IN THE SENATE OF THE UNITED STATES

JUNE 7, 2013

Received; read twice and referred to the Committee on Appropriations

JUNE 12, 2013
Committee discharged; ordered returned to the House

JUNE 13, 2013
Received; read twice and referred to the Committee on Appropriations pursuant to the order of June 12, 2013

AN ACT

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2014, 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,**
That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Homeland Security for the fiscal year ending September 30, 2014, and for other purposes, namely:

TITLE I
DEPARTMENTAL MANAGEMENT AND OPERATIONS
DEPARTMENTAL OPERATIONS
OFFICE OF THE SECRETARY AND EXECUTIVE MANAGEMENT

For necessary expenses of the Office of the Secretary of Homeland Security, as authorized by section 102 of the Homeland Security Act of 2002 (6 U.S.C. 112), and executive management of the Department of Homeland Security, as authorized by law, $103,246,000 (reduced by $2,838,000): Provided, That not to exceed $45,000 shall be for official reception and representation expenses: Provided further, That all official costs associated with the use of government aircraft by Department of Homeland Security personnel to support official travel of the Secretary and the Deputy Secretary shall be paid from amounts made available for the Immediate Office of the Secretary and the Immediate Office of the Deputy Secretary: Provided further, That the Secretary shall submit to the Committees on Appropriations of the Senate and
the House of Representatives, with the President’s budget proposal for fiscal year 2015 submitted pursuant to section 1105(a) of title 31, United States Code, expenditure plans for the Office of Policy, the Office for Intergovernmental Affairs, the Office for Civil Rights and Civil Liberties, the Citizenship and Immigration Services Ombudsman, and the Privacy Officer.

OFFICE OF THE UNDER SECRETARY FOR MANAGEMENT

For necessary expenses of the Office of the Under Secretary for Management, as authorized by sections 701 through 705 of the Homeland Security Act of 2002 (6 U.S.C. 341 through 345), $171,173,000 (reduced by $10,000,000) (reduced by $5,000,000) (reduced by $7,667,000) (reduced by $15,676,000), of which not to exceed $2,250 shall be for official reception and representation expenses: Provided, That of the total amount made available under this heading, $4,020,000 shall remain available until September 30, 2015, solely for the alteration and improvement of facilities, tenant improvements, and relocation costs to consolidate Department headquarters operations at the Nebraska Avenue Complex; and $7,815,000 shall remain available until September 30, 2015, for the Human Resources Information Technology program: Provided further, That the Under Secretary for Management shall, pursuant to the requirements con-
tained in House Report 112–331, submit to the Commit-
tees on Appropriations of the Senate and the House of
Representatives at the time the President’s budget pro-
sposal for fiscal year 2015 is submitted pursuant to section
1105(a) of title 31, United States Code, a Comprehensive
Acquisition Status Report, which shall include the infor-
mation required under the heading “Office of the Under
Secretary for Management” under title I of division D of
the Consolidated Appropriations Act, 2012 (Public Law
112–74), and quarterly updates to such report not later
than 45 days after the completion of each quarter.

OFFICE OF THE CHIEF FINANCIAL OFFICER

For necessary expenses of the Office of the Chief Fi-
nancial Officer, as authorized by section 103 of the Home-
land Security Act of 2002 (6 U.S.C. 113), $41,242,000,
of which $4,000,000 shall remain available until Sep-
tember 30, 2015, for financial systems modernization ef-
forts: Provided, That the Secretary of Homeland Security
shall submit to the Committees on Appropriations of the
Senate and the House of Representatives, at the time that
the President’s budget proposal for fiscal year 2015 is
submitted pursuant to section 1105(a) of title 31, United
States Code, the Future Years Homeland Security Pro-
gram and a comprehensive report compiled in conjunction
with the Government Accountability Office that details up-
dated missions, goals, strategies, priorities, along with per-
formance metrics that are measurable, repeatable, and di-
rectly linked to requests for funding, as described in the
accompanying report.

Office of the Chief Information Officer

For necessary expenses of the Office of the Chief In-
formation Officer, as authorized by section 103 of the
Homeland Security Act of 2002 (6 U.S.C. 113), and De-
partment-wide technology investments, $210,735,000; of
which $99,397,000 shall be available for salaries and ex-
penses; and of which $111,338,000, to remain available
until September 30, 2015, shall be available for develop-
ment and acquisition of information technology equip-
ment, software, services, and related activities for the De-
partment of Homeland Security: Provided, That the De-
partment of Homeland Security Chief Information Officer
shall submit to the Committees on Appropriations of the
Senate and the House of Representatives, at the time that
the President’s budget proposal for fiscal year 2015 is
submitted pursuant to section 1105(a) of title 31, United
States Code, a multi-year investment and management
plan, to include each of fiscal years 2014 through 2017,
for all information technology acquisition projects funded
under this heading or funded by multiple components of
the Department of Homeland Security through reimburs-
able agreements, that includes—

(1) the proposed appropriations included for each project and activity tied to mission require-
ments, program management capabilities, perform-
ance levels, and specific capabilities and services to be delivered;

(2) the total estimated cost and projected timeline of completion for all multi-year enhance-
ments, modernizations, and new capabilities that are proposed in such budget or underway;

(3) a detailed accounting of operations and maintenance and contractor services costs; and

(4) a current acquisition program baseline for each project, that—

(A) notes and explains any deviations in cost, performance parameters, schedule, or esti-
mated date of completion from the original ac-
quision program baseline;

(B) aligns the acquisition programs covered by the baseline to mission requirements by defining existing capabilities, identifying known capability gaps between such existing capabili-
ties and stated mission requirements, and ex-
plaining how each increment will address such
known capability gaps; and

(C) defines life-cycle costs for such pro-
grams.

ANALYSIS AND OPERATIONS

For necessary expenses for intelligence analysis and
operations coordination activities, as authorized by title II
seq.), $291,623,000; of which not to exceed $3,825 shall
be for official reception and representation expenses; and
of which $89,334,000 shall remain available until Sep-
tember 30, 2015.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector
General in carrying out the provisions of the Inspector
General Act of 1978 (5 U.S.C. App.), $113,903,000, of
which not to exceed $300,000 may be used for certain con-
fidential operational expenses, including the payment of
informants, to be expended at the direction of the Inspec-
tor General.
For necessary expenses for enforcement of laws relating to border security, immigration, customs, agricultural inspections and regulatory activities related to plant and animal imports, and transportation of unaccompanied minor aliens; purchase and lease of up to 7,500 (6,500 for replacement only) police-type vehicles; and contracting with individuals for personal services abroad; $8,275,983,000; of which $3,274,000 shall be derived from the Harbor Maintenance Trust Fund for administrative expenses related to the collection of the Harbor Maintenance Fee pursuant to section 9505(c)(3) of the Internal Revenue Code of 1986 (26 U.S.C. 9505(c)(3)) and notwithstanding section 1511(e)(1) of the Homeland Security Act of 2002 (6 U.S.C. 551(e)(1)); of which not to exceed $34,425 shall be for official reception and representation expenses; of which such sums as become available in the Customs User Fee Account, except sums subject to section 13031(f)(3) of the Consolidated Omnibus Budget Reconciliation Act of 1985 (19 U.S.C. 58c(f)(3)), shall be derived from that account; of which not to exceed $150,000
shall be available for payment for rental space in connection with preclearance operations; and of which not to exceed $1,000,000 shall be for awards of compensation to informants, to be accounted for solely under the certificate of the Secretary of Homeland Security: Provided, That for fiscal year 2014, the overtime limitation prescribed in section 5(c)(1) of the Act of February 13, 1911 (19 U.S.C. 267(c)(1)) shall be $35,000; and notwithstanding any other provision of law, none of the funds appropriated by this Act shall be available to compensate any employee of U.S. Customs and Border Protection for overtime, from whatever source, in an amount that exceeds such limitation, except in individual cases determined by the Secretary of Homeland Security, or the designee of the Secretary, to be necessary for national security purposes, to prevent excessive costs, or in cases of immigration emergencies: Provided further, That the Border Patrol shall maintain an active duty presence of not less than 21,370 full-time equivalent agents protecting the borders of the United States in the fiscal year.

AUTOMATION MODERNIZATION

For necessary expenses for U.S. Customs and Border Protection for operation and improvement of automated systems, including salaries and expenses, $707,897,000 (reduced by $7,655,000); of which $325,526,000 shall re-
main available until September 30, 2016; and of which not less than $140,762,000 shall be for the development of the Automated Commercial Environment.

BORDER SECURITY FENCING, INFRASTRUCTURE, AND TECHNOLOGY

For expenses for border security fencing, infrastructure, and technology, $351,454,000 (increased by $10,000,000), to remain available until September 30, 2016.

AIR AND MARINE OPERATIONS

For necessary expenses for the operations, maintenance, and procurement of marine vessels, aircraft, unmanned aircraft systems, and other related equipment of the air and marine program, including salaries and expenses and operational training and mission-related travel, the operations of which include the following: the interdiction of narcotics and other goods; the provision of support to Federal, State, and local agencies in the enforcement or administration of laws enforced by the Department of Homeland Security; and, at the discretion of the Secretary of Homeland Security, the provision of assistance to Federal, State, and local agencies in other law enforcement and emergency humanitarian efforts; $802,741,000; of which $292,791,000 shall be available for salaries and expenses; and of which $509,950,000 shall remain available
until September 30, 2016: Provided, That no aircraft or other related equipment, with the exception of aircraft that are one of a kind and have been identified as excess to U.S. Customs and Border Protection requirements and aircraft that have been damaged beyond repair, shall be transferred to any other Federal agency, department, or office outside of the Department of Homeland Security during fiscal year 2014 without prior notice to the Committees on Appropriations of the Senate and the House of Representatives: Provided further, That the Secretary of Homeland Security shall report to the Committees on Appropriations of the Senate and the House of Representatives, not later than 90 days after the date of enactment of this Act, on any changes to the 5-year strategic plan for the air and marine program required under this heading in Public Law 112–74.

CONSTRUCTION AND FACILITIES MANAGEMENT

For necessary expenses to plan, acquire, construct, renovate, equip, furnish, operate, manage, and maintain buildings, facilities, and related infrastructure necessary for the administration and enforcement of the laws relating to customs, immigration, and border security, $471,278,000, to remain available until September 30, 2018: Provided, That the Commissioner of U.S. Customs and Border Protection shall submit to the Committees on
Appropriations of the Senate and the House of Representatives, at the time that the President’s budget proposal for fiscal year 2015 pursuant to section 1105(a) of title 31, United States Code, an inventory of the real property of U.S. Customs and Border Protection and a plan for each activity and project proposed for funding under this heading that includes the full cost by fiscal year of each activity and project proposed and underway in fiscal year 2015.

