;

4 (8) \$25,000,000 shall be made available for the
5 mobility demonstration authorized under section 235
6 of division G of the Consolidated Appropriations Act,
7 2019 (42 U.S.C. 1437f note; Public Law 116–6;
8 133 Stat. 465), of which up to \$5,000,000 shall be
9 for new incremental voucher assistance and the re-
10 mainder of which shall be available to provide mobil-
11 ity-related services to families with children, includ-
12 ing pre- and post-move counseling and rent deposits,
13 and to offset the administrative costs of operating
14 the mobility demonstration: *Provided*, That incre-
15 mental voucher assistance made available under this
16 paragraph shall be for families with children partici-
17 pating in the mobility demonstration and shall con-
18 tinue to remain available for families with children
19 upon turnover: *Provided further*, That for any public
20 housing agency administering voucher assistance
21 under the mobility demonstration that determines
22 that it no longer has an identified need for such as-
23 sistance upon turnover, such agency shall notify the
24 Secretary, and the Secretary shall recapture such as-
25 sistance from the agency and reallocate it to any

1 other public housing agency or agencies based on
2 need for voucher assistance in connection with such
3 demonstration; and

4 (9) the Secretary shall separately track all spe-
5 cial purpose vouchers funded under this heading.

6 HOUSING CERTIFICATE FUND

7 (INCLUDING RESCISSIONS)

8 Unobligated balances, including recaptures and car-
9 ryover, remaining from funds appropriated to the Depart-
10 ment of Housing and Urban Development under this
11 heading, the heading “Annual Contributions for Assisted
12 Housing” and the heading “Project-Based Rental Assist-
13 ance”, for fiscal year 2020 and prior years may be used
14 for renewal of or amendments to section 8 project-based
15 contracts and for performance-based contract administra-
16 tors, notwithstanding the purposes for which such funds
17 were appropriated: *Provided*, That any obligated balances
18 of contract authority from fiscal year 1974 and prior that
19 have been terminated shall be rescinded: *Provided further*,
20 That amounts heretofore recaptured, or recaptured during
21 the current fiscal year, from section 8 project-based con-
22 tracts from source years fiscal year 1975 through fiscal
23 year 1987 are hereby rescinded, and an amount of addi-
24 tional new budget authority, equivalent to the amount re-
25 scinded is hereby appropriated, to remain available until

1 expended, for the purposes set forth under this heading,
2 in addition to amounts otherwise available.

3 PUBLIC HOUSING CAPITAL FUND

4 For the Public Housing Capital Fund Program to
5 carry out capital and management activities for public
6 housing agencies, as authorized under section 9 of the
7 United States Housing Act of 1937 (42 U.S.C. 1437g)
8 (the “Act”) \$2,855,057,000, to remain available until
9 September 30, 2023: *Provided*, That the amounts made
10 available under this heading are provided as follows:

11 (1) notwithstanding any other provision of law
12 or regulation, during fiscal year 2020, the Secretary
13 of Housing and Urban Development may not dele-
14 gate to any Department official other than the Dep-
15 uty Secretary and the Assistant Secretary for Public
16 and Indian Housing any authority under paragraph
17 (2) of section 9(j) regarding the extension of the
18 time periods under such section: *Provided further*,
19 That for purposes of such section 9(j), the term “ob-
20 ligate” means, with respect to amounts, that the
21 amounts are subject to a binding agreement that will
22 result in outlays, immediately or in the future;

23 (2) \$28,000,000 shall be to support ongoing
24 public housing financial and physical assessment ac-
25 tivities, pilot a new physical inspection process, and

1 implement the recommendations made in the March
2 2019 Government Accountability Office (GAO) re-
3 port “Real Estate Inspection Center: HUD should
4 Improve Physical Inspection Process and Oversight
5 of Inspectors” (GAO-19-254);

6 (3) up to \$16,000,000 shall be to support the
7 costs of administrative and judicial receiverships;

8 (4) not to exceed \$30,000,000 shall be available
9 for the Secretary to make grants, notwithstanding
10 section 203 of this Act, to public housing agencies
11 for emergency capital needs including safety and se-
12 curity measures necessary to address crime and
13 drug-related activity as well as needs resulting from
14 unforeseen or unpreventable emergencies and nat-
15 ural disasters excluding Presidentially declared
16 emergencies and natural disasters under the Robert
17 T. Stafford Disaster Relief and Emergency Act (42
18 U.S.C. 5121 et seq.) occurring in fiscal year 2020:
19 *Provided further*, That of the amount made available
20 under this paragraph, not less than \$10,000,000
21 shall be for safety and security measures: *Provided*
22 *further*, That in addition to the amount in the pre-
23 vious proviso for such safety and security measures,
24 any amounts that remain available, after all applica-
25 tions received on or before September 30, 2021, for

1 emergency capital needs have been processed, shall
2 be allocated to public housing agencies for such safe-
3 ty and security measures;

4 (5) *Provided further*, That for funds provided
5 under this heading, the limitation in section 9(g)(1)
6 of the Act shall be 25 percent: *Provided further*,
7 That the Secretary may waive the limitation in the
8 previous proviso to allow public housing agencies to
9 fund activities authorized under section 9(e)(1)(C)
10 of the Act: *Provided further*, That the Secretary
11 shall notify public housing agencies requesting waiv-
12 ers under the previous proviso if the request is ap-
13 proved or denied within 14 days of submitting the
14 request: *Provided further*, That from the funds made
15 available under this heading, the Secretary shall pro-
16 vide bonus awards in fiscal year 2020 to public
17 housing agencies that are designated high per-
18 formers: *Provided further*, That the Department
19 shall notify public housing agencies of their formula
20 allocation within 60 days of enactment of this Act;

21 (6) \$25,000,000 shall be available for competi-
22 tive grants to public housing agencies to evaluate
23 and reduce lead-based paint hazards in public hous-
24 ing by carrying out the activities of risk assess-
25 ments, abatement, and interim controls (as those

1 terms are defined in section 1004 of the Residential
2 Lead-Based Paint Hazard Reduction Act of 1992
3 (42 U.S.C. 4851b)): *Provided further*, That for pur-
4 poses of environmental review, a grant under this
5 paragraph shall be considered funds for projects or
6 activities under title I of the United States Housing
7 Act of 1937 (42 U.S.C. 1437 et seq.) for purposes
8 of section 26 of such Act (42 U.S.C. 1437x) and
9 shall be subject to the regulations implementing
10 such section; and

11 (7) \$25,000,000 shall be available for competi-
12 tive grants to public housing agencies for activities
13 authorized under the Healthy Homes Initiative, pur-
14 suant to sections 501 and 502 of the Housing and
15 Urban Development Act of 1970, which shall include
16 research, studies, testing, and demonstration efforts,
17 including education and outreach concerning mold,
18 carbon monoxide poisoning, and other housing-re-
19 lated diseases and hazards.

20 PUBLIC HOUSING OPERATING FUND

21 For 2020 payments to public housing agencies for the
22 operation and management of public housing, as author-
23 ized by section 9(e) of the United States Housing Act of
24 1937 (42 U.S.C. 1437g(e)), \$4,753,116,000, to remain
25 available until September 30, 2021.

1 CHOICE NEIGHBORHOODS INITIATIVE

2 For competitive grants under the Choice Neighbor-
3 hoods Initiative (subject to section 24 of the United States
4 Housing Act of 1937 (42 U.S.C. 1437v), unless otherwise
5 specified under this heading), for transformation, rehabili-
6 tation, and replacement housing needs of both public and
7 HUD-assisted housing and to transform neighborhoods of
8 poverty into functioning, sustainable mixed income neigh-
9 borhoods with appropriate services, schools, public assets,
10 transportation and access to jobs, \$300,000,000, to re-
11 main available until September 30, 2023: *Provided*, That
12 grant funds may be used for resident and community serv-
13 ices, community development, and affordable housing
14 needs in the community, and for conversion of vacant or
15 foreclosed properties to affordable housing: *Provided fur-*
16 *ther*, That the use of funds made available under this
17 heading shall not be deemed to be public housing notwith-
18 standing section 3(b)(1) of such Act: *Provided further*,
19 That grantees shall commit to an additional period of af-
20 fordability determined by the Secretary of not fewer than
21 20 years: *Provided further*, That grantees shall provide a
22 match in State, local, other Federal or private funds: *Pro-*
23 *vided further*, That grantees may include local govern-
24 ments, tribal entities, public housing authorities, and non-
25 profits: *Provided further*, That for-profit developers may

1 apply jointly with a public entity: *Provided further*, That
2 for purposes of environmental review, a grantee shall be
3 treated as a public housing agency under section 26 of
4 the United States Housing Act of 1937 (42 U.S.C.
5 1437x), and grants under this heading shall be subject
6 to the regulations issued by the Secretary to implement
7 such section: *Provided further*, That of the amount pro-
8 vided, not less than \$150,000,000 shall be awarded to
9 public housing agencies: *Provided further*, That such
10 grantees shall create partnerships with other local organi-
11 zations including assisted housing owners, service agen-
12 cies, and resident organizations: *Provided further*, That
13 the Secretary shall consult with the Secretaries of Edu-
14 cation, Labor, Transportation, Health and Human Serv-
15 ices, Agriculture, and Commerce, the Attorney General,
16 and the Administrator of the Environmental Protection
17 Agency to coordinate and leverage other appropriate Fed-
18 eral resources: *Provided further*, That no more than
19 \$5,000,000 of funds made available under this heading
20 may be provided as grants to undertake comprehensive
21 local planning with input from residents and the commu-
22 nity: *Provided further*, That unobligated balances, includ-
23 ing recaptures, remaining from funds appropriated under
24 the heading “Revitalization of Severely Distressed Public
25 Housing (HOPE VI)” in fiscal year 2011 and prior fiscal

1 years may be used for purposes under this heading, not-
2 withstanding the purposes for which such amounts were
3 appropriated: *Provided further*, That the Secretary shall
4 issue the Notice of Funding Availability for funds made
5 available under this heading no later than 120 days after
6 enactment of this Act: *Provided further*, That the Sec-
7 retary shall make grant awards no later than one year
8 from the date of enactment of this Act in such amounts
9 that the Secretary determines: *Provided further*, That not-
10 withstanding section 24(o) of the United States Housing
11 Act of 1937 (42 U.S.C. 1437v(o)), the Secretary may,
12 until September 30, 2023, obligate any available unobli-
13 gated balances made available under this heading in this,
14 or any prior Act.

15 SELF-SUFFICIENCY PROGRAMS

16 For activities and assistance related to Self-Suffi-
17 ciency Programs, to remain available until September 30,
18 2023, \$150,000,000: *Provided*, That the amounts made
19 available under this heading are provided as follows:

20 (1) \$100,000,000 shall be for the Family Self-
21 Sufficiency program to support family self-suffi-
22 ciency coordinators under section 23 of the United
23 States Housing Act of 1937 (42 U.S.C. 1437u), to
24 promote the development of local strategies to co-
25 ordinate the use of assistance under sections 8 and

1 9 of such Act with public and private resources, and
2 enable eligible families to achieve economic inde-
3 pendence and self-sufficiency: *Provided*, That the
4 Secretary may, by Federal Register notice, waive or
5 specify alternative requirements under subsections
6 (b)(3), (b)(4), (b)(5), or (c)(1) of section 23 of such
7 Act in order to facilitate the operation of a unified
8 self-sufficiency program for individuals receiving as-
9 sistance under different provisions of the Act, as de-
10 termined by the Secretary: *Provided further*, That
11 owners of a privately owned multifamily property
12 with a section 8 contract may voluntarily make a
13 Family Self-Sufficiency program available to the as-
14 sisted tenants of such property in accordance with
15 procedures established by the Secretary: *Provided*
16 *further*, That such procedures established pursuant
17 to the previous proviso shall permit participating
18 tenants to accrue escrow funds in accordance with
19 section 23(d)(2) and shall allow owners to use fund-
20 ing from residual receipt accounts to hire coordina-
21 tors for their own Family Self-Sufficiency program;

22 (2) \$35,000,000 shall be for the Resident Op-
23 portunity and Self-Sufficiency program to provide
24 for supportive services, service coordinators, and
25 congregate services as authorized by section 34 of

1 the United States Housing Act of 1937 (42 U.S.C.
2 1437z-6) and the Native American Housing Assist-
3 ance and Self-Determination Act of 1996 (25 U.S.C.
4 4101 et seq.); and

5 (3) \$15,000,000 shall be for a Jobs-Plus initia-
6 tive, modeled after the Jobs-Plus demonstration:
7 *Provided*, That funding provided under this para-
8 graph shall be available for competitive grants to
9 partnerships between public housing authorities,
10 local workforce investment boards established under
11 section 107 of the Workforce Innovation and Oppor-
12 tunity Act of 2014 (29 U.S.C. 3122), and other
13 agencies and organizations that provide support to
14 help public housing residents obtain employment and
15 increase earnings: *Provided further*, That applicants
16 must demonstrate the ability to provide services to
17 residents, partner with workforce investment boards,
18 and leverage service dollars: *Provided further*, That
19 the Secretary may allow public housing agencies to
20 request exemptions from rent and income limitation
21 requirements under sections 3 and 6 of the United
22 States Housing Act of 1937 (42 U.S.C. 1437a,
23 1437d), as necessary to implement the Jobs-Plus
24 program, on such terms and conditions as the Sec-
25 retary may approve upon a finding by the Secretary

1 that any such waivers or alternative requirements
2 are necessary for the effective implementation of the
3 Jobs-Plus initiative as a voluntary program for resi-
4 dents: *Provided further*, That the Secretary shall
5 publish by notice in the Federal Register any waiv-
6 ers or alternative requirements pursuant to the pre-
7 ceding proviso no later than 10 days before the ef-
8 fective date of such notice: *Provided further*, That
9 for funds provided under this paragraph, the limita-
10 tion in section 9(g)(1) of the United States Housing
11 Act of 1937 shall be 25 percent: *Provided further*,
12 That the Secretary may waive the limitation in the
13 previous proviso to allow public housing agencies to
14 fund activities authorized under section 9(e)(1)(C)
15 of such Act: *Provided further*, That the Secretary
16 shall notify public housing agencies requesting waiv-
17 ers under the previous proviso if the request is ap-
18 proved or denied within 14 days of submitting the
19 request: *Provided further*, That from the funds made
20 available under this heading, the Secretary shall pro-
21 vide bonus awards in fiscal year 2020 to public
22 housing agencies that are designated high per-
23 formers: *Provided further*, That the Department
24 shall notify public housing agencies of their formula
25 allocation within 60 days of enactment of this Act.

1 NATIVE AMERICAN PROGRAMS
2 (INCLUDING TRANSFER OF FUNDS)

3 For activities and assistance authorized under title
4 I of the Native American Housing Assistance and Self-
5 Determination Act of 1996 (NAHASDA) (25 U.S.C. 4111
6 et seq.), title I of the Housing and Community Develop-
7 ment Act of 1974 with respect to Indian tribes (42 U.S.C.
8 5306(a)(1)), and related training and technical assistance,
9 \$855,000,000, to remain available until September 30,
10 2024, unless otherwise specified: *Provided*, That amounts
11 made available under this heading are provided as follows:

12 (1) \$671,000,000 shall be for the Native Amer-
13 ican Housing Block Grants program, as authorized
14 under title I of NAHASDA: *Provided*, That, not-
15 withstanding NAHASDA, to determine the amount
16 of the allocation under title I of such Act for each
17 Indian tribe, the Secretary shall apply the formula
18 under section 302 of such Act with the need compo-
19 nent based on single-race census data and with the
20 need component based on multi-race census data,
21 and the amount of the allocation for each Indian
22 tribe shall be the greater of the two resulting alloca-
23 tion amounts: *Provided further*, That the Depart-
24 ment shall notify grantees of their formula allocation
25 within 60 days of the date of enactment of this Act;

1 (2) \$2,000,000 shall be for the cost of guaran-
2 teed notes and other obligations, as authorized by
3 title VI of NAHASDA: *Provided*, That such costs,
4 including the costs of modifying such notes and
5 other obligations, shall be as defined in section 502
6 of the Congressional Budget Act of 1974, as amend-
7 ed: *Provided further*, That these funds are available
8 to subsidize the total principal amount of any notes
9 and other obligations, any part of which is to be
10 guaranteed, not to exceed \$32,000,000;

11 (3) \$100,000,000 shall be for competitive
12 grants under the Native American Housing Block
13 Grants program, as authorized under title I of
14 NAHASDA: *Provided*, That the Secretary shall obli-
15 gate this additional amount for competitive grants to
16 eligible recipients authorized under NAHASDA that
17 apply for funds: *Provided further*, That in awarding
18 this additional amount, the Secretary shall consider
19 need and administrative capacity, and shall give pri-
20 ority to projects that will spur construction and re-
21 habilitation: *Provided further*, That a grant funded
22 pursuant to this paragraph shall be not greater than
23 \$10,000,000: *Provided further*, That up to 1 percent
24 of this additional amount may be transferred, in ag-
25 gregate, to the Office of Public and Indian Housing

1 under paragraph (1) of the heading “Program Office
2 Salaries and Expenses” for necessary costs of ad-
3 ministering and overseeing the obligation and ex-
4 penditure of this additional amount: *Provided fur-*
5 *ther*, That any funds transferred pursuant to this
6 paragraph shall remain available until September
7 30, 2025;

8 (4) \$75,000,000 shall be for grants to Indian
9 tribes for carrying out the Indian Community Devel-
10 opment Block Grant program under title I of the
11 Housing and Community Development Act of 1974,
12 notwithstanding section 106(a)(1) of such Act, of
13 which, notwithstanding any other provision of law
14 (including section 203 of this Act), up to \$5,000,000
15 may be used for emergencies that constitute immi-
16 nent threats to health and safety: *Provided*, That
17 not to exceed 20 percent of any grant made with
18 funds appropriated under this paragraph shall be ex-
19 pended for planning and management development
20 and administration: *Provided further*, That funds
21 provided under this paragraph shall remain available
22 until September 30, 2022; and

23 (5) \$7,000,000 shall be for providing training
24 and technical assistance to Indian tribes, Indian
25 housing authorities and tribally designated housing

1 entities, to support the inspection of Indian housing
2 units, contract expertise, and for training and tech-
3 nical assistance related to funding provided under
4 this heading and other headings under this Act for
5 the needs of Native American families and Indian
6 country: *Provided*, That of the funds made available
7 under this paragraph, not less than \$2,000,000 shall
8 be available for a national organization as author-
9 ized under section 703 of NAHASDA (25 U.S.C.
10 4212): *Provided further*, That notwithstanding the
11 provisions of the Federal Grant and Cooperative
12 Agreements Act of 1977 (31 U.S.C. 6301-6308), the
13 amounts made available under this paragraph may
14 be used by the Secretary to enter into cooperative
15 agreements with public and private organizations,
16 agencies, institutions, and other technical assistance
17 providers to support the administration of negotiated
18 rulemaking under section 106 of NAHASDA (25
19 U.S.C. 4116), the administration of the allocation
20 formula under section 302 of NAHASDA (25
21 U.S.C. 4152), and the administration of perform-
22 ance tracking and reporting under section 407 of
23 NAHASDA (25 U.S.C. 4167).

1 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

2 ACCOUNT

3 For the cost of guaranteed loans, as authorized by
4 section 184 of the Housing and Community Development
5 Act of 1992 (12 U.S.C. 1715z-13a), \$2,500,000, to re-
6 main available until expended: *Provided*, That such costs,
7 including the costs of modifying such loans, shall be as
8 defined in section 502 of the Congressional Budget Act
9 of 1974: *Provided further*, That these funds are available
10 to subsidize total loan principal, any part of which is to
11 be guaranteed, up to \$1,000,000,000, to remain available
12 until expended: *Provided further*, That up to \$500,000 of
13 this amount may be for administrative contract expenses
14 including management processes and systems to carry out
15 the loan guarantee program.

16 NATIVE HAWAIIAN HOUSING BLOCK GRANT

17 For the Native Hawaiian Housing Block Grant pro-
18 gram, as authorized under title VIII of the Native Amer-
19 ican Housing Assistance and Self-Determination Act of
20 1996 (25 U.S.C. 4111 et seq.), \$2,500,000, to remain
21 available until September 30, 2024: *Provided*, That not-
22 withstanding section 812(b) of such Act, the Department
23 of Hawaiian Home Lands may not invest grant amounts
24 provided under this heading in investment securities and
25 other obligations: *Provided further*, That amounts made

1 available under this heading in this and prior fiscal years
2 may be used to provide rental assistance to eligible Native
3 Hawaiian families both on and off the Hawaiian Home
4 Lands, notwithstanding any other provision of law.

5 COMMUNITY PLANNING AND DEVELOPMENT

6 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

7 For carrying out the Housing Opportunities for Per-
8 sons with AIDS program, as authorized by the AIDS
9 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
10 \$410,000,000, to remain available until September 30,
11 2021, except that amounts allocated pursuant to section
12 854(c)(5) of such Act shall remain available until Sep-
13 tember 30, 2022: *Provided*, That the Secretary shall renew
14 all expiring contracts for permanent supportive housing
15 that initially were funded under section 854(c)(5) of such
16 Act from funds made available under this heading in fiscal
17 year 2010 and prior fiscal years that meet all program
18 requirements before awarding funds for new contracts
19 under such section: *Provided further*, That the Depart-
20 ment shall notify grantees of their formula allocation with-
21 in 60 days of enactment of this Act.

22 COMMUNITY DEVELOPMENT FUND

23 For carrying out the community development block
24 grant program under title I of the Housing and Commu-
25 nity Development Act of 1974, as amended (42 U.S.C.

1 5301 et seq.) (“the Act” herein), \$3,600,000,000, to re-
2 main available until September 30, 2022, unless otherwise
3 specified: *Provided*, That unless explicitly provided for
4 under this heading, not to exceed 20 percent of any grant
5 made with funds appropriated under this heading shall be
6 expended for planning and management development and
7 administration: *Provided further*, That a metropolitan city,
8 urban county, unit of general local government, or insular
9 area that directly or indirectly receives funds under this
10 heading may not sell, trade, or otherwise transfer all or
11 any portion of such funds to another such entity in ex-
12 change for any other funds, credits or non-Federal consid-
13 erations, but must use such funds for activities eligible
14 under title I of the Act: *Provided further*, That notwith-
15 standing section 105(e)(1) of the Act, no funds provided
16 under this heading may be provided to a for-profit entity
17 for an economic development project under section
18 105(a)(17) unless such project has been evaluated and se-
19 lected in accordance with guidelines required under sub-
20 section (e)(2): *Provided further*, That the Department
21 shall notify grantees of their formula allocation within 60
22 days of enactment of this Act.

1 COMMUNITY DEVELOPMENT LOAN GUARANTEES

2 PROGRAM ACCOUNT

3 Subject to section 502 of the Congressional Budget
4 Act of 1974, during fiscal year 2020, commitments to
5 guarantee loans under section 108 of the Housing and
6 Community Development Act of 1974 (42 U.S.C. 5308),
7 any part of which is guaranteed, shall not exceed a total
8 principal amount of \$300,000,000, notwithstanding any
9 aggregate limitation on outstanding obligations guaran-
10 teed in subsection (k) of such section 108: *Provided*, That
11 the Secretary shall collect fees from borrowers, notwith-
12 standing subsection (m) of such section 108, to result in
13 a credit subsidy cost of zero for guaranteeing such loans,
14 and any such fees shall be collected in accordance with
15 section 502(7) of the Congressional Budget Act of 1974:
16 *Provided further*, That such commitment authority funded
17 by fees may be used to guarantee, or make commitments
18 to guarantee, notes or other obligations issued by any
19 State on behalf of non-entitlement communities in the
20 State in accordance with the requirements of such section
21 108: *Provided further*, That any State receiving such a
22 guarantee or commitment under the previous proviso shall
23 distribute all funds subject to such guarantee to the units
24 of general local government in nonentitlement areas that
25 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,
5 \$1,750,000,000, to remain available until September 30,
6 2023: *Provided*, That notwithstanding the amount made
7 available under this heading, the threshold reduction re-
8 quirements in sections 216(10) and 217(b)(4) of such Act
9 (42 U.S.C. 12746(10), 12747(b)(4)) shall not apply to al-
10 locations of such amount: *Provided further*, That the De-
11 partment shall notify grantees of their formula allocation
12 within 60 days of enactment of this Act: *Provided further*,
13 That section 218(g) of such Act (42 U.S.C. 12748(g))
14 shall not apply with respect to the right of a jurisdiction
15 to draw funds from its HOME Investment Trust Fund
16 that otherwise expired or would expire in 2016, 2017,
17 2018, 2019, 2020, 2021, or 2022 under that section: *Pro-*
18 *vided further*, That section 231(b) of such Act (42 U.S.C.
19 12771(b)) shall not apply to any uninvested funds that
20 otherwise were deducted or would be deducted from the
21 line of credit in the participating jurisdiction's HOME In-
22 vestment Trust Fund in 2018, 2019, 2020, 2021, or 2022
23 under that section and the funds shall be invested only
24 in housing to be developed, sponsored, or owned by com-
25 munity housing development organizations.