U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT

SALARIES AND EXPENSES

For necessary expenses for enforcement of immigration and customs laws, detention and removals, and investigations, including overseas vetted units operations; and purchase and lease of up to 3,790 (2,350 for replacement only) police-type vehicles; $5,344,461,000; of which not to exceed $10,000,000 shall be available until expended for conducting special operations under section 3131 of the Customs Enforcement Act of 1986 (19 U.S.C. 2081); of which not to exceed $11,475 shall be for official reception and representation expenses; of which not to exceed $2,000,000 shall be for awards of compensation to informants, to be accounted for solely under the certificate of the Secretary of Homeland Security; of which not less than $305,000 shall be for promotion of public awareness
of the child pornography tipline and activities to counter child exploitation; of which not less than $5,400,000 shall be used to facilitate agreements consistent with section 287(g) of the Immigration and Nationality Act (8 U.S.C. 1357(g)); and of which not to exceed $11,216,000 shall be available to fund or reimburse other Federal agencies for the costs associated with the care, maintenance, and repatriation of smuggled aliens unlawfully present in the United States: Provided, That none of the funds made available under this heading shall be available to compensate any employee for overtime in an annual amount in excess of $35,000, except that the Secretary of Homeland Security, or the designee of the Secretary, may waive that amount as necessary for national security purposes and in cases of immigration emergencies: Provided further, That of the total amount provided, $15,770,000 shall be for activities to enforce laws against forced child labor, of which not to exceed $6,000,000 shall remain available until expended: Provided further, That of the total amount available, not less than $1,600,000,000 shall be available to identify aliens convicted of a crime who may be deportable, and to remove them from the United States once they are judged deportable: Provided further, That the Secretary of Homeland Security shall prioritize the identification and removal of aliens convicted of a crime by the
severity of that crime: Provided further, That funding made available under this heading shall maintain a level of not less than 34,000 detention beds through September 30, 2014: Provided further, That of the total amount provided, not less than $2,835,581,000 is for detention and removal operations, including transportation of unaccompanied minor aliens: Provided further, That of the total amount provided, $31,541,000 shall remain available until September 30, 2015, for the Visa Security Program: Provided further, That not less than $10,000,000 shall be available for investigation of intellectual property rights violations, including operation of the National Intellectual Property Rights Coordination Center: Provided further, That none of the funds provided under this heading may be used to continue a delegation of law enforcement authority authorized under section 287(g) of the Immigration and Nationality Act (8 U.S.C. 1357(g)) if the Department of Homeland Security Inspector General determines that the terms of the agreement governing the delegation of authority have been violated: Provided further, That none of the funds provided under this heading may be used to continue any contract for the provision of detention services if the two most recent overall performance evaluations received by the contracted facility are less than “adequate” or the equivalent median score in any subse-
quent performance evaluation system: Provided further, That nothing under this heading shall prevent U.S. Immigration and Customs Enforcement from exercising those authorities provided under immigration laws (as defined in section 101(a)(17) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(17))) during priority operations pertaining to aliens convicted of a crime.

AUTOMATION MODERNIZATION

For expenses of immigration and customs enforcement automated systems, $34,900,000, to remain available until September 30, 2016.

CONSTRUCTION

For necessary expenses to plan, construct, renovate, equip, and maintain buildings and facilities necessary for the administration and enforcement of the laws relating to customs and immigration, $5,000,000, to remain available until September 30, 2017.

TRANSPORTATION SECURITY ADMINISTRATION

AVIATION SECURITY

For necessary expenses of the Transportation Security Administration related to providing civil aviation security services pursuant to the Aviation and Transportation Security Act (Public Law 107–71; 115 Stat. 597; 49 U.S.C. 40101 note), $4,872,739,000 (increased by $3,000,000), to remain available until September 30,
2015, of which not to exceed $7,650 shall be for official reception and representation expenses: Provided, That of the total amount made available under this heading, not to exceed $3,824,625,000 (increased by $3,000,000) shall be for screening operations and not to exceed $1,048,114,000 (reduced by $12,500,000) (increased by $12,500,000) (reduced by $31,810,000) shall be for aviation security direction and enforcement: Provided further, That of the amount made available in the preceding proviso for screening operations, $2,972,715,000, to remain available until September 30, 2014, shall be available for Screener Compensation and Benefits; $163,190,000 (increased by $31,810,000) shall be available for the Screening Partnership Program; $382,354,000 shall be available for explosives detection systems, of which $83,845,000 shall be available for the purchase and installation of these systems; and $103,309,000 (increased by $3,000,000) shall be for checkpoint support: Provided further, That any award to deploy explosives detection systems shall be based on risk, the airport’s current reliance on other screening solutions, lobby congestion resulting in increased security concerns, high injury rates, airport readiness, and increased cost effectiveness: Provided further, That security service fees authorized under section 44940 of title 49, United States Code, shall be credited to this appro-
appropriation as offsetting collections and shall be available only for aviation security: Provided further, That the sum appropriated under this heading from the general fund shall be reduced on a dollar-for-dollar basis as such offsetting collections are received during fiscal year 2014 so as to result in a final fiscal year appropriation from the general fund estimated at not more than $2,752,739,000: Provided further, That any security service fees collected in excess of the amount made available under this heading shall become available during fiscal year 2015: Provided further, That notwithstanding section 44923 of title 49, United States Code, for fiscal year 2014, any funds in the Aviation Security Capital Fund established by section 44923(h) of title 49, United States Code, may be used for the procurement and installation of explosives detection systems or for the issuance of other transaction agreements for the purpose of funding projects described in section 44923(a) of such title: Provided further, That none of the funds made available in this Act may be used for any recruiting or hiring of personnel into the Transportation Security Administration that would cause the agency to exceed a staffing level of 46,000 full-time equivalent screeners: Provided further, That the preceding proviso shall not apply to personnel hired as part-time employees: Provided further, That not later than 90 days after the
date of enactment of this Act, the Secretary of Homeland Security shall submit to the Committees on Appropriations of the Senate and the House of Representatives a detailed report on—

(1) the Department of Homeland Security efforts and resources being devoted to develop more advanced integrated passenger screening technologies for the most effective security of passengers and baggage at the lowest possible operating and acquisition costs;

(2) how the Transportation Security Administration is deploying its existing passenger and baggage screener workforce in the most cost effective manner; and

(3) labor savings from the deployment of improved technologies for passenger and baggage screening and how those savings are being used to offset security costs or reinvested to address security vulnerabilities:

Provided further, That Members of the Senate and House of Representatives, including the leadership; the heads of Federal agencies and commissions, including the Secretary, Deputy Secretary, Under Secretaries, and Assistant Secretaries of the Department of Homeland Security; the Attorney General, Deputy Attorney General, Assistant
Attorneys General, and the United States Attorneys; and senior members of the Executive Office of the President, including the Director of the Office of Management and Budget, shall not be exempt from Federal passenger and baggage screening.

SURFACE TRANSPORTATION SECURITY

For necessary expenses of the Transportation Security Administration related to surface transportation security activities, $108,618,000 (increased by $15,676,000), to remain available until September 30, 2015.

TRANSPORTATION THREAT ASSESSMENT AND CREDENTIALING

For necessary expenses for the development and implementation of screening programs of the Office of Transportation Threat Assessment and Credentialing, $182,617,000, to remain available until September 30, 2015.

TRANSPORTATION SECURITY SUPPORT

For necessary expenses of the Transportation Security Administration related to transportation security support and intelligence pursuant to the Aviation and Transportation Security Act (Public Law 107–71; 115 Stat. 597; 49 U.S.C. 40101 note), $901,666,000 (reduced by $4,000,000), to remain available until September 30, 2015: Provided, That of the funds provided under this
heading, $50,000,000 shall be withheld from obligation for
headquarters administration until the Administrator of
the Transportation Security Administration submits to the
Committees on Appropriations of the Senate and the
House of Representatives detailed expenditure plans for
air cargo security, checkpoint support, and explosives de-
tection systems refurbishment, procurement, and installa-
tions on an airport-by-airport basis for fiscal year 2014
and the completion of a security assessment measuring the
effectiveness of using the Transportation Worker Identifi-
cation Credential: Provided further, That the Adminis-
trator of the Transportation Security Administration shall
submit to the Committees of the Senate and the House
of Representatives, at the time that the President’s budget
proposal for fiscal year 2015 is submitted pursuant to sec-
tion 1105(a) of title 31, United States Code, the expendi-
ture plans and report detailed in the preceding proviso.

FEDERAL AIR MARSHALS

For necessary expenses of the Federal Air Marshal
Service, $821,107,000: Provided, That the Director of the
Federal Air Marshal Service shall submit to the Commit-
tees on Appropriations of the Senate and the House of
Representatives not later than 45 days after the date of
enactment of this Act a detailed, classified expenditure
and staffing plan for ensuring optimal coverage of high-risk flights.

**COAST GUARD**

**OPERATING EXPENSES**

For necessary expenses for the operation and maintenance of the Coast Guard, not otherwise provided for; purchase or lease of not to exceed 25 passenger motor vehicles, which shall be for replacement only; purchase or lease of small boats for contingent and emergent requirements (at a unit cost of no more than $700,000) and repairs and service-life replacements, not to exceed a total of $31,000,000; purchase or lease of boats necessary for overseas deployments and activities; minor shore construction projects not exceeding $1,000,000 in total cost on any location; payments pursuant to section 156 of Public Law 97–377 (42 U.S.C. 402 note; 96 Stat. 1920); and recreation and welfare; $6,839,416,000; of which $340,000,000 shall be for defense-related activities, of which $24,500,000 shall be derived from the Oil Spill Liability Trust Fund to carry out the purposes of section 1012(a)(5) of the Oil Pollution Act of 1990 (33 U.S.C. 2712(a)(5)); and of which not to exceed $15,300 shall be for official reception and representation expenses: Provided, That none of the funds made available by this Act shall be for expenses incurred for recreational vessels
under section 12114 of title 46, United States Code, except to the extent fees are collected from owners of yachts and credited to this appropriation: Provided further, That of the funds provided under this heading, $167,683,000 shall be withheld from obligation for Coast Guard Headquarters Directorates until a revised future-years capital investment plan for fiscal years 2015 through 2019, as specified under the heading “Coast Guard Acquisition, Construction, and Improvements” of this Act is submitted to the Committees on Appropriations of the Senate and the House of Representatives.

ENVIRONMENTAL COMPLIANCE AND RESTORATION

For necessary expenses to carry out the environmental compliance and restoration functions of the Coast Guard under chapter 19 of title 14, United States Code, $13,164,000, to remain available until September 30, 2018.