1 SELF-HELP AND ASSISTED HOMEOWNERSHIP

2 OPPORTUNITY PROGRAM

3 For the Self-Help and Assisted Homeownership Op-
4 portunity Program, as authorized under section 11 of the
5 Housing Opportunity Program Extension Act of 1996, as
6 amended, \$55,000,000, to remain available until Sep-
7 tember 30, 2022: *Provided*, That of the total amount pro-
8 vided under this heading, \$10,000,000 shall be made
9 available to the Self-Help Homeownership Opportunity
10 Program as authorized under section 11 of the Housing
11 Opportunity Program Extension Act of 1996, as amended:
12 *Provided further*, That of the total amount provided under
13 this heading, \$40,000,000 shall be made available for the
14 second, third, and fourth capacity building activities au-
15 thorized under section 4(a) of the HUD Demonstration
16 Act of 1993 (42 U.S.C. 9816 note), of which not less than
17 \$5,000,000 shall be made available for rural capacity
18 building activities: *Provided further*, That of the total
19 amount provided under this heading, \$5,000,000 shall be
20 made available for capacity building by national rural
21 housing organizations with experience assessing national
22 rural conditions and providing financing, training, tech-
23 nical assistance, information, and research to local non-
24 profits, local governments, and Indian Tribes serving high
25 need rural communities.

1 HOMELESS ASSISTANCE GRANTS

2 For the Emergency Solutions Grants program as au-
3 thorized under subtitle B of title IV of the McKinney-
4 Vento Homeless Assistance Act, as amended; the Con-
5 tinuum of Care program as authorized under subtitle C
6 of title IV of such Act; and the Rural Housing Stability
7 Assistance program as authorized under subtitle D of title
8 IV of such Act, \$2,800,000,000, to remain available until
9 September 30, 2022: *Provided*, That not less than
10 \$290,000,000 of the funds appropriated under this head-
11 ing shall be available for such Emergency Solutions
12 Grants program: *Provided further*, That not less than
13 \$2,344,000,000 of the funds appropriated under this
14 heading shall be available for such Continuum of Care and
15 Rural Housing Stability Assistance programs: *Provided*
16 *further*, That of the amounts made available under this
17 heading, up to \$50,000,000 shall be made available for
18 grants for rapid re-housing projects and supportive service
19 projects providing coordinated entry, and for eligible ac-
20 tivities the Secretary determines to be critical in order to
21 assist survivors of domestic violence, sexual assault, dating
22 violence, and stalking: *Provided further*, That such
23 projects shall be eligible for renewal under the continuum
24 of care program subject to the same terms and conditions
25 as other renewal applicants: *Provided further*, That up to

1 \$7,000,000 of the funds appropriated under this heading
2 shall be available for the national homeless data analysis
3 project: *Provided further*, That for all match requirements
4 applicable to funds made available under this heading for
5 this fiscal year and prior fiscal years, a grantee may use
6 (or could have used) as a source of match funds other
7 funds administered by the Secretary and other Federal
8 agencies unless there is (or was) a specific statutory prohi-
9 bition on any such use of any such funds: *Provided further*,
10 That none of the funds provided under this heading shall
11 be available to provide funding for new projects, except
12 for projects created through reallocation, unless the Sec-
13 retary determines that the continuum of care has dem-
14 onstrated that projects are evaluated and ranked based
15 on the degree to which they improve the continuum of
16 care's system performance: *Provided further*, That the
17 Secretary shall prioritize funding under the Continuum of
18 Care program to continuums of care that have dem-
19 onstrated a capacity to reallocate funding from lower per-
20 forming projects to higher performing projects: *Provided*
21 *further*, That all awards of assistance under this heading
22 shall be required to coordinate and integrate homeless pro-
23 grams with other mainstream health, social services, and
24 employment programs for which homeless populations
25 may be eligible: *Provided further*, That any unobligated

1 amounts remaining from funds appropriated under this
2 heading in fiscal year 2012 and prior years for project-
3 based rental assistance for rehabilitation projects with 10-
4 year grant terms may be used for purposes under this
5 heading, notwithstanding the purposes for which such
6 funds were appropriated: *Provided further*, That all bal-
7 ances for Shelter Plus Care renewals previously funded
8 from the Shelter Plus Care Renewal account and trans-
9 ferred to this account shall be available, if recaptured, for
10 Continuum of Care renewals in fiscal year 2020: *Provided*
11 *further*, That the Department shall notify grantees of their
12 formula allocation from amounts allocated (which may
13 represent initial or final amounts allocated) for the Emer-
14 gency Solutions Grant program within 60 days of enact-
15 ment of this Act: *Provided further*, That up to
16 \$100,000,000 of the funds appropriated under this head-
17 ing shall be to implement projects to demonstrate how a
18 comprehensive approach to serving homeless youth, age 24
19 and under, in up to 25 communities can dramatically re-
20 duce youth homelessness: *Provided further*, That of the
21 amount made available under the previous proviso, up to
22 \$10,000,000 shall be available to provide technical assist-
23 ance on improving system responses to youth homeless-
24 ness, and collection, analysis, use, and reporting of data
25 and performance measures under the comprehensive ap-

1 proaches to serve homeless youth, in addition to and in
2 coordination with other technical assistance funds pro-
3 vided under this title: *Provided further*, That the Secretary
4 may use up to 10 percent of the amount made available
5 under the previous proviso to build the capacity of current
6 technical assistance providers or to train new technical as-
7 sistance providers with verifiable prior experience with sys-
8 tems and programs for youth experiencing homelessness:
9 *Provided further*, That such projects shall be eligible for
10 renewal under the continuum of care program subject to
11 the same terms and conditions as other renewal appli-
12 cants: *Provided further*, That youth aged 24 and under
13 seeking assistance under this heading shall not be required
14 to provide third party documentation to establish their eli-
15 gibility under 42 U.S.C. 11302(a) or (b) to receive serv-
16 ices: *Provided further*, That unaccompanied youth aged 24
17 and under or families headed by youth aged 24 and under
18 who are living in unsafe situations may be served by
19 youth-serving providers funded under this heading: *Pro-*
20 *vided further*, That the Secretary shall consider and award
21 projects based solely on the selection criteria from the fis-
22 cal year 2018 Notice of Funding Availability.

1 HOUSING PROGRAMS

2 PROJECT-BASED RENTAL ASSISTANCE

3 For activities and assistance for the provision of
4 project-based subsidy contracts under the United States
5 Housing Act of 1937 (42 U.S.C. 1437 et seq.) (“the
6 Act”), not otherwise provided for, \$12,190,000,000, to re-
7 main available until expended, shall be available on Octo-
8 ber 1, 2019 (in addition to the \$400,000,000 previously
9 appropriated under this heading that became available Oc-
10 tober 1, 2019), and \$400,000,000, to remain available
11 until expended, shall be available on October 1, 2020: *Pro-*
12 *vided*, That the amounts made available under this head-
13 ing shall be available for expiring or terminating section
14 8 project-based subsidy contracts (including section 8
15 moderate rehabilitation contracts), for amendments to sec-
16 tion 8 project-based subsidy contracts (including section
17 8 moderate rehabilitation contracts), for contracts entered
18 into pursuant to section 441 of the McKinney-Vento
19 Homeless Assistance Act (42 U.S.C. 11401), for renewal
20 of section 8 contracts for units in projects that are subject
21 to approved plans of action under the Emergency Low In-
22 come Housing Preservation Act of 1987 or the Low-In-
23 come Housing Preservation and Resident Homeownership
24 Act of 1990, and for administrative and other expenses
25 associated with project-based activities and assistance

1 funded under this paragraph: *Provided further*, That of
2 the total amounts provided under this heading, not to ex-
3 ceed \$345,000,000 shall be available for performance-
4 based contract administrators for section 8 project-based
5 assistance, for carrying out 42 U.S.C. 1437(f): *Provided*
6 *further*, That the Secretary may also use such amounts
7 in the previous proviso for performance-based contract ad-
8 ministrators for the administration of: interest reduction
9 payments pursuant to section 236(a) of the National
10 Housing Act (12 U.S.C. 1715z-1(a)); rent supplement
11 payments pursuant to section 101 of the Housing and
12 Urban Development Act of 1965 (12 U.S.C. 1701s); sec-
13 tion 236(f)(2) rental assistance payments (12 U.S.C.
14 1715z-1(f)(2)); project rental assistance contracts for the
15 elderly under section 202(c)(2) of the Housing Act of
16 1959 (12 U.S.C. 1701q); project rental assistance con-
17 tracts for supportive housing for persons with disabilities
18 under section 811(d)(2) of the Cranston-Gonzalez Na-
19 tional Affordable Housing Act (42 U.S.C. 8013(d)(2));
20 project assistance contracts pursuant to section 202(h) of
21 the Housing Act of 1959 (Public Law 86-372; 73 Stat.
22 667); and loans under section 202 of the Housing Act of
23 1959 (Public Law 86-372; 73 Stat. 667): *Provided fur-*
24 *ther*, That amounts recaptured under this heading, the
25 heading “Annual Contributions for Assisted Housing”, or

1 the heading “Housing Certificate Fund”, may be used for
2 renewals of or amendments to section 8 project-based con-
3 tracts or for performance-based contract administrators,
4 notwithstanding the purposes for which such amounts
5 were appropriated: *Provided further*, That, notwith-
6 standing any other provision of law, upon the request of
7 the Secretary, project funds that are held in residual re-
8 ceipts accounts for any project subject to a section 8
9 project-based Housing Assistance Payments contract that
10 authorizes HUD or a Housing Finance Agency to require
11 that surplus project funds be deposited in an interest-
12 bearing residual receipts account and that are in excess
13 of an amount to be determined by the Secretary, shall be
14 remitted to the Department and deposited in this account,
15 to be available until expended: *Provided further*, That
16 amounts deposited pursuant to the previous proviso shall
17 be available in addition to the amount otherwise provided
18 by this heading for uses authorized under this heading.

19 HOUSING FOR THE ELDERLY

20 For capital advances, including amendments to cap-
21 ital advance contracts, for housing for the elderly, as au-
22 thorized by section 202 of the Housing Act of 1959, as
23 amended, for project rental assistance for the elderly
24 under section 202(c)(2) of such Act, including amend-
25 ments to contracts for such assistance and renewal of ex-

1 piring contracts for such assistance for up to a 1-year
2 term, for senior preservation rental assistance contracts,
3 including renewals, as authorized by section 811(e) of the
4 American Housing and Economic Opportunity Act of
5 2000, as amended, and for supportive services associated
6 with the housing, \$803,000,000, to remain available until
7 September 30, 2023: *Provided*, That of the amount pro-
8 vided under this heading, up to \$95,000,000 shall be for
9 service coordinators and the continuation of existing con-
10 gregate service grants for residents of assisted housing
11 projects: *Provided further*, That amounts under this head-
12 ing shall be available for Real Estate Assessment Center
13 inspections and inspection-related activities associated
14 with section 202 projects: *Provided further*, That the Sec-
15 retary may waive the provisions of section 202 governing
16 the terms and conditions of project rental assistance, ex-
17 cept that the initial contract term for such assistance shall
18 not exceed 5 years in duration: *Provided further*, That
19 upon request of the Secretary, project funds that are held
20 in residual receipts accounts for any project subject to a
21 section 202 project rental assistance contract and, upon
22 termination of such contract, are in excess of an amount
23 to be determined by the Secretary shall be remitted to the
24 Department and deposited in this account, to remain
25 available until September 30, 2023: *Provided further*, That

1 amounts deposited in this account pursuant to the pre-
2 vious proviso shall be available, in addition to the amounts
3 otherwise provided by this heading, for amendments and
4 renewals: *Provided further*, That unobligated balances, in-
5 cluding recaptures and carryover, remaining from funds
6 transferred to or appropriated under this heading shall be
7 available for amendments and renewals in addition to the
8 purposes for which such funds originally were appro-
9 priated: *Provided further*, That of the total amount pro-
10 vided under this heading, \$10,000,000, shall be for a pro-
11 gram to be established by the Secretary to make grants
12 to experienced non-profit organizations, States, local gov-
13 ernments, or public housing agencies for safety and func-
14 tional home modification repairs to meet the needs of low-
15 income elderly persons to enable them to remain in their
16 primary residence: *Provided further*, That of the total
17 amount made available under the previous proviso, no less
18 than \$5,000,000 shall be available to meet such needs in
19 communities with substantial rural populations.