RESERVE TRAINING

For necessary expenses of the Coast Guard Reserve, as authorized by law; operations and maintenance of the Coast Guard Reserve program; personnel and training costs; and equipment and services; $112,991,000.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

For necessary expenses of acquisition, construction, renovation, and improvement of aids to navigation, shore
facilities, vessels, and aircraft, including equipment related
thereto; and maintenance, rehabilitation, lease, and opera-
tion of facilities and equipment; as authorized by law;
$1,222,712,000; of which $20,000,000 shall be derived
from the Oil Spill Liability Trust Fund to carry out the
purposes of section 1012(a)(5) of the Oil Pollution Act
of 1990 (33 U.S.C. 2712(a)(5)); and of which the fol-
lowing amounts, to remain available until September 30,
2018 (except as subsequently specified), shall be available
as follows: $18,000,000 shall be available for military fam-
ily housing, of which not more than $6,828,691 shall be
derived from the Coast Guard Housing Fund established
pursuant to 14 U.S.C. 687; $860,553,000 shall be avail-
able to acquire, effect major repairs to, renovate, or im-
prove vessels, small boats, and related equipment;
$149,710,000 shall be available to acquire, effect major
repairs to, renovate, or improve aircraft or increase avia-
tion capability; $74,930,000 shall be available for other
acquisition programs; $5,000,000 shall be available for
shore facilities and aids to navigation, including water-
front facilities at Navy installations used by the Coast
Guard; and $114,519,000, to remain available until Sep-
tember 30, 2014, shall be available for personnel com-
pensation and benefits and related costs: Provided, That
the funds provided by this Act shall be immediately avail-
able and allotted to contract for the production of the seventh National Security Cutter notwithstanding the availability of funds for post-production costs: Provided further, That the funds provided by this Act shall be immediately available and allotted to contract for long lead time materials, components, and designs for the eighth National Security Cutter notwithstanding the availability of funds for production costs or post-production costs: Provided further, That the Commandant of the Coast Guard shall submit to the Committees on Appropriations of the Senate and the House of Representatives, at the time that the President’s budget proposal for fiscal year 2015 is submitted pursuant to section 1105(a) of title 31, United States Code, a future-years capital investment plan for the Coast Guard that identifies for each requested capital asset—

(1) the proposed appropriations included in that budget;

(2) the total estimated cost of completion, including and clearly delineating the costs of associated major acquisition systems infrastructure and transition to operations;

(3) projected funding levels for each fiscal year for the next 5 fiscal years or until acquisition pro-
gram baseline or project completion, whichever is earlier;

(4) an estimated completion date at the projected funding levels; and

(5) a current acquisition program baseline for each capital asset, as applicable, that—

(A) includes the total acquisition cost of each asset, subdivided by fiscal year and including a detailed description of the purpose of the proposed funding levels for each fiscal year, including for each fiscal year funds requested for design, pre-acquisition activities, production, structural modifications, missionization, post-delivery, and transition to operations costs;

(B) includes a detailed project schedule through completion, subdivided by fiscal year, that details—

(i) quantities planned for each fiscal year; and

(ii) major acquisition and project events, including development of operational requirements, contracting actions, design reviews, production, delivery, test and evaluation, and transition to oper-
ations, including necessary training, shore
infrastructure, and logistics;

(C) notes and explains any deviations in
cost, performance parameters, schedule, or esti-
mated date of completion from the original ac-
quision program baseline and the most recent
baseline approved by the Department of Home-
land Security's Acquisition Review Board, if ap-
licable;

(D) aligns the acquisition of each asset to
mission requirements by defining existing capa-
bilities of comparable legacy assets, identifying
known capability gaps between such existing ca-
pabilities and stated mission requirements, and
explaining how the acquisition of each asset will
address such known capability gaps;

(E) defines life-cycle costs for each asset
and the date of the estimate on which such
costs are based, including all associated costs of
major acquisitions systems infrastructure and
transition to operations, delineated by purpose
and fiscal year for the projected service life of
the asset;

(F) includes the earned value management
system summary schedule performance index
and cost performance index for each asset, if
applicable; and

(G) includes a phase-out and decommissioning schedule delineated by fiscal year for
each existing legacy asset that each asset is intended to replace or recapitalize:

Provided further, That the Commandant of the Coast Guard shall ensure that amounts specified in the future-years capital investment plan are consistent, to the maximum extent practicable, with proposed appropriations necessary to support the programs, projects, and activities of the Coast Guard in the President’s budget proposal for fiscal year 2015 is submitted pursuant to section 1105(a) of title 31, United States Code, for that fiscal year: Provided further, That any inconsistencies between the capital investment plan and proposed appropriations shall be identified and justified: Provided further, That subsections (a) and (b) of section 6402 of Public Law 110–28 shall apply with respect to the amounts made available under this heading.

RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

For necessary expenses for applied scientific research, development, test, and evaluation; and for maintenance, rehabilitation, lease, and operation of facilities and equipment; as authorized by law; $9,928,000, to remain
available until September 30, 2015, of which $500,000 shall be derived from the Oil Spill Liability Trust Fund to carry out the purposes of section 1012(a)(5) of the Oil Pollution Act of 1990 (33 U.S.C. 2712(a)(5)): Provided, That there may be credited to and used for the purposes of this appropriation funds received from State and local governments, other public authorities, private sources, and foreign countries for expenses incurred for research, development, testing, and evaluation.

RETIRERED PAY

For retired pay, including the payment of obligations otherwise chargeable to lapsed appropriations for this purpose, payments under the Retired Serviceman’s Family Protection and Survivor Benefits Plans, payment for career status bonuses, concurrent receipts and combat-related special compensation under the National Defense Authorization Act, and payments for medical care of retired personnel and their dependents under chapter 55 of title 10, United States Code, $1,460,000,000, to remain available until expended.

UNITED STATES SECRET SERVICE

SALARIES AND EXPENSES

For necessary expenses of the United States Secret Service, including purchase of not to exceed 652 vehicles for police-type use for replacement only; hire of passenger
motor vehicles; purchase of motorcycles made in the
United States; hire of aircraft; services of expert witnesses
at such rates as may be determined by the Director of
the Secret Service; rental of buildings in the District of
Columbia, and fencing, lighting, guard booths, and other
facilities on private or other property not in Government
ownership or control, as may be necessary to perform pro-
tective functions; payment of per diem or subsistence al-
lowances to employees in cases in which a protective as-
signment on the actual day or days of the visit of a
protectee requires an employee to work 16 hours per day
or to remain overnight at a post of duty; conduct of and
participation in firearms matches; presentation of awards;
travel of United States Secret Service employees on pro-
tective missions without regard to the limitations on such
expenditures in this or any other Act; research and devel-
opment; grants to conduct behavioral research in support
of protective research and operations; and payment in ad-
vance for commercial accommodations as may be nec-
ессary to perform protective functions; $1,534,589,000; of
which not to exceed $19,125 shall be for official reception
and representation expenses; of which not to exceed
$100,000 shall be to provide technical assistance and
equipment to foreign law enforcement organizations in
counterfeit investigations; of which $2,358,000 shall be for
forensic and related support of investigations of missing
and exploited children; of which $6,000,000 shall be for
a grant for activities related to investigations of missing
and exploited children and shall remain available until
September 30, 2015; and of which not less than
$8,000,000 shall be for activities related to training in
electronic crimes investigations and forensics: Provided,
That $18,000,000 for protective travel shall remain avail-
able until September 30, 2015: Provided further, That
$4,500,000 for National Special Security Events shall re-
main available until September 30, 2015: Provided further,
That the United States Secret Service is authorized to ob-
ligate funds in anticipation of reimbursements from Fed-
eral agencies and entities, as defined in section 105 of title
5, United States Code, for personnel receiving training
sponsored by the James J. Rowley Training Center, except
that total obligations at the end of the fiscal year shall
not exceed total budgetary resources available under this
heading at the end of the fiscal year: Provided further,
That none of the funds made available under this heading
shall be available to compensate any employee for overtime
in an annual amount in excess of $35,000, except that
the Secretary of Homeland Security, or the designee of
the Secretary, may waive that amount as necessary for
national security purposes: Provided further, That none of
the funds made available to the United States Secret Service by this Act or by previous appropriations Acts may be made available for the protection of the head of a Federal agency other than the Secretary of Homeland Security: Provided further, That the Director of the Secret Service may enter into an agreement to provide such protection on a fully reimbursable basis: Provided further, That none of the funds made available to the United States Secret Service by this Act or by previous appropriations Acts may be obligated for the purpose of opening a new permanent domestic or overseas office or location unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such obligation: Provided further, That for purposes of section 503(b) of this Act, $15,000,000 or 10 percent, whichever is less, may be transferred between “Protection of Persons and Facilities” and “Domestic Field Operations”.

ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND RELATED EXPENSES

For necessary expenses for acquisition, construction, repair, alteration, and improvement of physical and technological infrastructure, $51,775,000; of which $5,380,000, to remain available until September 30, 2018, shall be for acquisition, construction, improvement, and
maintenance of facilities; and of which $46,395,000, to re-
main available until September 30, 2016, shall be for in-
formation integration and technology transformation exe-
cution: Provided, That the Director of the Secret Service
shall submit to the Committees on Appropriations of the
Senate and the House of Representatives at the time that
the President’s budget proposal for fiscal year 2015 is
submitted pursuant to section 1105(a) of title 31, United
States Code, a multi-year investment and management
plan for its Information Integration and Technology
Transformation program that describes funding for the
current fiscal year and the following 3 fiscal years, with
associated plans for systems acquisition and technology
deployment.

TITLE III

PROTECTION, PREPAREDNESS, RESPONSE, AND
RECOVERY

NATIONAL PROTECTION AND PROGRAMS DIRECTORATE
MANAGEMENT AND ADMINISTRATION

For salaries and expenses of the Office of the Under
Secretary and the Offices of the Assistant Secretaries for
the National Protection and Programs Directorate, sup-
port for operations, and information technology,
$50,522,000: Provided, That not to exceed $3,825 shall
be for official reception and representation expenses.
INFRASTRUCTURE PROTECTION AND INFORMATION
SECURITY

For necessary expenses for infrastructure protection and information security programs and activities, as authorized by title II of the Homeland Security Act of 2002 (6 U.S.C. 121 et seq.), $1,176,629,000, of which $200,000,000, shall remain available until September 30, 2015: Provided, That of the total amount provided for the “Infrastructure Security Compliance” program, project, and activity, $20,000,000 shall be withheld from obligation until the Under Secretary for the National Protection and Programs Directorate submits to the Committees on Appropriations of the Senate and the House of Representatives an expenditure plan for the Chemical Facility Anti-Terrorism Standards program that includes the number of facilities covered by the program, inspectors on-board, inspections pending, and inspections projected to be completed by September 30, 2014.