20 HOUSING FOR PERSONS WITH DISABILITIES

21 For capital advances, including amendments to cap-
22 ital advance contracts, for supportive housing for persons
23 with disabilities, as authorized by section 811 of the Cran-
24 ston-Gonzalez National Affordable Housing Act (42
25 U.S.C. 8013), as amended, for project rental assistance

1 for supportive housing for persons with disabilities under
2 section 811(d)(2) of such Act, for project assistance con-
3 tracts pursuant to section 202(h) of the Housing Act of
4 1959 (Public Law 86–372; 73 Stat. 667), including
5 amendments to contracts for such assistance and renewal
6 of expiring contracts for such assistance for up to a 1-
7 year term, for project rental assistance to State housing
8 finance agencies and other appropriate entities as author-
9 ized under section 811(b)(3) of the Cranston-Gonzalez
10 National Housing Act, and for supportive services associ-
11 ated with the housing for persons with disabilities as au-
12 thorized by section 811(b)(1) of such Act, \$258,510,000,
13 to remain available until September 30, 2023: *Provided*,
14 That amounts made available under this heading shall be
15 available for Real Estate Assessment Center inspections
16 and inspection-related activities associated with section
17 811 projects: *Provided further*, That, upon the request of
18 the Secretary, project funds that are held in residual re-
19 ceipts accounts for any project subject to a section 811
20 project rental assistance contract and, upon termination
21 of such contract, are in excess of an amount to be deter-
22 mined by the Secretary shall be remitted to the Depart-
23 ment and deposited in this account, to remain available
24 until September 30, 2023: *Provided further*, That amounts
25 deposited in this account pursuant to the previous proviso

1 shall be available in addition to the amounts otherwise
2 provided by this heading for amendments and renewals:
3 *Provided further*, That unobligated balances, including re-
4 captures and carryover, remaining from funds transferred
5 to or appropriated under this heading shall be used for
6 amendments and renewals in addition to the purposes for
7 which such funds originally were appropriated.

8 HOUSING COUNSELING ASSISTANCE

9 For contracts, grants, and other assistance excluding
10 loans, as authorized under section 106 of the Housing and
11 Urban Development Act of 1968, as amended,
12 \$60,000,000, to remain available until September 30,
13 2021, including up to \$4,500,000 for administrative con-
14 tract services: *Provided*, That grants made available from
15 amounts provided under this heading shall be awarded
16 within 180 days of enactment of this Act: *Provided further*,
17 That funds shall be used for providing counseling and ad-
18 vice to tenants and homeowners, both current and pro-
19 spective, with respect to property maintenance, financial
20 management or literacy, and such other matters as may
21 be appropriate to assist them in improving their housing
22 conditions, meeting their financial needs, and fulfilling the
23 responsibilities of tenancy or homeownership; for program
24 administration; and for housing counselor training: *Pro-*
25 *vided further*, That for purposes of providing such grants

1 from amounts provided under this heading, the Secretary
2 may enter into multiyear agreements, as appropriate, sub-
3 ject to the availability of annual appropriations.

4 RENTAL HOUSING ASSISTANCE

5 For amendments to contracts under section 101 of
6 the Housing and Urban Development Act of 1965 (12
7 U.S.C. 1701s) and section 236(f)(2) of the National
8 Housing Act (12 U.S.C. 1715z-1) in State-aided, non-
9 insured rental housing projects, \$3,000,000, to remain
10 available until expended: *Provided*, That such amount, to-
11 gether with unobligated balances from recaptured
12 amounts appropriated prior to fiscal year 2006 from ter-
13 minated contracts under such sections of law, and any un-
14 obligated balances, including recaptures and carryover, re-
15 maining from funds appropriated under this heading after
16 fiscal year 2005, shall also be available for extensions of
17 up to one year for expiring contracts under such sections
18 of law.

19 PAYMENT TO MANUFACTURED HOUSING FEES TRUST

20 FUND

21 For necessary expenses as authorized by the National
22 Manufactured Housing Construction and Safety Stand-
23 ards Act of 1974 (42 U.S.C. 5401 et seq.), up to
24 \$12,400,000, to remain available until expended, of which
25 \$12,400,000 is to be derived from the Manufactured

1 Housing Fees Trust Fund: *Provided*, That not to exceed
2 the total amount appropriated under this heading shall be
3 available from the general fund of the Treasury to the ex-
4 tent necessary to incur obligations and make expenditures
5 pending the receipt of collections to the Fund pursuant
6 to section 620 of such Act: *Provided further*, That the
7 amount made available under this heading from the gen-
8 eral fund shall be reduced as such collections are received
9 during fiscal year 2020 so as to result in a final fiscal
10 year 2020 appropriation from the general fund estimated
11 at zero, and fees pursuant to such section 620 shall be
12 modified as necessary to ensure such a final fiscal year
13 2020 appropriation: *Provided further*, That for the dispute
14 resolution and installation programs, the Secretary of
15 Housing and Urban Development may assess and collect
16 fees from any program participant: *Provided further*, That
17 such collections shall be deposited into the Fund, and the
18 Secretary, as provided herein, may use such collections,
19 as well as fees collected under section 620, for necessary
20 expenses of such Act: *Provided further*, That, notwith-
21 standing the requirements of section 620 of such Act, the
22 Secretary may carry out responsibilities of the Secretary
23 under such Act through the use of approved service pro-
24 viders that are paid directly by the recipients of their serv-
25 ices.

1 FEDERAL HOUSING ADMINISTRATION

2 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

3 New commitments to guarantee single family loans
4 insured under the Mutual Mortgage Insurance Fund shall
5 not exceed \$400,000,000,000, to remain available until
6 September 30, 2021: *Provided*, That during fiscal year
7 2020, obligations to make direct loans to carry out the
8 purposes of section 204(g) of the National Housing Act,
9 as amended, shall not exceed \$1,000,000: *Provided fur-*
10 *ther*, That the foregoing amount in the previous proviso
11 shall be for loans to nonprofit and governmental entities
12 in connection with sales of single family real properties
13 owned by the Secretary and formerly insured under the
14 Mutual Mortgage Insurance Fund: *Provided further*, That
15 for administrative contract expenses of the Federal Hous-
16 ing Administration, \$130,000,000, to remain available
17 until September 30, 2021: *Provided further*, That to the
18 extent guaranteed loan commitments exceed
19 \$200,000,000,000 on or before April 1, 2020, an addi-
20 tional \$1,400 for administrative contract expenses shall be
21 available for each \$1,000,000 in additional guaranteed
22 loan commitments (including a pro rata amount for any
23 amount below \$1,000,000), but in no case shall funds
24 made available by this proviso exceed \$30,000,000: *Pro-*
25 *vided further*, That notwithstanding the limitation in the

1 first sentence of section 255(g) of the National Housing
2 Act (12 U.S.C. 1715z-20(g)), during fiscal year 2020 the
3 Secretary may insure and enter into new commitments to
4 insure mortgages under section 255 of the National Hous-
5 ing Act only to the extent that the net credit subsidy cost
6 for such insurance does not exceed zero: *Provided further*,
7 That for fiscal year 2020, the Secretary shall not take any
8 action against a lender solely on the basis of compare ra-
9 tios that have been adversely affected by defaults on mort-
10 gages secured by properties in areas where a major dis-
11 aster was declared in 2017 or 2018 pursuant to the Rob-
12 ert T. Stafford Disaster Relief and Emergency Assistance
13 Act (42 U.S.C. 5121 et seq.).

14 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

15 New commitments to guarantee loans insured under
16 the General and Special Risk Insurance Funds, as author-
17 ized by sections 238 and 519 of the National Housing Act
18 (12 U.S.C. 1715z-3 and 1735c), shall not exceed
19 \$30,000,000,000 in total loan principal, any part of which
20 is to be guaranteed, to remain available until September
21 30, 2021: *Provided*, That during fiscal year 2020, gross
22 obligations for the principal amount of direct loans, as au-
23 thorized by sections 204(g), 207(l), 238, and 519(a) of
24 the National Housing Act, shall not exceed \$1,000,000,
25 which shall be for loans to nonprofit and governmental en-

1 titles in connection with the sale of single family real prop-
2 erties owned by the Secretary and formerly insured under
3 such Act.

4 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
5 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
6 GUARANTEE PROGRAM ACCOUNT

7 New commitments to issue guarantees to carry out
8 the purposes of section 306 of the National Housing Act,
9 as amended (12 U.S.C. 1721(g)), shall not exceed
10 \$550,000,000,000, to remain available until September
11 30, 2021: *Provided*, That \$27,000,000, to remain avail-
12 able until September 30, 2021, shall be for necessary sala-
13 ries and expenses of the Office of Government National
14 Mortgage Association: *Provided further*, That to the extent
15 that guaranteed loan commitments exceed
16 \$155,000,000,000 on or before April 1, 2020, an addi-
17 tional \$100 for necessary salaries and expenses shall be
18 available until expended for each \$1,000,000 in additional
19 guaranteed loan commitments (including a pro rata
20 amount for any amount below \$1,000,000), but in no case
21 shall funds made available by this proviso exceed
22 \$3,000,000: *Provided further*, That receipts from Commit-
23 ment and Multiclass fees collected pursuant to title III of
24 the National Housing Act, as amended, shall be credited
25 as offsetting collections to this account.

1 POLICY DEVELOPMENT AND RESEARCH

2 RESEARCH AND TECHNOLOGY

3 For contracts, grants, and necessary expenses of pro-
4 grams of research and studies relating to housing and
5 urban problems, as authorized by title V of the Housing
6 and Urban Development Act of 1970 (12 U.S.C. 1701z-
7 1 et seq.), including carrying out the functions of the Sec-
8 retary of Housing and Urban Development under section
9 1(a)(1)(i) of Reorganization Plan No. 2 of 1968, and for
10 technical assistance, \$98,000,000, to remain available
11 until September 30, 2021: *Provided*, That the amounts
12 made available under this heading may be used for the
13 types of research and studies otherwise provided for and
14 authorized elsewhere under this title: *Provided further*,
15 That with respect to amounts made available under this
16 heading, notwithstanding section 203 of this title, the Sec-
17 retary may enter into cooperative agreements funded with
18 philanthropic entities, other Federal agencies, State or
19 local governments and their agencies, Indian tribes, trib-
20 ally designated housing entities, or colleges or universities
21 for research projects: *Provided further*, That with respect
22 to the previous proviso, such partners to the cooperative
23 agreements must contribute at least a 50 percent match
24 toward the cost of the project: *Provided further*, That for
25 non-competitive agreements entered into in accordance

1 with the previous two provisos, the Secretary of Housing
2 and Urban Development shall comply with section 2(b) of
3 the Federal Funding Accountability and Transparency
4 Act of 2006 (Public Law 109–282, 31 U.S.C. note) in lieu
5 of compliance with section 102(a)(4)(C) with respect to
6 documentation of award decisions: *Provided further*, That
7 prior to obligation of technical assistance funding, the Sec-
8 retary shall submit a plan, for approval, to the House and
9 Senate Committees on Appropriations on how it will allo-
10 cate funding for this activity: *Provided further*, That none
11 of the funds provided under this heading may be available
12 for the doctoral dissertation research grant program.

13 FAIR HOUSING AND EQUAL OPPORTUNITY

14 FAIR HOUSING ACTIVITIES

15 For contracts, grants, and other assistance, not oth-
16 erwise provided for, as authorized by title VIII of the Civil
17 Rights Act of 1968, as amended by the Fair Housing
18 Amendments Act of 1988, and section 561 of the Housing
19 and Community Development Act of 1987, as amended,
20 \$75,300,000, to remain available until September 30,
21 2021: *Provided*, That grants made available from amounts
22 provided under this heading shall be awarded within 120
23 days of enactment of this Act: *Provided further*, That not-
24 withstanding 31 U.S.C. 3302, the Secretary may assess
25 and collect fees to cover the costs of the Fair Housing

1 Training Academy, and may use such funds to develop on-
2 line courses and provide such training: *Provided further,*
3 That of the funds made available under this heading, up
4 to \$450,000 shall be available to the Secretary of Housing
5 and Urban Development for the creation and promotion
6 of translated materials and other programs that support
7 the assistance of persons with limited English proficiency
8 in utilizing the services provided by the Department of
9 Housing and Urban Development.

10 OFFICE OF LEAD HAZARD CONTROL AND HEALTHY

11 HOMES

12 LEAD HAZARD REDUCTION

13 For the Lead Hazard Reduction Program, as author-
14 ized by section 1011 of the Residential Lead-Based Paint
15 Hazard Reduction Act of 1992, \$290,000,000, to remain
16 available until September 30, 2022, of which \$56,000,000
17 shall be for the Healthy Homes Initiative, pursuant to sec-
18 tions 501 and 502 of the Housing and Urban Develop-
19 ment Act of 1970, which shall include research, studies,
20 testing, and demonstration efforts, including education
21 and outreach concerning lead-based paint poisoning and
22 other housing-related diseases and hazards: *Provided,*
23 That for purposes of environmental review, pursuant to
24 the National Environmental Policy Act of 1969 (42 U.S.C.
25 4321 et seq.) and other provisions of law that further the

1 purposes of such Act, a grant under the Healthy Homes
2 Initiative, or the Lead Technical Studies program under
3 this heading or under prior appropriations Acts for such
4 purposes under this heading, shall be considered to be
5 funds for a special project for purposes of section 305(c)
6 of the Multifamily Housing Property Disposition Reform
7 Act of 1994: *Provided further*, That not less than
8 \$95,000,000 of the amounts made available under this
9 heading for the award of grants pursuant to section 1011
10 of the Residential Lead-Based Paint Hazard Reduction
11 Act of 1992 shall be provided to areas with the highest
12 lead-based paint abatement needs: *Provided further*, That
13 of the amount made available for the Healthy Homes Ini-
14 tiative, \$5,000,000 shall be for the implementation of
15 projects in up to five communities that are served by both
16 the Healthy Homes Initiative and Department of Energy
17 weatherization programs to demonstrate whether the co-
18 ordination of Healthy Homes remediation activities with
19 weatherization activities achieves cost savings and better
20 outcomes in improving the safety and quality of homes:
21 *Provided further*, That each applicant shall certify ade-
22 quate capacity that is acceptable to the Secretary to carry
23 out the proposed use of funds pursuant to a notice of
24 funding availability: *Provided further*, That amounts made
25 available under this heading in this or prior appropriations

1 Acts, still remaining available, may be used for any pur-
2 pose under this heading notwithstanding the purpose for
3 which such amounts were appropriated if a program com-
4 petition is undersubscribed and there are other program
5 competitions under this heading that are oversubscribed.