FEDERAL PROTECTIVE SERVICE

The revenues and collections of security fees credited to this account shall be available until expended for necessary expenses related to the protection of federally owned and leased buildings and for the operations of the Federal Protective Service.
OFFICE OF BIOMETRIC IDENTITY MANAGEMENT

For necessary expenses for the Office of Biometric Identity Management, as authorized by section 7208 of the Intelligence Reform and Terrorism Prevention Act of 2004 (8 U.S.C. 1365b), $232,190,000: Provided, That of the total amount made available under this heading, $113,956,000 shall remain available until September 30, 2016: Provided further, That the Secretary of Homeland Security shall submit to the Committees on Appropriations of the Senate and the House of Representatives, not later than 60 days after the date of enactment of this Act, an expenditure plan for the Office of Biometric Identity Management: Provided further, That the Secretary shall submit to the Committees on Appropriations of the Senate and the House of Representatives at the time the President’s budget is submitted each year under section 1105(a) of title 31, United States Code, a multi-year investment and management plan for the Office of Biometric Identity Management program, to include each fiscal year starting with the current fiscal year and the 3 subsequent fiscal years, that provides—

(1) the proposed appropriation for each activity tied to mission requirements and outcomes, program management capabilities, performance levels, and specific capabilities and services to be delivered, not-
ing any deviations in cost or performance from the
prior fiscal years expenditure or investment and
management plan for United States Visitor and Im-
migrant Status Indicator Technology;

(2) the total estimated cost, projected funding
by fiscal year, and projected timeline of completion
for all enhancements, modernizations, and new capa-
bilities proposed in such budget and underway, in-
cluding and clearly delineating associated efforts and
funds requested by other agencies within the De-
partment of Homeland Security and in the Federal
Government and detailing any deviations in cost,
performance, schedule, or estimated date of comple-
tion provided in the prior fiscal years expenditure or
investment and management plan for United States
Visitor and Immigrant Status Indicator Technology;
and

(3) a detailed accounting of operations and
maintenance, contractor services, and program costs
associated with the management of identity services.

OFFICE OF HEALTH AFFAIRS

For necessary expenses of the Office of Health Af-
fairs, $123,425,000; of which $25,072,000 is for salaries
and expenses; and of which $79,534,000 is for BioWatch
operations: Provided, That of the amount made available
under this heading, $18,819,000 shall remain available until September 30, 2015, for biosurveillance, chemical defense, medical and health planning and coordination, and workforce health protection: Provided further, That not to exceed $2,250 shall be for official reception and representation expenses.

FEDERAL EMERGENCY MANAGEMENT AGENCY

SALARIES AND EXPENSES

Provided, That not to exceed $2,250 shall be for official reception and representation expenses: Provided further, That of the total amount made available under this heading, $27,513,000 (increased by $7,667,000) shall be for the Urban Search and Rescue Response System, of which none is available for Federal Emergency Management Agency administrative costs: Provided further, That of the total amount made available under this heading, $22,000,000 shall remain available until September 30, 2015, for capital improvements and other expenses related to continuity of operations at the Mount Weather Emergency Operations Center.

STATE AND LOCAL PROGRAMS
For grants contracts, cooperative agreements, and other activities, $1,500,000,000 (reduced by $97,500,000) (increased by $97,500,000) (reduced by $97,500,000), which shall be allocated as follows:

(1) Notwithstanding section 503 of this Act, $1,264,826,000 (reduced by $97,500,000) (increased by $97,500,000) shall be distributed, according to threat, vulnerability, and consequence, at the
discretion of the Secretary of Homeland Security based on the following authorities:

That notwithstanding subsection (c)(4) of such section 2004, for fiscal year 2014, the Commonwealth of Puerto Rico shall make available to local and tribal governments amounts provided to the Commonwealth of Puerto Rico under this paragraph in accordance with subsection (c)(1) of such section 2004.

(B) Operation Stonegarden.


(D) Organizations (as described under section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from tax section 501(a) of such code) determined by the Secretary of Homeland Security to be at high risk of a terrorist attack.

(E) Public Transportation Security Assistance and Railroad Security Assistance, under sections 1406 and 1513 of the Implementing
Recommendations of the 9/11 Commission Act of 2007 (6 U.S.C. 1135 and 1163), including Amtrak security: Provided, That such public transportation security assistance shall be provided directly to public transportation agencies.

(F) Port Security Grants in accordance with 46 U.S.C. 70107.


(I) The Citizen Corps Program.


(L) Emergency Operations Centers under section 614 of the Robert T. Stafford Disaster
Relief and Emergency Assistance Act (42 U.S.C. 5196c).

(M) The Buffer Zone Protection Program Grants.

(N) Regional Catastrophic Preparedness Grants.

(2) $235,174,000 shall be to sustain current operations for training, exercises, technical assistance, and other programs, of which $157,991,000 shall be for training of State, local, and tribal emergency response providers:

Provided, That of the amounts provided in paragraph (1) under this heading, $55,000,000 shall be for operation Stonegarden; Provided further, That for grants under paragraph (1), applications for grants shall be made available to eligible applicants not later than 60 days after the date of enactment of this Act, that eligible applicants shall submit applications not later than 80 days after the grant announcement, and the Administrator of the Federal Emergency Management Agency shall act within 65 days after the receipt of an application: Provided further, That notwithstanding section 2008(a)(11) of the Homeland Security Act of 2002 (6 U.S.C. 609(a)(11)), or any other provision of law, a grantee may not use more than 5 percent of the amount of a grant made available under this
heading for expenses directly related to administration of
the grant. *Provided further,* That for grants under para-
graphs (1) and (2), the installation of communications
towers is not considered construction of a building or other
physical facility. *Provided further,* That grantees shall pro-
vide reports on their use of funds, as determined necessary
by the Secretary of Homeland Security.

**FIREFIGHTER ASSISTANCE GRANTS**

For grants for programs authorized by the Federal
et seq.), $675,000,000 (increased by $5,000,000), to re-
main available until September 30, 2015, of which
$337,500,000 (increased by $2,500,000) shall be available
to carry out section 33 of that Act (15 U.S.C. 2229) and
$337,500,000 (increased by $2,500,000) shall be available
to carry out section 34 of that Act (15 U.S.C. 2229a).

**EMERGENCY MANAGEMENT PERFORMANCE GRANTS**

For emergency management performance grants, as
authorized by the National Flood Insurance Act of 1968
(42 U.S.C. 4001 et seq.), the Robert T. Stafford Disaster
Relief and Emergency Assistance Act (42 U.S.C. 5121 et
seq.), the Earthquake Hazards Reduction Act of 1977 (42
U.S.C. 7701 et seq.), and Reorganization Plan No. 3 of
RADIOLOGICAL EMERGENCY PREPAREDNESS PROGRAM

The aggregate charges assessed during fiscal year 2014, as authorized in title III of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1999 (42 U.S.C. 5196e), shall not be less than 100 percent of the amounts anticipated by the Department of Homeland Security necessary for its radiological emergency preparedness program for the next fiscal year: Provided, That the methodology for assessment and collection of fees shall be fair and equitable and shall reflect costs of providing such services, including administrative costs of collecting such fees: Provided further, That fees received under this heading shall be deposited in this account as offsetting collections and will become available for authorized purposes on October 1, 2014, and remain available until September 30, 2016.

UNITED STATES FIRE ADMINISTRATION

DISASTER RELIEF FUND

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses in carrying out the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), $6,220,908,000, to remain available until expended, of which $24,000,000 shall be transferred to the Department of Homeland Security Office of Inspector General for audits and investigations related to disasters: Provided, That the Administrator of the Federal Emergency Management Agency shall submit an expenditure plan to the Committees on Appropriations of the House of Representatives and the Senate detailing the use of the funds made available in this or any other Act for disaster readiness and support not later than 60 days after the date of enactment of this Act: Provided further, That the Administrator shall submit to such Committees a quarterly report detailing obligations against the expenditure plan and a justification for any changes from the initial plan: Provided further, That the Administrator shall submit to such Committees the following reports, including a specific description of the methodology and the source data used in developing such reports:

(1) An estimate of the following amounts shall be submitted for the budget year at the time that the President’s budget proposal for fiscal year 2015
is submitted pursuant to section 1105(a) of title 31, United States Code:

(A) The unobligated balance of funds to be carried over from the prior fiscal year to the budget year.

(B) The unobligated balance of funds to be carried over from the budget year to the budget year plus 1.

(C) The amount of obligations for non-catastrophic events for the budget year.

(D) The amount of obligations for the budget year for catastrophic events delineated by event and by State.

(E) The total amount that has been previously obligated or will be required for catastrophic events delineated by event and by State for all prior years, the current year, the budget year, the budget year plus 1, the budget year plus 2, and the budget year plus 3 and beyond.

(F) The amount of previously obligated funds that will be recovered for the budget year.

(G) The amount that will be required for obligations for emergencies, as described in section 102(1) of the Robert T. Stafford Disaster
Relief and Emergency Assistance Act (42 U.S.C. 5122(1)), major disasters, as described in section 102(2) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122(2)), fire management assistance grants, as described in section 420 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5187), surge activities, and disaster readiness and support activities.


(2) An estimate or actual amounts, if available, of the following for the current fiscal year shall be submitted not later than the fifth day of each month, and shall be published by the Administrator on the Agency’s website not later than the eleventh day of each month:

(A) A summary of the amount of appropriations made available by source, the transfers executed, the previously allocated funds recovered, and the commitments, allocations, and obligations made.
(B) A table of disaster relief activity delineated by month, including—

(i) the beginning and ending balances;
(ii) the total obligations to include amounts obligated for fire assistance, emergencies, surge, and disaster support activities;
(iii) the obligations for catastrophic events delineated by event and by State; and
(iv) the amount of previously obligated funds that are recovered.

(C) A summary of allocations, obligations, and expenditures for catastrophic events delineated by event.

(D) In addition, for a disaster declaration related to Hurricane Sandy, the cost of the following categories of spending: public assistance, individual assistance, mitigation, administrative, operations, and any other relevant category (including emergency measures and disaster resources).

(E) The date on which funds appropriated will be exhausted:
Provided further, That the Administrator shall publish on the Agency's website not later than 24 hours after an award of a public assistance grant under section 406 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5172) the specifics of the grant award: Provided further, That for any mission assignment or mission assignment task order to another Federal department or agency regarding a major disaster, not later than 24 hours after the issuance of the mission assignment or task order, the Administrator shall publish on the Agency's website the following: the name of the impacted State and the disaster declaration for such State, the assigned agency, the assistance requested, a description of the disaster, the total cost estimate, and the amount obligated: Provided further, That not later than 10 days after the last day of each month until the mission assignment or task order is completed and closed out, the Administrator shall update any changes to the total cost estimate and the amount obligated: Provided further, That of the amount provided under this heading, $5,626,386,000 is for major disasters declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.): Provided further, That the amount in the preceding proviso is designated by the Con-
gress as being for disaster relief pursuant to section 251(b)(2)(D) of the Balanced Budget and Emergency Deficit Control Act of 1985.

FLOOD HAZARD MAPPING AND RISK ANALYSIS PROGRAM

For necessary expenses, including administrative costs, under section 1360 of the National Flood Insurance Act of 1968 (42 U.S.C. 4101) and under sections 100215, 100216, 100226, 100230, and 100246 of the Biggert-Waters Flood Insurance Reform Act of 2012 (Public Law 112–141, 126 Stat. 917), $95,202,000, and such additional sums as may be provided by State and local governments or other political subdivisions for cost-shared mapping activities under section 1360(f)(2) of such Act (42 U.S.C. 4101(f)(2)), to remain available until expended.

NATIONAL FLOOD INSURANCE FUND

For activities under the National Flood Insurance Act of 1968 (42 U.S.C. 4001 et seq.), the Flood Disaster Protection Act of 1973 (42 U.S.C. 4001 et seq.), and the Biggert-Waters Flood Insurance Reform Act of 2012 (Public Law 112–141, 126 Stat. 916), $176,300,000, which shall be derived from offsetting amounts collected under section 1308(d) of the National Flood Insurance Act of 1968 (42 U.S.C. 4015(d)); of which not to exceed $22,000,000 shall be available for salaries and expenses associated with flood mitigation and flood insurance oper-
ations; and not less than $154,300,000 shall be available
for flood plain management and flood mapping, to remain
available until September 30, 2015: Provided, That any
additional fees collected pursuant to section 1308(d) of the
4015(d)) shall be credited as an offsetting collection to
this account, to be available for flood plain management
and flood mapping: Provided further, That in fiscal year
2014, no funds shall be available from the National Flood
Insurance Fund under section 1310 of that Act (42
U.S.C. 4017) in excess of:

(1) $132,000,000 for operating expenses;
(2) $1,152,000,000 for commissions and taxes
of agents;
(3) such sums as are necessary for interest on
Treasury borrowings; and
(4) $100,000,000, which shall remain available
until expended, for flood mitigation actions under
section 1366 of the National Flood Insurance Act of
1968 (42 U.S.C. 4104c): Provided further, That the
amounts collected under section 102 of the Flood
Disaster Protection Act of 1973 (42 U.S.C. 4012a)
and section 1366(e) of the National Flood Insurance
Act of 1968 shall be deposited in the National Flood
Insurance Fund to supplement other amounts speci-
fied as available for section 1366 of the National Flood Insurance Act of 1968, notwithstanding subsection (f)(8) of such section 102 (42 U.S.C. 4012a(f)(8)) and subsection 1366(e) and paragraphs (2) and (3) of section 1367(b) of the National Flood Insurance Act of 1968 (42 U.S.C. 4104c(e), 4104d(b)(2)–(3)): Provided further, That total administrative costs shall not exceed 4 percent of the total appropriation.

NATIONAL PREDISASTER MITIGATION FUND

For the predisaster mitigation grant program under section 203 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5133), $22,500,000 (increased by $7,655,000) to remain available until expended.

EMERGENCY FOOD AND SHELTER

To carry out the emergency food and shelter program pursuant to title III of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11331 et seq.), $120,000,000, to remain available until expended: Provided, That total administrative costs shall not exceed 3.5 percent of the total amount made available under this heading.
For necessary expenses for citizenship and immigration services, $114,213,000 for the E-Verify Program, as described in section 403(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note), to assist United States employers with maintaining a legal workforce: Provided, That notwithstanding any other provision of law, funds otherwise made available to United States Citizenship and Immigration Services may be used to acquire, operate, equip, and dispose of up to 5 vehicles, for replacement only, for areas where the Administrator of General Services does not provide vehicles for lease: Provided further, That the Director of United States Citizenship and Immigration Services may authorize employees who are assigned to those areas to use such vehicles to travel between the employees’ residences and places of employment.

FEDERAL LAW ENFORCEMENT TRAINING CENTER

SALARIES AND EXPENSES

For necessary expenses of the Federal Law Enforcement Training Center, including materials and support
costs of Federal law enforcement basic training; the pur-
chase of not to exceed 117 vehicles for police-type use and
hire of passenger motor vehicles; expenses for student ath-
etic and related activities; the conduct of and participa-
tion in firearms matches and presentation of awards; pub-
lic awareness and enhancement of community support of
law enforcement training; room and board for student in-
terns; a flat monthly reimbursement to employees author-
ized to use personal mobile phones for official duties; and
services as authorized by section 3109 of title 5, United
States Code; $227,845,000; of which $300,000 shall re-
main available until expended to be distributed to Federal
law enforcement agencies for expenses incurred partici-
pating in training accreditation; and of which not to ex-
ceed $9,180 shall be for official reception and representa-
tion expenses: Provided, That the Center is authorized to
obligate funds in anticipation of reimbursements from
agencies receiving training sponsored by the Center, ex-
cept that total obligations at the end of the fiscal year
shall not exceed total budgetary resources available at the
end of the fiscal year: Provided further, That section
1202(a) of Public Law 107–206 (42 U.S.C. 3771 note),
as amended under this heading in division D of Public
Law 113–6 is further amended by striking “December 31,
2015” and inserting “December 31, 2016”: Provided fur-
That the Director of the Federal Law Enforcement Training Center shall schedule basic or advanced law enforcement training, or both, at all four training facilities under the control of the Federal Law Enforcement Training Center to ensure that such training facilities are operated at the highest capacity throughout the fiscal year:

Provided further, That the Federal Law Enforcement Training Accreditation Board, including representatives from the Federal law enforcement community and non-Federal accreditation experts involved in law enforcement training, shall lead the Federal law enforcement training accreditation process to continue the implementation of measuring and assessing the quality and effectiveness of Federal law enforcement training programs, facilities, and instructors.

For acquisition of necessary additional real property and facilities, construction, and ongoing maintenance, facility improvements, and related expenses of the Federal Law Enforcement Training Center, $30,885,000, to remain available until September 30, 2018: Provided, That the Center is authorized to accept reimbursement to this appropriation from government agencies requesting the construction of special use facilities.
For salaries and expenses of the Office of the Under Secretary for Science and Technology and for management and administration of programs and activities as authorized by title III of the Homeland Security Act of 2002 (6 U.S.C. 181 et seq.), $129,000,000: Provided, That not to exceed $7,650 shall be for official reception and representation expenses: Provided further, That the Secretary of Homeland Security shall submit to the Committees on Appropriations of the Senate and the House of Representatives, at the time that the President's budget proposal for fiscal year 2015 is submitted pursuant to section 1105(a) of title 31, United States Code, a report outlining reforms to research and development programs, as specified in the accompanying report.

For necessary expenses for science and technology research, including advanced research projects, development, test and evaluation, acquisition, and operations as authorized by title III of the Homeland Security Act of 2002 (6 U.S.C. 181 et seq.), and the purchase or lease of not to exceed 5 vehicles, $1,096,488,000; of which $548,703,000 shall remain available until September 30,
2016; and of which $547,785,000 shall remain available until September 30, 2018, solely for operation and construction of laboratory facilities: Provided, That of the funds provided for the operation and construction of laboratory facilities under this heading, $404,000,000 shall be for construction of the National Bio- and Agro-defense Facility.

DOMESTIC NUCLEAR DETECTION OFFICE
MANAGEMENT AND ADMINISTRATION

For salaries and expenses of the Domestic Nuclear Detection Office, as authorized by title XIX of the Homeland Security Act of 2002 (6 U.S.C. 591 et seq.), for management and administration of programs and activities, $37,353,000: Provided, That not to exceed $2,250 shall be for official reception and representation expenses: Provided further, That not later than 60 days after the date of enactment of this Act, the Secretary of Homeland Security shall submit to the Committees on Appropriations of the Senate and the House of Representatives a strategic plan of investments necessary to implement the Department of Homeland Security’s responsibilities under the domestic component of the global nuclear detection architecture that shall:

(1) define the role and responsibilities of each Departmental component in support of the domestic
detection architecture, including any existing or
planned programs to pre-screen cargo or convey-
ances overseas;

(2) identify and describe the specific invest-
ments being made by each Departmental component
in fiscal year 2014 and planned for fiscal year 2015
to support the domestic architecture and the secu-
ritv of sea, land, and air pathways into the United
States;

(3) describe the investments necessary to close
known vulnerabilities and gaps, including associated
costs and timeframes, and estimates of feasibility
and cost effectiveness; and

(4) explain how the Department’s research and
development funding is furthering the implementa-
tion of the domestic nuclear detection architecture,
including specific investments planned for each of
fiscal years 2014 and 2015.

RESEARCH, DEVELOPMENT, AND OPERATIONS

For necessary expenses for radiological and nuclear
research, development, testing, evaluation, and operations,
$211,210,000, to remain available until September 30,
2015.
For expenses for the Domestic Nuclear Detection Office acquisition and deployment of radiological detection systems in accordance with the global nuclear detection architecture, $42,600,000, to remain available until September 30, 2016.

TITLE V
GENERAL PROVISIONS

Sec. 501. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

Sec. 502. Subject to the requirements of section 503 of this Act, the unexpended balances of prior appropriations provided for activities in this Act may be transferred to appropriation accounts for such activities established pursuant to this Act, may be merged with funds in the applicable established accounts, and thereafter may be accounted for as one fund for the same time period as originally enacted.

Sec. 503. (a) None of the funds provided by this Act, provided by previous appropriations Acts to the agencies in or transferred to the Department of Homeland Security that remain available for obligation or expenditure in fiscal year 2014, or provided from any accounts in the Treasury of the United States derived by the collection of fees avail-
able to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds that:

(1) creates a new program, project, or activity;

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

(3) increases funds for any program, project, or activity for which funds have been denied or restricted by the Congress;

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

(5) contracts out any function or activity for which funding levels were requested for Federal full-time equivalents in the object classification tables contained in the fiscal year 2014 Budget Appendix for the Department of Homeland Security, as modified by the report accompanying this Act, unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such reprogramming of funds.

(b) None of the funds provided by this Act, provided by previous appropriations Acts to the agencies in or transferred to the Department of Homeland Security that
remain available for obligation or expenditure in fiscal year 2014, or provided from any accounts in the Treasury of the United States derived by the collection of fees or proceeds available to the agencies funded by this Act, shall be available for obligation or expenditure for programs, projects, or activities through a reprogramming of funds in excess of $5,000,000 or 10 percent, whichever is less, that:

(1) augments existing programs, projects, or activities;

(2) reduces by 10 percent funding for any existing program, project, or activity;

(3) reduces by 10 percent the numbers of personnel approved by the Congress; or

(4) results from any general savings from a reduction in personnel that would result in a change in existing programs, projects, or activities as approved by the Congress, unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such reprogramming of funds.

(c) Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Department of Homeland Security by this Act or provided by previous appropriations Acts may be transferred between
such appropriations, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by such transfers: Provided, That any transfer under this section shall be treated as a reprogramming of funds under subsection (b) and shall not be available for obligation unless the Committees on Appropriations of the Senate and the House of Representatives are notified 15 days in advance of such transfer.

(d) Notwithstanding subsections (a), (b), and (c) of this section, no funds shall be reprogrammed within or transferred between appropriations after June 30, except in extraordinary circumstances that imminently threaten the safety of human life or the protection of property.