6 CYBERSECURITY AND INFORMATION TECHNOLOGY FUND

7 For the mitigation against the exploitation of infor-
8 mation technology systems and personally identifiable in-
9 formation; for the development, modernization, and en-
10 hancement of, modifications to, and infrastructure for De-
11 partment-wide and program-specific information tech-
12 nology systems, and for the continuing operation and
13 maintenance of both Department-wide and program-spe-
14 cific information systems, and for program-related mainte-
15 nance activities, \$300,000,000, to remain available until
16 September 30, 2021, of which \$20,000,000 may be used
17 for single family information technology systems of the
18 Federal Housing Administration: *Provided*, That any
19 amounts transferred to this Fund under this Act shall re-
20 main available until expended: *Provided further*, That any
21 amounts transferred to this Fund from amounts appro-
22 priated by previously enacted appropriations Acts may be
23 used for the purposes specified under this Fund, in addi-
24 tion to any other information technology purposes for
25 which such amounts were appropriated: *Provided further*,

1 That not more than 10 percent of the funds made avail-
2 able under this heading for development, modernization
3 and enhancement may be obligated until the Secretary
4 submits to the House and Senate Committees on Appro-
5 priations, for approval, a plan for expenditure that—(A)
6 identifies for each modernization project: (i) the functional
7 and performance capabilities to be delivered and the mis-
8 sion benefits to be realized, (ii) the estimated life-cycle
9 cost, and (iii) key milestones to be met; and (B) dem-
10 onstrates that each modernization project is: (i) compliant
11 with the Department’s enterprise architecture, (ii) being
12 managed in accordance with applicable life-cycle manage-
13 ment policies and guidance, (iii) subject to the Depart-
14 ment’s capital planning and investment control require-
15 ments, and (iv) supported by an adequately staffed project
16 office.

17 OFFICE OF INSPECTOR GENERAL

18 For necessary salaries and expenses of the Office of
19 Inspector General in carrying out the Inspector General
20 Act of 1978, as amended, \$132,489,000: *Provided*, That
21 the Inspector General shall have independent authority
22 over all personnel issues within this office.

1 GENERAL PROVISIONS—DEPARTMENT OF HOUSING AND
2 URBAN DEVELOPMENT

3 (INCLUDING TRANSFER OF FUNDS)

4 (INCLUDING RESCISSIONS)

5 SEC. 201. Fifty percent of the amounts of budget au-
6 thority, or in lieu thereof 50 percent of the cash amounts
7 associated with such budget authority, that are recaptured
8 from projects described in section 1012(a) of the Stewart
9 B. McKinney Homeless Assistance Amendments Act of
10 1988 (42 U.S.C. 1437f note) shall be rescinded or in the
11 case of cash, shall be remitted to the Treasury, and such
12 amounts of budget authority or cash recaptured and not
13 rescinded or remitted to the Treasury shall be used by
14 State housing finance agencies or local governments or
15 local housing agencies with projects approved by the Sec-
16 retary of Housing and Urban Development for which set-
17 tlement occurred after January 1, 1992, in accordance
18 with such section. Notwithstanding the previous sentence,
19 the Secretary may award up to 15 percent of the budget
20 authority or cash recaptured and not rescinded or remitted
21 to the Treasury to provide project owners with incentives
22 to refinance their project at a lower interest rate.

23 SEC. 202. None of the amounts made available under
24 this Act may be used during fiscal year 2020 to investigate
25 or prosecute under the Fair Housing Act any otherwise

1 lawful activity engaged in by one or more persons, includ-
2 ing the filing or maintaining of a nonfrivolous legal action,
3 that is engaged in solely for the purpose of achieving or
4 preventing action by a Government official or entity, or
5 a court of competent jurisdiction.

6 SEC. 203. Except as explicitly provided in law, any
7 grant, cooperative agreement or other assistance made
8 pursuant to title II of this Act shall be made on a competi-
9 tive basis and in accordance with section 102 of the De-
10 partment of Housing and Urban Development Reform Act
11 of 1989 (42 U.S.C. 3545).

12 SEC. 204. Funds of the Department of Housing and
13 Urban Development subject to the Government Corpora-
14 tion Control Act or section 402 of the Housing Act of
15 1950 shall be available, without regard to the limitations
16 on administrative expenses, for legal services on a contract
17 or fee basis, and for utilizing and making payment for
18 services and facilities of the Federal National Mortgage
19 Association, Government National Mortgage Association,
20 Federal Home Loan Mortgage Corporation, Federal Fi-
21 nancing Bank, Federal Reserve banks or any member
22 thereof, Federal Home Loan banks, and any insured bank
23 within the meaning of the Federal Deposit Insurance Cor-
24 poration Act, as amended (12 U.S.C. 1811-1).

1 SEC. 205. Unless otherwise provided for in this Act
2 or through a reprogramming of funds, no part of any ap-
3 propriation for the Department of Housing and Urban
4 Development shall be available for any program, project
5 or activity in excess of amounts set forth in the budget
6 estimates submitted to Congress.

7 SEC. 206. Corporations and agencies of the Depart-
8 ment of Housing and Urban Development which are sub-
9 ject to the Government Corporation Control Act are here-
10 by authorized to make such expenditures, within the limits
11 of funds and borrowing authority available to each such
12 corporation or agency and in accordance with law, and to
13 make such contracts and commitments without regard to
14 fiscal year limitations as provided by section 104 of such
15 Act as may be necessary in carrying out the programs set
16 forth in the budget for 2020 for such corporation or agen-
17 cy except as hereinafter provided: *Provided*, That collec-
18 tions of these corporations and agencies may be used for
19 new loan or mortgage purchase commitments only to the
20 extent expressly provided for in this Act (unless such loans
21 are in support of other forms of assistance provided for
22 in this or prior appropriations Acts), except that this pro-
23 viso shall not apply to the mortgage insurance or guaranty
24 operations of these corporations, or where loans or mort-

1 gage purchases are necessary to protect the financial in-
2 terest of the United States Government.

3 SEC. 207. The Secretary of Housing and Urban De-
4 velopment shall provide quarterly reports to the House
5 and Senate Committees on Appropriations regarding all
6 uncommitted, unobligated, recaptured and excess funds in
7 each program and activity within the jurisdiction of the
8 Department and shall submit additional, updated budget
9 information to these Committees upon request.

10 SEC. 208. The President's formal budget request for
11 fiscal year 2021, as well as the Department of Housing
12 and Urban Development's congressional budget justifica-
13 tions to be submitted to the Committees on Appropriations
14 of the House of Representatives and the Senate, shall use
15 the identical account and sub-account structure provided
16 under this Act.

17 SEC. 209. No funds provided under this title may be
18 used for an audit of the Government National Mortgage
19 Association that makes applicable requirements under the
20 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

21 SEC. 210. (a) Notwithstanding any other provision
22 of law, subject to the conditions listed under this section,
23 for fiscal years 2020 and 2021, the Secretary of Housing
24 and Urban Development may authorize the transfer of
25 some or all project-based assistance, debt held or insured

1 by the Secretary and statutorily required low-income and
2 very low-income use restrictions if any, associated with one
3 or more multifamily housing project or projects to another
4 multifamily housing project or projects.

5 (b) PHASED TRANSFERS.—Transfers of project-
6 based assistance under this section may be done in phases
7 to accommodate the financing and other requirements re-
8 lated to rehabilitating or constructing the project or
9 projects to which the assistance is transferred, to ensure
10 that such project or projects meet the standards under
11 subsection (c).

12 (c) The transfer authorized in subsection (a) is sub-
13 ject to the following conditions:

14 (1) NUMBER AND BEDROOM SIZE OF UNITS.—

15 (A) For occupied units in the transferring
16 project: The number of low-income and very
17 low-income units and the configuration (i.e.,
18 bedroom size) provided by the transferring
19 project shall be no less than when transferred
20 to the receiving project or projects and the net
21 dollar amount of Federal assistance provided to
22 the transferring project shall remain the same
23 in the receiving project or projects.

24 (B) For unoccupied units in the transfer-
25 ring project: The Secretary may authorize a re-

1 duction in the number of dwelling units in the
2 receiving project or projects to allow for a re-
3 configuration of bedroom sizes to meet current
4 market demands, as determined by the Sec-
5 retary and provided there is no increase in the
6 project-based assistance budget authority.

7 (2) The transferring project shall, as deter-
8 mined by the Secretary, be either physically obsolete
9 or economically nonviable.

10 (3) The receiving project or projects shall meet
11 or exceed applicable physical standards established
12 by the Secretary.

13 (4) The owner or mortgagor of the transferring
14 project shall notify and consult with the tenants re-
15 siding in the transferring project and provide a cer-
16 tification of approval by all appropriate local govern-
17 mental officials.

18 (5) The tenants of the transferring project who
19 remain eligible for assistance to be provided by the
20 receiving project or projects shall not be required to
21 vacate their units in the transferring project or
22 projects until new units in the receiving project are
23 available for occupancy.

24 (6) The Secretary determines that this transfer
25 is in the best interest of the tenants.

1 (7) If either the transferring project or the re-
2 ceiving project or projects meets the condition speci-
3 fied in subsection (d)(2)(A), any lien on the receiv-
4 ing project resulting from additional financing ob-
5 tained by the owner shall be subordinate to any
6 FHA-insured mortgage lien transferred to, or placed
7 on, such project by the Secretary, except that the
8 Secretary may waive this requirement upon deter-
9 mination that such a waiver is necessary to facilitate
10 the financing of acquisition, construction, and/or re-
11 habilitation of the receiving project or projects.

12 (8) If the transferring project meets the re-
13 quirements of subsection (d)(2), the owner or mort-
14 gagor of the receiving project or projects shall exe-
15 cute and record either a continuation of the existing
16 use agreement or a new use agreement for the
17 project where, in either case, any use restrictions in
18 such agreement are of no lesser duration than the
19 existing use restrictions.

20 (9) The transfer does not increase the cost (as
21 defined in section 502 of the Congressional Budget
22 Act of 1974, as amended) of any FHA-insured
23 mortgage, except to the extent that appropriations
24 are provided in advance for the amount of any such
25 increased cost.

1 (d) For purposes of this section—

2 (1) the terms “low-income” and “very low-in-
3 come” shall have the meanings provided by the stat-
4 ute and/or regulations governing the program under
5 which the project is insured or assisted;

6 (2) the term “multifamily housing project”
7 means housing that meets one of the following con-
8 ditions—

9 (A) housing that is subject to a mortgage
10 insured under the National Housing Act;

11 (B) housing that has project-based assist-
12 ance attached to the structure including
13 projects undergoing mark to market debt re-
14 structuring under the Multifamily Assisted
15 Housing Reform and Affordability Housing Act;

16 (C) housing that is assisted under section
17 202 of the Housing Act of 1959, as amended
18 by section 801 of the Cranston-Gonzales Na-
19 tional Affordable Housing Act;

20 (D) housing that is assisted under section
21 202 of the Housing Act of 1959, as such sec-
22 tion existed before the enactment of the Cran-
23 ston-Gonzales National Affordable Housing Act;

1 (E) housing that is assisted under section
2 811 of the Cranston-Gonzales National Afford-
3 able Housing Act; or

4 (F) housing or vacant land that is subject
5 to a use agreement;

6 (3) the term “project-based assistance”
7 means—

8 (A) assistance provided under section 8(b)
9 of the United States Housing Act of 1937;

10 (B) assistance for housing constructed or
11 substantially rehabilitated pursuant to assist-
12 ance provided under section 8(b)(2) of such Act
13 (as such section existed immediately before Oc-
14 tober 1, 1983);

15 (C) rent supplement payments under sec-
16 tion 101 of the Housing and Urban Develop-
17 ment Act of 1965;

18 (D) interest reduction payments under sec-
19 tion 236 and/or additional assistance payments
20 under section 236(f)(2) of the National Hous-
21 ing Act;

22 (E) assistance payments made under sec-
23 tion 202(e)(2) of the Housing Act of 1959; and

1 (F) assistance payments made under sec-
2 tion 811(d)(2) of the Cranston-Gonzalez Na-
3 tional Affordable Housing Act;

4 (4) the term “receiving project or projects”
5 means the multifamily housing project or projects to
6 which some or all of the project-based assistance,
7 debt, and statutorily required low-income and very
8 low-income use restrictions are to be transferred;

9 (5) the term “transferring project” means the
10 multifamily housing project which is transferring
11 some or all of the project-based assistance, debt, and
12 the statutorily required low-income and very low-in-
13 come use restrictions to the receiving project or
14 projects; and

15 (6) the term “Secretary” means the Secretary
16 of Housing and Urban Development.