(e) The notification thresholds and procedures set forth in this section shall apply to any use of deobligated balances of funds provided in previous Department of Homeland Security Appropriations Acts.

SEC. 504. (a) The Department of Homeland Security Working Capital Fund, established pursuant to section 403 of Public Law 103–356 (31 U.S.C. 501 note), shall continue operations as a permanent working capital fund for fiscal year 2014: Provided, That none of the funds appropriated or otherwise made available to the Department of Homeland Security may be used to make payments to the Working Capital Fund, except for the activities and
amounts allowed in the President’s fiscal year 2014 budget: Provided further, That funds provided to the Working Capital Fund shall be available for obligation until expended to carry out the purposes of the Working Capital Fund: Provided further, That all departmental components shall be charged only for direct usage of each Working Capital Fund service: Provided further, That funds provided to the Working Capital Fund shall be used only for purposes consistent with the contributing component: Provided further, That the Working Capital Fund shall be paid in advance or reimbursed at rates which will return the full cost of each service: Provided further, That the Working Capital Fund shall be subject to the requirements of section 503 of this Act.

(b) The amounts appropriated in this Act are hereby reduced by $250,000,000 to reflect cash balance and rate stabilization adjustments in the Working Capital Fund.

SEC. 505. Except as otherwise specifically provided by law, not to exceed 50 percent of unobligated balances remaining available at the end of fiscal year 2014 from appropriations for salaries and expenses for fiscal year 2014 in this Act shall remain available through September 30, 2015, in the account and for the purposes for which the appropriations were provided: Provided, That prior to the obligation of such funds, a request shall be submitted
to the Committees on Appropriations of the Senate and
the House of Representatives for approval in accordance
with section 503 of this Act.

SEC. 506. Funds made available by this Act for intel-
ligence activities are deemed to be specifically authorized
by the Congress for purposes of section 504 of the Na-
tional Security Act of 1947 (50 U.S.C. 414) during fiscal
year 2014 until the enactment of an Act authorizing intel-
ligence activities for fiscal year 2014.

SEC. 507. (a) Except as provided in subsections (b)
and (c), none of the funds made available by this Act may
be used to—

(1) make or award a grant allocation, grant,
contract, other transaction agreement, or task or de-
delivery order on a Department of Homeland Security
multiple award contract, or to issue a letter of intent
totaling in excess of $1,000,000;

(2) award a task or delivery order requiring an
obligation of funds in an amount greater than
$10,000,000 from multi-year Department of Home-
land Security funds or a task or delivery order that
would cause cumulative obligations of multi-year
funds in a single account to exceed 50 percent of the
total amount appropriated;

(3) make a sole-source grant award; or
(4) announce publicly the intention to make or award items under paragraph (1), (2), or (3) including a contract covered by the Federal Acquisition Regulation.

(b) The Secretary of Homeland Security may waive the prohibition under subsection (a) if the Secretary notifies the Committees on Appropriations of the Senate and the House of Representatives at least 3 full business days in advance of making an award or issuing a letter as described in that subsection.

(c) If the Secretary of Homeland Security determines that compliance with this section would pose a substantial risk to human life, health, or safety, an award may be made without notification, and the Secretary shall notify the Committees on Appropriations of the Senate and the House of Representatives not later than 5 full business days after such an award is made or letter issued.

(d) A notification under this section—

(1) may not involve funds that are not available for obligation; and

(2) shall include the amount of the award; the fiscal year for which the funds for the award were appropriated; the type of contract; and the account and each program, project, and activity from which the funds are being drawn.
(e) The Administrator of the Federal Emergency Management Agency shall brief the Committees on Appropriations of the Senate and the House of Representatives 5 full business days in advance of announcing publicly the intention of making an award under “State and Local Programs”.

SEC. 508. Notwithstanding any other provision of law, no agency shall purchase, construct, or lease any additional facilities, except within or contiguous to existing locations, to be used for the purpose of conducting Federal law enforcement training without the advance approval of the Committees on Appropriations of the Senate and the House of Representatives, except that the Federal Law Enforcement Training Center is authorized to obtain the temporary use of additional facilities by lease, contract, or other agreement for training that cannot be accommodated in existing Center facilities.

SEC. 509. None of the funds appropriated or otherwise made available by this Act may be used for expenses for any construction, repair, alteration, or acquisition project for which a prospectus otherwise required under chapter 33 of title 40, United States Code, has not been approved, except that necessary funds may be expended for each project for required expenses for the development of a proposed prospectus.
SEC. 510. (a) Sections 520, 522, and 530 of the Department of Homeland Security Appropriations Act, 2008 (division E of Public Law 110–161; 121 Stat. 2073 and 2074) shall apply with respect to funds made available in this Act in the same manner as such sections applied to funds made available in that Act.


SEC. 511. None of the funds made available in this Act may be used in contravention of the applicable provisions of the Buy American Act. For purposes of the preceding sentence, the term “Buy American Act” means chapter 83 of title 41, United States Code.

SEC. 512. None of the funds made available in this Act may be used by any person other than the Privacy Officer appointed under subsection (a) of section 222 of the Homeland Security Act of 2002 (6 U.S.C. 142(a)) to alter, direct that changes be made to, delay, or prohibit the transmission to Congress of any report prepared under paragraph (6) of such subsection.

SEC. 513. None of the funds made available in this Act may be used to amend the oath of allegiance required

SEC. 514. Within 45 days after the end of each month, the Chief Financial Officer of the Department of Homeland Security shall submit to the Committees on Appropriations of the Senate and the House of Representatives a monthly budget and staffing report for that month that includes total obligations, on-board versus funded full-time equivalent staffing levels, and the number of contract employees for each office of the Department.

SEC. 515. Except as provided in section 44945 of title 49, United States Code, funds appropriated or transferred to Transportation Security Administration “Aviation Security”, “Administration”, and “Transportation Security Support” for fiscal years 2004 and 2005 that are recovered or deobligated shall be available only for the procurement or installation of explosives detection systems, air cargo, baggage, and checkpoint screening systems, subject to notification: Provided, That quarterly reports shall be submitted to the Committees on Appropriations of the Senate and the House of Representatives on any funds that are recovered or deobligated.

123 foot patrol boat conversion that are recovered, collected, or otherwise received as the result of negotiation, mediation, or litigation, shall be available until expended for the Fast Response Cutter program.

SEC. 517. Section 532(a) of Public Law 109–295 (120 Stat. 1384) is amended by striking “2013” and inserting “2014”.


(b) The Inspector General shall review the report required by subsection (a) to assess Departmental compliance with applicable laws and regulations and report the results of that review to the Committees on Appropriations of the Senate and the House of Representatives not later than February 15, 2015.
None of the funds provided by this or previous appropriations Acts shall be used to fund any position designated as a Principal Federal Official (or the successor thereto) for any Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) declared disasters or emergencies unless—

(1) the responsibilities of the Principal Federal Official do not include operational functions related to incident management, including coordination of operations, and are consistent with the requirements of section 509(e) and sections 503(c)(3) and 503(c)(4)(A) of the Homeland Security Act of 2002 (6 U.S.C. 319(e) and 313(e)(3) and 313(e)(4)(A)) and section 302 of the Robert T. Stafford Disaster Relief and Assistance Act (42 U.S.C. 5143);

(2) not later than 10 business days after the latter of the date on which the Secretary of Homeland Security appoints the Principal Federal Official and the date on which the President issues a declaration under section 401 or section 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 and 5191, respectively), the Secretary of Homeland Security shall submit a notification of the appointment of the Principal Federal Official and a description of the re-
sponsibilities of such Official and how such responsibilities are consistent with paragraph (1) to the Committees on Appropriations of the Senate and the House of Representatives, the Transportation and Infrastructure Committee of the House of Representatives, and the Homeland Security and Governmental Affairs Committee of the Senate; and

(3) not later than 60 days after the date of enactment of this Act, the Secretary shall provide a report specifying timeframes and milestones regarding the update of operations, planning and policy documents, and training and exercise protocols, to ensure consistency with paragraph (1) of this section.

Sec. 521. None of the funds provided or otherwise made available in this Act shall be available to carry out section 872 of the Homeland Security Act of 2002 (6 U.S.C. 452).

Sec. 522. None of the funds made available in this Act may be used by United States Citizenship and Immigration Services to grant an immigration benefit unless the results of background checks required by law to be completed prior to the granting of the benefit have been received by United States Citizenship and Immigration Services, and the results do not preclude the granting of the benefit.

(1) in subsection (a), by striking “Until September 30, 2013,” and inserting “Until September 30, 2014,”;

(2) in subsection (c)(1), by striking “September 30, 2013,” and inserting “September 30, 2014,”.

SEC. 524. The Secretary of Homeland Security shall require that all contracts of the Department of Homeland Security that provide award fees link such fees to successful acquisition outcomes (which outcomes shall be specified in terms of cost, schedule, and performance).

SEC. 525. None of the funds made available to the Office of the Secretary and Executive Management under this Act may be expended for any new hires by the Department of Homeland Security that are not verified through the E-Verify Program as described in section 403(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note).

SEC. 526. None of the funds made available in this Act for U.S. Customs and Border Protection may be used to prevent an individual not in the business of importing a prescription drug (within the meaning of section 801(g) of the Federal Food, Drug, and Cosmetic Act) from importing a prescription drug from Canada that complies
with the Federal Food, Drug, and Cosmetic Act: Provided,

That this section shall apply only to individuals trans-
porting on their person a personal-use quantity of the pre-
scription drug, not to exceed a 90-day supply: Provided

further, That the prescription drug may not be—

(1) a controlled substance, as defined in section

102 of the Controlled Substances Act (21 U.S.C. 802); or

(2) a biological product, as defined in section

351 of the Public Health Service Act (42 U.S.C. 262).

Sec. 527. The Secretary of Homeland Security, in
consultation with the Secretary of the Treasury, shall no-
tify the Committees on Appropriations of the Senate and
the House of Representatives of any proposed transfers
of funds available under section 9703(g)(4)(B) of title 31,
United States Code (as added by Section 638 of Public
Law 102–393) from the Department of the Treasury For-
teiture Fund to any agency within the Department of
Homeland Security: Provided, That none of the funds
identified for such a transfer may be obligated until the
Committees on Appropriations of the Senate and the
House of Representatives approve the proposed transfers.
Sec. 528. None of the funds made available in this Act may be used for planning, testing, piloting, or developing a national identification card.

Sec. 529. If the Administrator of the Transportation Security Administration determines that an airport does not need to participate in the E-Verify Program as described in section 403(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note), the Administrator shall certify to the Committees on Appropriations of the Senate and the House of Representatives that no security risks will result from such non-participation.

Sec. 530. (a) Notwithstanding any other provision of this Act, except as provided in subsection (b), and 30 days after the date on which the President determines whether to declare a major disaster because of an event and any appeal is completed, the Administrator shall publish on the Web site of the Federal Emergency Management Agency a report regarding that decision that shall summarize damage assessment information used to determine whether to declare a major disaster.