17 (e) RESEARCH REPORT.—The Secretary shall con-
18 duct an evaluation of the transfer authority under this sec-
19 tion, including the effect of such transfers on the oper-
20 ational efficiency, contract rents, physical and financial
21 conditions, and long-term preservation of the affected
22 properties.

23 SEC. 211. (a) No assistance shall be provided under
24 section 8 of the United States Housing Act of 1937 (42
25 U.S.C. 1437f) to any individual who—

1 (1) is enrolled as a student at an institution of
2 higher education (as defined under section 102 of
3 the Higher Education Act of 1965 (20 U.S.C.
4 1002));

5 (2) is under 24 years of age;

6 (3) is not a veteran;

7 (4) is unmarried;

8 (5) does not have a dependent child;

9 (6) is not a person with disabilities, as such
10 term is defined in section 3(b)(3)(E) of the United
11 States Housing Act of 1937 (42 U.S.C.
12 1437a(b)(3)(E)) and was not receiving assistance
13 under such section 8 as of November 30, 2005;

14 (7) is not a youth who left foster care at age
15 14 or older and is at risk of becoming homeless; and

16 (8) is not otherwise individually eligible, or has
17 parents who, individually or jointly, are not eligible,
18 to receive assistance under section 8 of the United
19 States Housing Act of 1937 (42 U.S.C. 1437f).

20 (b) For purposes of determining the eligibility of a
21 person to receive assistance under section 8 of the United
22 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
23 cial assistance (in excess of amounts received for tuition
24 and any other required fees and charges) that an indi-
25 vidual receives under the Higher Education Act of 1965

1 (20 U.S.C. 1001 et seq.), from private sources, or an insti-
2 tution of higher education (as defined under the Higher
3 Education Act of 1965 (20 U.S.C. 1002)), shall be consid-
4 ered income to that individual, except for a person over
5 the age of 23 with dependent children.

6 SEC. 212. The funds made available for Native Alas-
7 kans under the heading “Native American Housing Block
8 Grants” in title II of this Act shall be allocated to the
9 same Native Alaskan housing block grant recipients that
10 received funds in fiscal year 2005.

11 SEC. 213. Notwithstanding any other provision of
12 law, in fiscal year 2020, in managing and disposing of any
13 multifamily property that is owned or has a mortgage held
14 by the Secretary of Housing and Urban Development, and
15 during the process of foreclosure on any property with a
16 contract for rental assistance payments under section 8
17 of the United States Housing Act of 1937 or other Fed-
18 eral programs, the Secretary shall maintain any rental as-
19 sistance payments under section 8 of the United States
20 Housing Act of 1937 and other programs that are at-
21 tached to any dwelling units in the property. To the extent
22 the Secretary determines, in consultation with the tenants
23 and the local government, that such a multifamily prop-
24 erty owned or held by the Secretary is not feasible for con-
25 tinued rental assistance payments under such section 8

1 or other programs, based on consideration of (1) the costs
2 of rehabilitating and operating the property and all avail-
3 able Federal, State, and local resources, including rent ad-
4 justments under section 524 of the Multifamily Assisted
5 Housing Reform and Affordability Act of 1997
6 (“MAHRAA”) and (2) environmental conditions that can-
7 not be remedied in a cost-effective fashion, the Secretary
8 may, in consultation with the tenants of that property,
9 contract for project-based rental assistance payments with
10 an owner or owners of other existing housing properties,
11 or provide other rental assistance. The Secretary shall also
12 take appropriate steps to ensure that project-based con-
13 tracts remain in effect prior to foreclosure, subject to the
14 exercise of contractual abatement remedies to assist relo-
15 cation of tenants for imminent major threats to health and
16 safety after written notice to and informed consent of the
17 affected tenants and use of other available remedies, such
18 as partial abatements or receivership. After disposition of
19 any multifamily property described under this section, the
20 contract and allowable rent levels on such properties shall
21 be subject to the requirements under section 524 of
22 MAHRAA.

23 SEC. 214. Public housing agencies that own and oper-
24 ate 400 or fewer public housing units may elect to be ex-
25 empt from any asset management requirement imposed by

1 the Secretary of Housing and Urban Development in con-
2 nection with the operating fund rule: *Provided*, That an
3 agency seeking a discontinuance of a reduction of subsidy
4 under the operating fund formula shall not be exempt
5 from asset management requirements.

6 SEC. 215. With respect to the use of amounts pro-
7 vided in this Act and in future Acts for the operation, cap-
8 ital improvement and management of public housing as
9 authorized by sections 9(d) and 9(e) of the United States
10 Housing Act of 1937 (42 U.S.C. 1437g(d) and (e)), the
11 Secretary shall not impose any requirement or guideline
12 relating to asset management that restricts or limits in
13 any way the use of capital funds for central office costs
14 pursuant to section 9(g)(1) or 9(g)(2) of the United States
15 Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Pro-*
16 *vided*, That a public housing agency may not use capital
17 funds authorized under section 9(d) for activities that are
18 eligible under section 9(e) for assistance with amounts
19 from the operating fund in excess of the amounts per-
20 mitted under section 9(g)(1) or 9(g)(2).

21 SEC. 216. No official or employee of the Department
22 of Housing and Urban Development shall be designated
23 as an allotment holder unless the Office of the Chief Fi-
24 nancial Officer has determined that such allotment holder
25 has implemented an adequate system of funds control and

1 has received training in funds control procedures and di-
2 rectives. The Chief Financial Officer shall ensure that
3 there is a trained allotment holder for each HUD appro-
4 priation under the accounts “Executive Offices” and “Ad-
5 ministrative Support Offices,” as well as each paragraph
6 receiving appropriations under the heading “Program Of-
7 fice Salaries and Expenses”, “Government National Mort-
8 gage Association—Guarantees of Mortgage-Backed Secu-
9 rities Loan Guarantee Program Account”, and “Office of
10 Inspector General” within the Department of Housing and
11 Urban Development.

12 SEC. 217. The Secretary of the Department of Hous-
13 ing and Urban Development shall, for fiscal year 2020,
14 notify the public through the Federal Register and other
15 means, as determined appropriate, of the issuance of a no-
16 tice of the availability of assistance or notice of funding
17 availability (NOFA) for any program or discretionary
18 fund administered by the Secretary that is to be competi-
19 tively awarded. Notwithstanding any other provision of
20 law, for fiscal year 2020, the Secretary may make the
21 NOFA available only on the Internet at the appropriate
22 Government web site or through other electronic media,
23 as determined by the Secretary.

24 SEC. 218. Payment of attorney fees in program-re-
25 lated litigation shall be paid from the individual program

1 office and Office of General Counsel salaries and expenses
2 appropriations. The annual budget submission for the pro-
3 gram offices and the Office of General Counsel shall in-
4 clude any such projected litigation costs for attorney fees
5 as a separate line item request. No funds provided in this
6 title may be used to pay any such litigation costs for attor-
7 ney fees until the Department submits for review a spend-
8 ing plan for such costs to the House and Senate Commit-
9 tees on Appropriations.

10 SEC. 219. The Secretary is authorized to transfer up
11 to 10 percent or \$5,000,000, whichever is less, of funds
12 appropriated for any office under the heading “Adminis-
13 trative Support Offices” or for any paragraph under the
14 heading “Program Office Salaries and Expenses” to any
15 other such office or account: *Provided*, That no appropria-
16 tion for any such office or account shall be increased or
17 decreased by more than 10 percent or \$5,000,000, which-
18 ever is less, without prior written approval of the House
19 and Senate Committees on Appropriations: *Provided fur-*
20 *ther*, That the Secretary shall provide notification to such
21 Committees three business days in advance of any such
22 transfers under this section up to 10 percent or
23 \$5,000,000, whichever is less.

24 SEC. 220. (a) Any entity receiving housing assistance
25 payments shall maintain decent, safe, and sanitary condi-

1 tions, as determined by the Secretary of Housing and
2 Urban Development (in this section referred to as the
3 “Secretary”), and comply with any standards under appli-
4 cable State or local laws, rules, ordinances, or regulations
5 relating to the physical condition of any property covered
6 under a housing assistance payment contract.

7 (b) The Secretary shall take action under subsection
8 (c) when a multifamily housing project with a section 8
9 contract or contract for similar project-based assistance—

10 (1) receives a Uniform Physical Condition
11 Standards (UPCS) score of 60 or less; or

12 (2) fails to certify in writing to the Secretary
13 within 3 days that all Exigent Health and Safety de-
14 ficiencies identified by the inspector at the project
15 have been corrected.

16 Such requirements shall apply to insured and noninsured
17 projects with assistance attached to the units under sec-
18 tion 8 of the United States Housing Act of 1937 (42
19 U.S.C. 1437f), but do not apply to such units assisted
20 under section 8(o)(13) (42 U.S.C. 1437f(o)(13)) or to
21 public housing units assisted with capital or operating
22 funds under section 9 of the United States Housing Act
23 of 1937 (42 U.S.C. 1437g).

24 (c)(1) Within 15 days of the issuance of the REAC
25 inspection, the Secretary must provide the owner with a

1 Notice of Default with a specified timetable, determined
2 by the Secretary, for correcting all deficiencies. The Sec-
3 retary must also provide a copy of the Notice of Default
4 to the tenants, the local government, any mortgagees, and
5 any contract administrator. If the owner's appeal results
6 in a UPCS score of 60 or above, the Secretary may with-
7 draw the Notice of Default.

8 (2) At the end of the time period for correcting all
9 deficiencies specified in the Notice of Default, if the owner
10 fails to fully correct such deficiencies, the Secretary may—

11 (A) require immediate replacement of project
12 management with a management agent approved by
13 the Secretary;

14 (B) impose civil money penalties, which shall be
15 used solely for the purpose of supporting safe and
16 sanitary conditions at applicable properties, as des-
17 ignated by the Secretary, with priority given to the
18 tenants of the property affected by the penalty;

19 (C) abate the section 8 contract, including par-
20 tial abatement, as determined by the Secretary, until
21 all deficiencies have been corrected;

22 (D) pursue transfer of the project to an owner,
23 approved by the Secretary under established proce-
24 dures, which will be obligated to promptly make all

1 required repairs and to accept renewal of the assist-
2 ance contract as long as such renewal is offered;

3 (E) transfer the existing section 8 contract to
4 another project or projects and owner or owners;

5 (F) pursue exclusionary sanctions, including
6 suspensions or debarments from Federal programs;

7 (G) seek judicial appointment of a receiver to
8 manage the property and cure all project deficiencies
9 or seek a judicial order of specific performance re-
10 quiring the owner to cure all project deficiencies;

11 (H) work with the owner, lender, or other re-
12 lated party to stabilize the property in an attempt
13 to preserve the property through compliance, trans-
14 fer of ownership, or an infusion of capital provided
15 by a third-party that requires time to effectuate; or

16 (I) take any other regulatory or contractual
17 remedies available as deemed necessary and appro-
18 priate by the Secretary.

19 (d) The Secretary shall also take appropriate steps
20 to ensure that project-based contracts remain in effect,
21 subject to the exercise of contractual abatement remedies
22 to assist relocation of tenants for major threats to health
23 and safety after written notice to the affected tenants. To
24 the extent the Secretary determines, in consultation with
25 the tenants and the local government, that the property

1 is not feasible for continued rental assistance payments
2 under such section 8 or other programs, based on consid-
3 eration of—

4 (1) the costs of rehabilitating and operating the
5 property and all available Federal, State, and local
6 resources, including rent adjustments under section
7 524 of the Multifamily Assisted Housing Reform
8 and Affordability Act of 1997 (“MAHRAA”); and

9 (2) environmental conditions that cannot be
10 remedied in a cost-effective fashion, the Secretary
11 may contract for project-based rental assistance pay-
12 ments with an owner or owners of other existing
13 housing properties, or provide other rental assist-
14 ance.

15 (e) The Secretary shall report quarterly on all prop-
16 erties covered by this section that are assessed through
17 the Real Estate Assessment Center and have UPCS phys-
18 ical inspection scores of less than 60 or have received an
19 unsatisfactory management and occupancy review within
20 the past 36 months. The report shall include—

21 (1) the enforcement actions being taken to ad-
22 dress such conditions, including imposition of civil
23 money penalties and termination of subsidies, and
24 identify properties that have such conditions mul-
25 tiple times;

1 (2) actions that the Department of Housing
2 and Urban Development is taking to protect tenants
3 of such identified properties; and

4 (3) any administrative or legislative rec-
5 ommendations to further improve the living condi-
6 tions at properties covered under a housing assist-
7 ance payment contract.