(b) The Administrator may redact from a report under subsection (a) any data that the Administrator determines would compromise national security.

(e) In this section—
(1) the term “Administrator” means the Administrator of the Federal Emergency Management Agency; and

(2) the term “major disaster” has the meaning given that term in section 102 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122).

Sec. 531. Any official that is required by this Act to report or to certify to the Committees on Appropriations of the Senate and the House of Representatives may not delegate such authority to perform that act unless specifically authorized herein.


Sec. 533. None of the funds appropriated or otherwise made available in this or any other Act may be used to transfer, release, or assist in the transfer or release to or within the United States, its territories, or possessions Khalid Sheikh Mohammed or any other detainee who—
(1) is not a United States citizen or a member of the Armed Forces of the United States; and

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

Sec. 534. None of the funds made available in this Act may be used for first-class travel by the employees of agencies funded by this Act in contravention of sections 301–10.122 through 301.10–124 of title 41, Code of Federal Regulations.

Sec. 535. None of the funds made available in this or any other Act for fiscal year 2014 and thereafter may be used to propose or effect a disciplinary or adverse action, with respect to any Department of Homeland Security employee who engages regularly with the public in the performance of his or her official duties solely because that employee elects to utilize protective equipment or measures, including but not limited to surgical masks, N95 respirators, gloves, or hand-sanitizers, where use of such equipment or measures is in accord with Department of Homeland Security policy and Centers for Disease Control and Prevention and Office of Personnel Management guidance.

Sec. 536. None of the funds made available in this Act may be used to employ workers described in section
Sec. 537. (a) Any company that collects or retains personal information directly from any individual who participates in the Registered Traveler or successor program of the Transportation Security Administration shall safeguard and dispose of such information in accordance with the requirements in—

(1) the National Institute for Standards and Technology Special Publication 800–30, entitled “Risk Management Guide for Information Technology Systems”;

(2) the National Institute for Standards and Technology Special Publication 800–53, Revision 3, entitled “Recommended Security Controls for Federal Information Systems and Organizations”; and

(3) any supplemental standards established by the Administrator of the Transportation Security Administration (referred to in this section as the “Administrator”).

(b) The airport authority or air carrier operator that sponsors the company under the Registered Traveler program shall be known as the “Sponsoring Entity”.

(c) The Administrator shall require any company covered by subsection (a) to provide, not later than 30 days
after the date of enactment of this Act, to the Sponsoring Entity written certification that the procedures used by the company to safeguard and dispose of information are in compliance with the requirements under subsection (a). Such certification shall include a description of the procedures used by the company to comply with such requirements.

Sec. 538. Notwithstanding any other provision of this Act, none of the funds appropriated or otherwise made available by this Act may be used to pay award or incentive fees for contractor performance that has been judged to be below satisfactory performance or performance that does not meet the basic requirements of a contract.

Sec. 539. (a) Not later than 180 days after the date of enactment of this Act, the Administrator of the Transportation Security Administration shall submit to the Committees on Appropriations of the Senate and the House of Representatives, a report that either—

(1) certifies that the requirement for screening all air cargo on passenger aircraft by the deadline under section 44901(g) of title 49, United States Code, has been met; or
(2) includes a strategy to comply with the requirements under title 44901(g) of title 49, United States Code, including—

(A) a plan to meet the requirement under section 44901(g) of title 49, United States Code, to screen 100 percent of air cargo transported on passenger aircraft arriving in the United States in foreign air transportation (as that term is defined in section 40102 of that title); and

(B) specification of—

(i) the percentage of such air cargo that is being screened; and

(ii) the schedule for achieving screening of 100 percent of such air cargo.

(b) The Administrator shall continue to submit reports described in subsection (a)(2) every 180 days thereafter until the Administrator certifies that the Transportation Security Administration has achieved screening of 100 percent of such air cargo.

Sec. 540. In developing any process to screen aviation passengers and crews for transportation or national security purposes, the Secretary of Homeland Security shall ensure that all such processes take into consideration
such passengers’ and crews’ privacy and civil liberties con-
sistent with applicable laws, regulations, and guidance.

SEC. 541. (a) Notwithstanding section 1356(n) of
title 8, United States Code, of the funds deposited into
the Immigration Examinations Fee Account, $10,000,000
may be allocated by United States Citizenship and Immi-
gration Services in fiscal year 2014 for the purpose of pro-
viding an immigrant integration grants program.

(b) None of the funds made available to United
States Citizenship and Immigration Services for grants for
immigrant integration may be used to provide services to
aliens who have not been lawfully admitted for permanent
residence.

SEC. 542. None of the funds appropriated or other-
wise made available by this Act may be used by the De-
partment of Homeland Security to enter into any Federal
contract unless such contract is entered into in accordance
with the requirements of subtitle I of title 41, United
States Code or chapter 137 of title 10, United States
Code, and the Federal Acquisition Regulation, unless such
contract is otherwise authorized by statute to be entered
into without regard to the above referenced statutes.

SEC. 543. (a) For an additional amount for data cen-
ter migration, $34,200,000.
(b) Funds made available in subsection (a) for data center migration may be transferred by the Secretary of Homeland Security between appropriations for the same purpose, notwithstanding section 503 of this Act.

(c) No transfer described in subsection (b) shall occur until 15 days after the Committees on Appropriations of the Senate and the House of Representatives are notified of such transfer.

SEC. 544. Notwithstanding any other provision of law, if the Secretary of Homeland Security determines that specific U.S. Immigration and Customs Enforcement Service Processing Centers or other U.S. Immigration and Customs Enforcement owned detention facilities no longer meet the mission need, the Secretary is authorized to dispose of individual Service Processing Centers or other U.S. Immigration and Customs Enforcement owned detention facilities by directing the Administrator of General Services to sell all real and related personal property which support Service Processing Centers or other U.S. Immigration and Customs Enforcement owned detention facilities, subject to such terms and conditions as necessary to protect Government interests and meet program requirements: Provided, That the proceeds, net of the costs of sale incurred by the General Services Administration and U.S. Immigration and Customs Enforcement, shall be de-
posited as offsetting collections into a separate account that shall be available, subject to appropriation, until expended for other real property capital asset needs of existing U.S. Immigration and Customs Enforcement assets, excluding daily operations and maintenance costs, as the Secretary deems appropriate: Provided further, That any sale or collocation of federally owned detention facilities shall not result in the maintenance of fewer than 34,000 detention beds: Provided further, That the Committees on Appropriations of the Senate and the House of Representatives shall be notified 15 days prior to the announcement of any proposed sale or collocation.

Sec. 545. None of the funds made available under this Act or any prior appropriations Act may be provided to the Association of Community Organizations for Reform Now (ACORN), or any of its affiliates, subsidiaries, or allied organizations.

Sec. 546. The Commissioner of U.S. Customs and Border Protection and the Assistant Secretary of Homeland Security for U.S. Immigration and Customs Enforcement shall, with respect to fiscal years 2014, 2015, 2016, and 2017, submit to the Committees on Appropriations of the Senate and the House of Representatives, at the time that the President’s budget proposal for fiscal year 2015 is submitted pursuant to the requirements of section
1 1105(a) of title 31, United States Code, the information
2 required in the multi-year investment and management
3 plans required, respectively, under the headings U.S. Cus-
4 toms and Border Protection, “Salaries and Expenses”
5 under title II of division D of the Consolidated Appropria-
6 tions Act, 2012 (Public Law 112–74), and U.S. Customs
7 and Border Protection, “Border Security Fencing, Infra-
8 structure, and Technology” under such title, and section
9 568 of such Act.

10 SEC. 547. The Secretary of Homeland Security shall
11 ensure enforcement of immigration laws (as defined in sec-
12 tion 101(a)(17) of the Immigration and Nationality Act
13 (8 U.S.C. 1101(a)(17))).

14 SEC. 548. The Secretary of Homeland Security shall
15 submit to the Committees on Appropriations of the House
16 of Representatives and the Senate, at the time that the
17 President’s budget proposal for fiscal year 2015 is sub-
18 mitted pursuant to section 1105(a) of title 31, United
19 States Code, a report detailing the fiscal policy that pre-
20 scribes Coast Guard budgetary policies, procedures, and
21 technical direction necessary to comply with subsection (a)
22 of section 557 of division D of Public Law 113–6 (as re-
23 quired to be developed under subsection (b) of such sec-
24 tion).
SEC. 549. (a) Of the amounts made available by this Act for National Protection and Programs Directorate, “Infrastructure Protection and Information Security”, $199,725,000 for the “Federal Network Security” program, project, and activity shall be used to deploy on Federal systems technology to improve the information security of agency information systems covered by section 3543(a) of title 44, United States Code: Provided, That funds made available under this section shall be used to assist and support Government-wide and agency-specific efforts to provide adequate, risk-based, and cost-effective cybersecurity to address escalating and rapidly evolving threats to information security, including the acquisition and operation of a continuous monitoring and diagnostics program, in collaboration with departments and agencies, that includes equipment, software, and Department of Homeland Security supplied services: Provided further, That not later than April 1, 2014, and quarterly thereafter, the Under Secretary of Homeland Security of the National Protection and Programs Directorate shall submit to the Committees on Appropriations of the Senate and House of Representatives a report on the obligation and expenditure of funds made available under this section: Provided further, That continuous monitoring and diagnosties software procured by the funds made available
by this section shall not transmit to the Department of Homeland Security any personally identifiable information or content of network communications of other agencies’ users: Provided further, That such software shall be installed, maintained, and operated in accordance with all applicable privacy laws and agency-specific policies regarding network content.

(b) Funds made available under this section may not be used to supplant funds provided for any such system within an agency budget.

(c) Not later than July 1, 2014, the heads of all Federal agencies shall submit to the Committees on Appropriations of the Senate and House of Representatives expenditure plans for necessary cybersecurity improvements to address known vulnerabilities to information systems described in subsection (a).

(d) Not later than October 1, 2014, and quarterly thereafter, the head of each Federal agency shall submit to the Director of the Office of Management and Budget a report on the execution of the expenditure plan for that agency required by subsection (c): Provided, That the Director of the Office of Management and Budget shall summarize such execution reports and annually submit such summaries to Congress in conjunction with the annual progress report on implementation of the E-Government

(c) This section shall not apply to the legislative and judicial branches of the Federal Government and shall apply to all Federal agencies within the executive branch except for the Department of Defense, the Central Intelligence Agency, and the Office of the Director of National Intelligence.

SEC. 550. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

SEC. 551. None of the funds made available in this Act may be used by a Federal law enforcement officer to facilitate the transfer of an operable firearm to an individual if the Federal law enforcement officer knows or suspects that the individual is an agent of a drug cartel unless law enforcement personnel of the United States continuously monitor or control the firearm at all times.