8 This report shall be due to the Senate and House Commit-
9 tees on Appropriations no later than 30 days after the
10 enactment of this Act, and on the first business day of
11 each Federal fiscal year quarter thereafter while this sec-
12 tion remains in effect.

13 SEC. 221. None of the funds made available by this
14 Act, or any other Act, for purposes authorized under sec-
15 tion 8 (only with respect to the tenant-based rental assist-
16 ance program) and section 9 of the United States Housing
17 Act of 1937 (42 U.S.C. 1437 et seq.), may be used by
18 any public housing agency for any amount of salary, in-
19 cluding bonuses, for the chief executive officer of which,
20 or any other official or employee of which, that exceeds
21 the annual rate of basic pay payable for a position at level
22 IV of the Executive Schedule at any time during any pub-
23 lic housing agency fiscal year 2020.

24 SEC. 222. None of the funds in this Act provided to
25 the Department of Housing and Urban Development may

1 be used to make a grant award unless the Secretary noti-
2 fies the House and Senate Committees on Appropriations
3 not less than 3 full business days before any project,
4 State, locality, housing authority, tribe, nonprofit organi-
5 zation, or other entity selected to receive a grant award
6 is announced by the Department or its offices.

7 SEC. 223. None of the funds made available by this
8 Act may be used to require or enforce the Physical Needs
9 Assessment (PNA).

10 SEC. 224. None of the funds made available in this
11 Act shall be used by the Federal Housing Administration,
12 the Government National Mortgage Administration, or the
13 Department of Housing and Urban Development to in-
14 sure, securitize, or establish a Federal guarantee of any
15 mortgage or mortgage backed security that refinances or
16 otherwise replaces a mortgage that has been subject to
17 eminent domain condemnation or seizure, by a State, mu-
18 nicipality, or any other political subdivision of a State.

19 SEC. 225. None of the funds made available by this
20 Act may be used to terminate the status of a unit of gen-
21 eral local government as a metropolitan city (as defined
22 in section 102 of the Housing and Community Develop-
23 ment Act of 1974 (42 U.S.C. 5302)) with respect to
24 grants under section 106 of such Act (42 U.S.C. 5306).

1 SEC. 226. Amounts made available under this Act
2 which are either appropriated, allocated, advanced on a
3 reimbursable basis, or transferred to the Office of Policy
4 Development and Research in the Department of Housing
5 and Urban Development and functions thereof, for re-
6 search, evaluation, or statistical purposes, and which are
7 unexpended at the time of completion of a contract, grant,
8 or cooperative agreement, may be deobligated and shall
9 immediately become available and may be reobligated in
10 that fiscal year or the subsequent fiscal year for the re-
11 search, evaluation, or statistical purposes for which the
12 amounts are made available to that Office subject to re-
13 programming requirements in section 405 of this Act.

14 SEC. 227. Funds made available in this title under
15 the heading “Homeless Assistance Grants” may be used
16 by the Secretary to participate in Performance Partner-
17 ship Pilots authorized under section 526 of division H of
18 Public Law 113–76, section 524 of division G of Public
19 Law 113–235, section 525 of division H of Public Law
20 114–113, and such authorities as are enacted for Perform-
21 ance Partnership Pilots in an appropriations Act for fiscal
22 year 2019: *Provided*, That such participation shall be lim-
23 ited to no more than 10 continuums of care and housing
24 activities to improve outcomes for disconnected youth.

1 SEC. 228. With respect to grant amounts awarded
2 under the heading “Homeless Assistance Grants” for fis-
3 cal years 2015 and subsequent fiscal years for the con-
4 tinuum of care (CoC) program as authorized under sub-
5 title C of title IV of the McKinney-Vento Homeless Assist-
6 ance Act, costs paid by program income of grant recipients
7 may count toward meeting the recipient’s matching re-
8 quirements, provided the costs are eligible CoC costs that
9 supplement the recipient’s CoC program.

10 SEC. 229. (a) From amounts made available under
11 this title under the heading “Homeless Assistance
12 Grants”, the Secretary may award 1-year transition
13 grants to recipients of funds for activities under subtitle
14 C of the McKinney-Vento Homeless Assistance Act (42
15 U.S.C. 11381 et seq.) to transition from one Continuum
16 of Care program component to another.

17 (b) No more than 50 percent of each transition grant
18 may be used for costs of eligible activities of the program
19 component originally funded.

20 (c) Transition grants made under this section are eli-
21 gible for renewal in subsequent fiscal years for the eligible
22 activities of the new program component.

23 (d) In order to be eligible to receive a transition
24 grant, the funding recipient must have the consent of the

1 Continuum of Care and meet standards determined by the
2 Secretary.

3 SEC. 230. None of the funds made available by this
4 Act may be used by the Department of Housing and
5 Urban Development to direct a grantee to undertake spe-
6 cific changes to existing zoning laws as part of carrying
7 out the final rule entitled “Affirmatively Furthering Fair
8 Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the
9 notice entitled “Affirmatively Furthering Fair Housing
10 Assessment Tool” (79 Fed. Reg. 57949 (September 26,
11 2014)).

12 SEC. 231. (a) ESTABLISHMENT OF FUND.—There is
13 hereby established in the Treasury of the United States
14 a fund to be known as HUD HAG Fund (in this section
15 referred to as the “Fund”).

16 (b) CREDITS TO FUND.—

17 (1) FUTURE TRANSFERS.—Unobligated bal-
18 ances of recaptured funds (except for amounts nec-
19 essary for grant amount corrections) appropriated
20 by any Act in this or any subsequent fiscal year
21 under the account for “Department of Housing and
22 Urban Development—Community Planning and De-
23 velopment—Homeless Assistance Grants” (in this
24 section referred to as the “HAG account”) shall be
25 transferred into the Fund.

1 (2) RESCISSION AND AVAILABILITY OF FISCAL
2 YEAR 2018 AMOUNTS.—Of any amounts appropriated
3 under the HAG account by the Transportation,
4 Housing and Urban Development, and Related
5 Agencies Appropriations Act, 2018 (division L of
6 Public Law 115-141), 90 percent of any balances re-
7 maining unobligated as of September 1, 2020, are
8 hereby rescinded, and an amount of additional new
9 budget authority equivalent to the amount rescinded
10 is hereby appropriated and shall be transferred to
11 the Fund.

12 (c) PURPOSES.—Amounts transferred to the Fund
13 shall be available until expended, and in addition to such
14 other funds as may be available for such purposes, only
15 for the following purposes:

16 (1) For grants under the Continuum of Care
17 program under subtitle C of title IV of the McKin-
18 ney-Vento Homeless Assistance Act (42 U.S.C.
19 11381 et seq.).

20 (2) For grants under the Emergency Solutions
21 Grant program under subtitle B of title IV of such
22 Act (42 U.S.C. 11371 et seq.).

23 (3) Not less than 10 percent of amounts trans-
24 ferred to the Fund shall be used only for grants, as

1 established and determined by the Secretary, in
2 rural areas.

3 (4) Not less than 10 percent of amounts trans-
4 ferred to the Fund shall be used for grants, as es-
5 tablished and determined by the Secretary, only pur-
6 suant to the declaration of a major disaster under
7 the Robert T. Stafford Disaster Relief and Emer-
8 gency Assistance Act (42 U.S.C. 5121 et seq.) in the
9 most impacted and distressed areas resulting from
10 such disaster.

11 (d) TRANSFER FOR USE.—

12 (1) Amounts in the Fund shall be transferred
13 to the HAG account before obligation and expendi-
14 ture.

15 (2) Amounts in the Fund may be transferred to
16 the HAG account only after the expiration of the 15-
17 day period beginning upon the day that the Sec-
18 retary of Housing and Urban Development submits
19 written notice to the Committees on Appropriations
20 of the House of Representatives and the Senate of
21 the planned use of such transferred amounts, except
22 that amounts transferred for the purposes specified
23 in subsection (c)(4) may be transferred with concu-
24 rrent written notice to such Committees.

1 SEC. 232. The Promise Zone designations and Prom-
2 ise Zone Designation Agreements entered into pursuant
3 to such designations, made by the Secretary of Housing
4 and Urban Development in prior fiscal years, shall remain
5 in effect in accordance with the terms and conditions of
6 such agreements.

7 SEC. 233. None of the funds made available by this
8 Act may be used to establish and apply review criteria,
9 including rating factors or preference points, for participa-
10 tion in or coordination with EnVision Centers, in the eval-
11 uation, selection, and award of any funds made available
12 and requiring competitive selection under this Act, except
13 with respect to any such funds otherwise authorized for
14 EnVision Center purposes under this Act.

15 SEC. 234. None of the funds made available to the
16 Department of Housing and Urban Development by this
17 or any other Act may be used to implement, administer,
18 enforce, or in any way make effective the proposed rule
19 entitled “Housing and Community Development Act of
20 1980: Verification of Eligible Status”, issued by the De-
21 partment of Housing and Urban Development on May 10,
22 2019 (Docket No. FR-6124-P-01), or any final rule based
23 substantially on such proposed rule.

24 SEC. 235. (a) The Secretary of Housing and Urban
25 Development shall make available to grantees under pro-

1 grams included under the Department’s Consolidated
2 Planning Process, not later than the expiration of the 90-
3 day period beginning on the date of the enactment of this
4 Act, the prepopulated up-to-date housing and economic
5 data and data for both broadband and resilience assess-
6 ment requirements, as referred to in the HUD Response
7 to the third comment under section III.A. of the Supple-
8 mentary Information included with the final rule entitled
9 “Modernizing HUD’s Consolidated Planning Process To
10 Narrow the Digital Divide and Increase Resilience to Nat-
11 ural Hazards”, published by the Department of Housing
12 and Urban Development in the Federal Register on Fri-
13 day, December 16, 2016 (81 Fed. Reg. 91000).

14 (b) The Secretary of Housing and Urban Develop-
15 ment shall require such grantees to incorporate the
16 broadband and resilience components into the Consoli-
17 dated Plan process not later than the expiration of the
18 270-day period beginning on the date of the enactment
19 of this Act.

20 SEC. 236. None of the funds made available to the
21 Department of Housing and Urban Development by this
22 or any other Act may be used to implement, administer,
23 enforce, or in any way make effective any rule making any
24 change to the rule entitled “Equal Access in Accordance
25 With an Individual’s Gender Identity in Community Plan-

1 ning and Development Programs” published by the De-
2 partment of Housing and Urban Development in the Fed-
3 eral Register on September 21, 2016 (81 Fed Reg. 64763)
4 or to the rule entitled “Equal Access to Housing in HUD
5 Programs Regardless of Sexual Orientation or Gender
6 Identity” published by such Department in the Federal
7 Register on February 3, 2012 (77 Fed. Reg. 5662).

8 SEC. 237. Notwithstanding any other provision of
9 law, the notice issued by the Department of Housing and
10 Urban Development on February 20, 2015, and entitled
11 “Appropriate Placement for Transgender Persons in Sin-
12 gle-Sex Emergency Shelters and Other Facilities” (Notice
13 CPD-15-02) shall have the force and effect of law.

14 SEC. 238. The Secretary of Housing and Urban De-
15 velopment may not, in this fiscal year or any fiscal year
16 thereafter, implement, require, enforce, or otherwise make
17 effective any change, amendment, or alteration to any
18 term or condition of the Annual Contributions Contract
19 between the Secretary and any public housing agency, as
20 such contract was in effect as of January 1, 2018, unless
21 such change, amendment, or alteration is made pursuant
22 to a rule issued after notice and an opportunity for public
23 comment and in accordance with the procedure under sec-
24 tion 553 of title 5, United States Code, applicable to sub-
25 stantive rules.

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, as amended, \$23,274,000: *Provided*, That the In-
8 spector General shall have all necessary authority, in car-
9 rying out the duties specified in the Inspector General Act,
10 as amended (5 U.S.C. App. 3), to investigate allegations
11 of fraud, including false statements to the government (18
12 U.S.C. 1001), by any person or entity that is subject to
13 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 Corporation: *Pro-*

1 *vided further*, That concurrent with the President's budget
2 request for fiscal year 2021, the Inspector General shall
3 submit to the House and Senate Committees on Appro-
4 priations a budget request for fiscal year 2021 in similar
5 format and substance to those submitted by executive
6 agencies of the Federal Government.

7 NATIONAL TRANSPORTATION SAFETY BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the National Transpor-
10 tation Safety Board, including hire of passenger motor ve-
11 hicles and aircraft; services as authorized by 5 U.S.C.
12 3109, but at rates for individuals not to exceed the per
13 diem rate equivalent to the rate for a GS-15; uniforms,
14 or allowances therefor, as authorized by law (5 U.S.C.
15 5901-5902), \$110,400,000, of which not to exceed \$2,000
16 may be used for official reception and representation ex-
17 penses. The amounts made available to the National
18 Transportation Safety Board in this Act include amounts
19 necessary to make lease payments on an obligation in-
20 curred in fiscal year 2001 for a capital lease.

21 NEIGHBORHOOD REINVESTMENT CORPORATION

22 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT

23 CORPORATION

24 For payment to the Neighborhood Reinvestment Cor-
25 poration for use in neighborhood reinvestment activities,

1 as authorized by the Neighborhood Reinvestment Corpora-
2 tion Act (42 U.S.C. 8101–8107), \$170,000,000, of which
3 \$5,000,000 shall be for a multi-family rental housing pro-
4 gram.

5 SURFACE TRANSPORTATION BOARD

6 SALARIES AND EXPENSES

7 For necessary expenses of the Surface Transpor-
8 tation Board, including services authorized by 5 U.S.C.
9 3109, \$37,100,000: *Provided*, That notwithstanding any
10 other provision of law, not to exceed \$1,250,000 from fees
11 established by the Chairman of the Surface Transpor-
12 tation Board shall be credited to this appropriation as off-
13 setting collections and used for necessary and authorized
14 expenses under this heading: *Provided further*, That the
15 sum herein appropriated from the general fund shall be
16 reduced on a dollar-for-dollar basis as such offsetting col-
17 lections are received during fiscal year 2020, to result in
18 a final appropriation from the general fund estimated at
19 no more than \$35,850,000.

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 carrying out the functions pursuant to
4 title II of the McKinney-Vento Homeless Assistance Act,
5 as amended, \$4,100,000, to remain available until Sep-
6 tember 30, 2021.

7 TITLE IV

8 GENERAL PROVISIONS—THIS ACT

9 SEC. 401. None of the funds in this Act shall be used
10 for the planning or execution of any program to pay the
11 expenses of, or otherwise compensate, non-Federal parties
12 intervening in regulatory or adjudicatory proceedings
13 funded in this Act.

14 SEC. 402. None of the funds appropriated in this Act
15 shall remain available for obligation beyond the current
16 fiscal year, nor may any be transferred to other appropria-
17 tions, unless expressly so provided herein.

18 SEC. 403. The expenditure of any appropriation
19 under this Act for any consulting service through a pro-
20 curement contract pursuant to section 3109 of title 5,
21 United States Code, shall be limited to those contracts
22 where such expenditures are a matter of public record and
23 available for public inspection, except where otherwise pro-
24 vided under existing law, or under existing Executive order
25 issued pursuant to existing law.

1 SEC. 404. (a) None of the funds made available in
2 this Act may be obligated or expended for any employee
3 training that—

4 (1) does not meet identified needs for knowl-
5 edge, skills, and abilities bearing directly upon the
6 performance of official duties;

7 (2) contains elements likely to induce high lev-
8 els of emotional response or psychological stress in
9 some participants;

10 (3) does not require prior employee notification
11 of the content and methods to be used in the train-
12 ing and written end of course evaluation;

13 (4) contains any methods or content associated
14 with religious or quasi-religious belief systems or
15 “new age” belief systems as defined in Equal Em-
16 ployment Opportunity Commission Notice N-
17 915.022, dated September 2, 1988; or

18 (5) is offensive to, or designed to change, par-
19 ticipants’ personal values or lifestyle outside the
20 workplace.

21 (b) Nothing in this section shall prohibit, restrict, or
22 otherwise preclude an agency from conducting training
23 bearing directly upon the performance of official duties.

24 SEC. 405. Except as otherwise provided in this Act,
25 none of the funds provided in this Act, provided by pre-

1 vious appropriations Acts to the agencies or entities fund-
2 ed in this Act that remain available for obligation or ex-
3 penditure in fiscal year 2020, or provided from any ac-
4 counts in the Treasury derived by the collection of fees
5 and available to the agencies funded by this Act, shall be
6 available for obligation or expenditure through a re-
7 programming of funds that—

8 (1) creates a new program;

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

10 (3) increases funds or personnel for any pro-
11 gram, project, or activity for which funds have been
12 denied or restricted by the Congress;

13 (4) proposes to use funds directed for a specific
14 activity by either the House or Senate Committees
15 on Appropriations for a different purpose;

16 (5) augments existing programs, projects, or ac-
17 tivities in excess of \$5,000,000 or 10 percent, which-
18 ever is less;

19 (6) reduces existing programs, projects, or ac-
20 tivities by \$5,000,000 or 10 percent, whichever is
21 less; or

22 (7) creates, reorganizes, or restructures a
23 branch, division, office, bureau, board, commission,
24 agency, administration, or department different from
25 the budget justifications submitted to the Commit-

1 tees on Appropriations or the table accompanying
2 the joint explanatory statement accompanying this
3 Act, whichever is more detailed, unless prior ap-
4 proval is received from the House and Senate Com-
5 mittees on Appropriations: *Provided*, That not later
6 than 60 days after the date of enactment of this
7 Act, each agency funded by this Act shall submit a
8 report to the Committees on Appropriations of the
9 Senate and of the House of Representatives to es-
10 tablish the baseline for application of reprogram-
11 ming and transfer authorities for the current fiscal
12 year: *Provided further*, That the report shall in-
13 clude—

14 (A) a table for each appropriation with a
15 separate column to display the prior year en-
16 acted level, the President’s budget request, ad-
17 justments made by Congress, adjustments due
18 to enacted rescissions, if appropriate, and the
19 fiscal year enacted level;

20 (B) a delineation in the table for each ap-
21 propriation and its respective prior year enacted
22 level by object class and program, project, and
23 activity as detailed in this Act, the table accom-
24 panying the explanatory statement accom-
25 panying this Act, accompanying reports of the

1 House and Senate Committee on Appropria-
2 tions, or in the budget appendix for the respec-
3 tive appropriations, whichever is more detailed,
4 and shall apply to all items for which a dollar
5 amount is specified and to all programs for
6 which new budget (obligational) authority is
7 provided, as well as to discretionary grants and
8 discretionary grant allocations; and

9 (C) an identification of items of special
10 congressional interest.

11 SEC. 406. Except as otherwise specifically provided
12 by law, not to exceed 50 percent of unobligated balances
13 remaining available at the end of fiscal year 2020 from
14 appropriations made available for salaries and expenses
15 for fiscal year 2020 in this Act, shall remain available
16 through September 30, 2021, for each such account for
17 the purposes authorized: *Provided*, That a request shall
18 be submitted to the House and Senate Committees on Ap-
19 propriations for approval prior to the expenditure of such
20 funds: *Provided further*, That these requests shall be made
21 in compliance with reprogramming guidelines under sec-
22 tion 405 of this Act.

23 SEC. 407. No funds in this Act may be used to sup-
24 port any Federal, State, or local projects that seek to use
25 the power of eminent domain, unless eminent domain is

1 employed only for a public use: *Provided*, That for pur-
2 poses of this section, public use shall not be construed to
3 include economic development that primarily benefits pri-
4 vate entities: *Provided further*, That any use of funds for
5 mass transit, railroad, airport, seaport or highway
6 projects, as well as utility projects which benefit or serve
7 the general public (including energy-related, communica-
8 tion-related, water-related and wastewater-related infra-
9 structure), other structures designated for use by the gen-
10 eral public or which have other common-carrier or public-
11 utility functions that serve the general public and are sub-
12 ject to regulation and oversight by the government, and
13 projects for the removal of an immediate threat to public
14 health and safety or brownfields as defined in the Small
15 Business Liability Relief and Brownfields Revitalization
16 Act (Public Law 107–118) shall be considered a public
17 use for purposes of eminent domain.

18 SEC. 408. None of the funds made available in this
19 Act may be transferred to any department, agency, or in-
20 strumentality of the United States Government, except
21 pursuant to a transfer made by, or transfer authority pro-
22 vided in, this Act or any other appropriations Act.

23 SEC. 409. No part of any appropriation contained in
24 this Act shall be available to pay the salary for any person
25 filling a position, other than a temporary position, for-

1 merly held by an employee who has left to enter the Armed
2 Forces of the United States and has satisfactorily com-
3 pleted his or her period of active military or naval service,
4 and has within 90 days after his or her release from such
5 service or from hospitalization continuing after discharge
6 for a period of not more than 1 year, made application
7 for restoration to his or her former position and has been
8 certified by the Office of Personnel Management as still
9 qualified to perform the duties of his or her former posi-
10 tion and has not been restored thereto.

11 SEC. 410. No funds appropriated pursuant to this
12 Act may be expended by an entity unless the entity agrees
13 that in expending the assistance the entity will comply
14 with sections 2 through 4 of the Act of March 3, 1933
15 (41 U.S.C. 8301–8305, popularly known as the “Buy
16 American Act”).

17 SEC. 411. No funds appropriated or otherwise made
18 available under this Act shall be made available to any
19 person or entity that has been convicted of violating the
20 Buy American Act (41 U.S.C. 8301–8305).

21 SEC. 412. None of the funds made available in this
22 Act may be used for first-class airline accommodations in
23 contravention of sections 301–10.122 and 301–10.123 of
24 title 41, Code of Federal Regulations.

1 SEC. 413. (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. 414. None of the funds made available in this
18 Act may be used to send or otherwise pay for the attend-
19 ance of more than 50 employees of a single agency or de-
20 partment of the United States Government, who are sta-
21 tioned in the United States, at any single international
22 conference unless the relevant Secretary reports to the
23 House and Senate Committees on Appropriations at least
24 5 days in advance that such attendance is important to
25 the national interest: *Provided*, That for purposes of this

1 section the term “international conference” shall mean a
2 conference occurring outside of the United States attended
3 by representatives of the United States Government and
4 of foreign governments, international organizations, or
5 nongovernmental organizations.

6 SEC. 415. None of the funds appropriated or other-
7 wise made available under this Act may be used by the
8 Surface Transportation Board to charge or collect any fil-
9 ing fee for rate or practice complaints filed with the Board
10 in an amount in excess of the amount authorized for dis-
11 trict court civil suit filing fees under section 1914 of title
12 28, United States Code.

13 SEC. 416. None of the funds made available by this
14 Act may be used by the Department of Transportation,
15 the Department of Housing and Urban Development, or
16 any other Federal agency to lease or purchase new light
17 duty vehicles for any executive fleet, or for an agency’s
18 fleet inventory, except in accordance with Presidential
19 Memorandum—Federal Fleet Performance, dated May
20 24, 2011.

21 SEC. 417. (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 blocks the viewing,
24 downloading, and exchanging of pornography.

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 SEC. 418. (a) None of the funds made available in
6 this Act may be used to deny an Inspector General funded
7 under this Act timely access to any records, documents,
8 or other materials available to the department or agency
9 over which that Inspector General has responsibilities
10 under the Inspector General Act of 1978 (5 U.S.C. App.),
11 or to prevent or impede that Inspector General's access
12 to such records, documents, or other materials, under any
13 provision of law, except a provision of law that expressly
14 refers to the Inspector General and expressly limits the
15 Inspector General's right of access.

16 (b) A department or agency covered by this section
17 shall provide its Inspector General with access to all such
18 records, documents, and other materials in a timely man-
19 ner. A department or agency shall not withhold or delay
20 access by the Inspector General in order to conduct inter-
21 nal reviews of responsive documents, nor shall privileges
22 preventing release of agency documents to third parties
23 be a basis for withholding or delaying access to the Inspec-
24 tor General.

1 (c) Each Inspector General shall ensure compliance
2 with statutory limitations on disclosure relevant to the in-
3 formation provided by the establishment over which that
4 Inspector General has responsibilities under the Inspector
5 General Act of 1978 (5 U.S.C. App.).

6 (d) Each Inspector General covered by this section
7 shall report to the Committees on Appropriations of the
8 House of Representatives and the Senate within 5 cal-
9 endar days any failures to comply with this requirement.
10 Within 5 calendar days of the Inspector General's report,
11 the department or agency will provide the Committees on
12 Appropriations of the House of Representatives and the
13 Senate with an accounting of timeframe and efforts by the
14 agency to provide OIG access.

15 SEC. 419. None of the funds appropriated or other-
16 wise made available by this Act may be used to pay award
17 or incentive fees for contractors whose performance has
18 been judged to be below satisfactory, behind schedule, over
19 budget, or has failed to meet the basic requirements of
20 a contract, unless the Agency determines that any such
21 deviations are due to unforeseeable events, government-
22 driven scope changes, or are not significant within the
23 overall scope of the project and/or program unless such
24 awards or incentive fees are consistent with 16.401(e)(2)
25 of the Federal Acquisition Regulations.

1 This Act may be cited as the “Transportation, Hous-
2 ing and Urban Development, and Related Agencies Appro-
3 priations Act, 2020”.

[FULL COMMITTEE PRINT]

Union Calendar No. _____

116TH CONGRESS
1ST Session

H. R. _____

[Report No. 116-_____] _____

A BILL

Making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2020, and for other purposes.

, 2019

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