SEC. 552. Fifty percent of each of the appropriations provided in this Act for the “Office of the Secretary and
Executive Management”, the “Office of the Under Secretary for Management”, and the “Office of the Chief Financial Officer” shall be withheld from obligation until the reports and plans required in this Act to be submitted on or before March 14, 2014, are received by the Committees on Appropriations of the Senate and the House of Representatives.

Sec. 553. None of the funds provided in this or any other Act may be obligated to implement the National Preparedness Grant Program or any other successor grant programs unless explicitly authorized by Congress.

Sec. 554. None of the funds made available in this Act may be used to provide funding for the position of Public Advocate, or a successor position, within U.S. Immigration and Customs Enforcement.

Sec. 555. None of the funds made available in this Act may be used to pay for the travel to or attendance of more than 50 employees of a single component of the Department of Homeland Security, who are stationed in the United States, at a single international conference unless the Secretary of Homeland Security determines that such attendance is in the national interest and notifies the Committees on Appropriations of the Senate and the House of Representatives within at least 10 days of that determination and the basis for that determination: Pro-
vided, That for purposes of this section the term “inter-
national conference” shall mean a conference occurring
outside of the United States attended by representatives
of the United States Government and of foreign govern-
ments, international organizations, or nongovernmental
organizations.

SEC. 556. None of the funds made available by this
Act may be used to enter into a contract, memorandum
of understanding, or cooperative agreement with, make a
grant to, or provide a loan or loan guarantee to any cor-
poration that was convicted (or had an officer or agent
of such corporation acting on behalf of the corporation
convicted) of a felony criminal violation under any Federal
or State law within the preceding 24 months, where the
awarding agency is aware of the conviction, unless the
agency has considered suspension or debarment of the cor-
poration, or such officer or agent, and made a determina-
tion that this further action is not necessary to protect
the interests of the Government.

SEC. 557. None of the funds made available in this
Act may be used to enter into a contract, memorandum
of understanding, or cooperative agreement with, make a
grant to, or provide a loan or loan guarantee to, any cor-
poration for which any unpaid Federal tax liability that
has been assessed, for which all judicial and administrative
remedies have been exhausted or have lapsed, and that
is not being paid in a timely manner pursuant to an agree-
ment with the authority responsible for collecting the tax
liability, where the awarding agency is aware of the unpaid
tax liability, unless the agency has considered suspension
or debarment of the corporation and made a determination
that this further action is not necessary to protect the in-
terests of the Government.

SEC. 558. (a) The Secretary of Homeland Security
shall submit quarterly reports to the Inspector General of
the Department of Homeland Security regarding the costs
and contracting procedures related to each conference or
ceremony (including commissionings and changes of com-
mand) held by any departmental component or office in
fiscal year 2014 for which the cost to the United States
Government was more than $20,000.

(b) Each report submitted shall include, for each con-
ference or ceremony in subsection (a) held during the ap-
licable quarter—

(1) a description of its purpose;

(2) the number of participants attending;

(3) a detailed statement of the costs to the
United States Government, including—

(A) the cost of any food or beverages;

(B) the cost of any audio-visual services;
(C) the cost of travel to and from the conference or ceremony; and

(D) a discussion of the methodology used to determine which costs relate to the conference or ceremony; and

(4) a description of the contracting procedures used including—

(A) whether contracts were awarded on a competitive basis; and

(B) a discussion of any cost comparison conducted by the departmental component or office in evaluating potential contractors for the conference or ceremony.

(e) A grant or contract funded by amounts appropriated by this Act may not be used for the purpose of defraying the costs of a conference or ceremony described in subsection (a) that is not directly and programmatically related to the purpose for which the grant or contract was awarded, such as a conference or ceremony held in connection with planning, training, assessment, review, or other routine purposes related to a project funded by the grant or contract.

(d) None of the funds made available in the Act may be used for travel and conference activities that are not

SEC. 559. None of the funds made available in this Act may be used for pre-clearance operations in new locations unless the required conditions relative to these operations and contained in the accompanying report are met.

SEC. 560. In making grants under the heading “Firefighter Assistance Grants”, the Secretary shall grant waivers from the requirements in subsections (a)(1)(A), (a)(1)(B), (a)(1)(E), (c)(1), (c)(2), and (c)(4) of section 34 of the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2229a).

SEC. 561. None of the funds made available in this Act may be used to establish, collect, or otherwise impose a border crossing fee for pedestrians or passenger vehicles at land ports of entry along the Southern border or the Northern border, or to conduct any study relating to the imposition of such a fee.

SEC. 562. None of the funds made available by this Act may be used to eliminate or reduce funding for a program, project or activity as proposed in the President’s budget request for a fiscal year until such proposed change is subsequently enacted in an appropriation Act, or unless such change is made pursuant to the reprogramming or transfer provisions of this Act.
SEC. 563. None of the funds appropriated by this Act for U.S. Immigration and Customs Enforcement shall be available to pay for an abortion, except where the life of the mother would be endangered if the fetus were carried to term, or in the case of rape or incest: Provided, That should this prohibition be declared unconstitutional by a court of competent jurisdiction, this section shall be null and void.

SEC. 564. None of the funds appropriated by this Act for U.S. Immigration and Customs Enforcement shall be used to require any person to perform, or facilitate in any way the performance of, any abortion.

SEC. 565. Nothing in the preceding section shall remove the obligation of the Assistant Secretary of Homeland Security for U.S. Immigration and Customs Enforcement to provide escort services necessary for a female detainee to receive such service outside the detention facility: Provided, That nothing in this section in any way diminishes the effect of section 564 intended to address the philosophical beliefs of individual employees of U.S. Immigration and Customs Enforcement.

SEC. 566. (a) The Secretary of Homeland Security shall submit to Congress, at the time that the President’s budget proposal for fiscal year 2015 is submitted pursuant to section 1105(a) of title 31, United States Code, a com-
prehensive report on purchase and usage of ammunition by the Department of Homeland Security, that includes—

(1) mission requirements pertaining to ammunition, including certification, qualification, training, and inventory requirements for each relevant Department component or agency and a comparison of such requirements to the requirements of Federal law enforcement agencies of the Department of Justice and the military components of the Department of Defense; and

(2) details on all contracting practices applied by the Department of Homeland Security to procure ammunition, including comparative details regarding other contracting options with respect to cost and availability.

(b) Beginning on April 15, 2014, and quarterly thereafter, the Secretary of Homeland Security shall submit a report to Congress that includes—

(1) the quantity of ammunition in inventory in the Department of Homeland Security at the end of the preceding calendar quarter, subdivided by ammunition type, and how such quantity aligns to mission requirements of each relevant Department of Homeland Security component or agency;
(2) the quantity of ammunition used by the Department of Homeland Security during the preceding calendar quarter, subdivided by ammunition type, the purpose of such usage, the average number of rounds used per agent or officer subdivided by ammunition type, and how such usage aligns to mission requirements, including certification, qualification, and training requirements, for each relevant Department of Homeland Security component or agency; and

(3) the quantity of ammunition purchased by the Department of Homeland Security during the preceding calendar quarter, subdivided by ammunition type, and the associated contract details of such purchase, for each relevant Department of Homeland Security component or agency.

(RESCISSIONS)

Sec. 567. Of the funds appropriated to the Department of Homeland Security, the following funds are hereby rescinded from the following accounts and programs in the specified amounts: Provided, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget
and Emergency Deficit Control Act of 1985 (Public Law 99–177), as amended:

1. $14,500,000 from Public Law 111–83 under the heading Coast Guard “Acquisition, Construction, and Improvements”;

2. $21,612,000 from Public Law 112–10 under the heading Coast Guard “Acquisition, Construction, and Improvements”;

3. $41,000,000 from Public Law 112–74 under the heading Coast Guard “Acquisition, Construction, and Improvements”; and

4. $32,479,000 from Public Law 113–6 under the heading Coast Guard “Acquisition, Construction, and Improvements”.

(RESCISSION)

Sec. 568. From the unobligated balances made available in the Department of the Treasury Forfeiture Fund established by section 9703 of title 31, United States Code, (added by section 638 of Public Law 102–393) $100,000,000 shall be permanently rescinded.

SPENDING REDUCTION ACCOUNT

Sec. 569. The amount by which the applicable allocation of new budget authority made by the Committee on Appropriations of the House of Representatives under sec-
tion 302(b) of the Congressional Budget Act of 1974 exceeds the amount of proposed new budget authority is $0.

Sec. 570. None of the funds made available by this Act may be used to implement, administer, or enforce section 1301(a) of title 31, United States Code, with respect to the use of amounts made available by this Act for the “Salaries and Expenses” and “Air and Marine Operations” accounts of U.S. Customs and Border Protection for the expenses authorized to be paid in section 9 of the Jones Act (48 U.S.C. 795) and for the collection of duties and taxes authorized to be levied, collected, and paid in Puerto Rico, as authorized in section 4 of the Foraker Act (48 U.S.C. 740), in addition to the more specific amounts available for such purposes in the Puerto Rico Trust Fund pursuant to such provisions of law.

Sec. 571. None of the funds made available by this Act may be used to implement any change in the list of sharp objects prohibited under section 1540.111 of title 49, Code of Federal Regulations, from being carried by passengers as accessible property or on their person through passenger screening checkpoints or into airport sterile areas and the cabins of a passenger aircraft, as published in the Federal Register on August 31, 2005 (70 Fed. Reg. 51679).
Sec. 572. None of the funds made available by this Act may be used to enter into a contract with an offeror for the purchase of an American flag if, as required by the Federal Acquisition Regulation, the flag is certified as a foreign end product.

Sec. 573. None of the funds made available by this Act may be used to enter into a contract with any offeror or any of its principals if the offeror certifies, as required by Federal Acquisition Regulation, that the offeror or any of its principals—

(1) within a 3-year period preceding this offer has been convicted of or had a civil judgment rendered against it for: (A) commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) contract or subcontract; violation of Federal or State antitrust statutes relating to the submission of offers; or (B) commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, violating Federal criminal tax laws, or receiving stolen property;

(2) are presently indicted for, or otherwise criminally or civilly charged by a governmental enti-
ty with, commission of any of the offenses enumer-
ated above in paragraph (1); or

(3) within a 3-year period preceding this offer,

has been notified of any delinquent Federal taxes in

an amount that exceeds $3,000 for which the liabil-

ity remains unsatisfied.

Sec. 574. None of the funds made available by this

Act may be used in contravention of the First, Second,

or Fourth Amendments to the Constitution of the United

States.

Sec. 575. None of the funds made available by this

Act may be used for the purchase, operation, or mainte-
nance of armed unmanned aerial vehicles.

Sec. 576. None of the funds made available by this

Act may be used in contravention of section 236(c) of the

Immigration and Nationality Act (8 U.S.C. 1226(c)).

Sec. 577. None of the funds made available by this

Act may be used in contravention of section 642(a) of the

Illegal Immigration Reform and Immigrant Responsibility

Act of 1996 (8 U.S.C. 1373(a)).

Sec. 578. None of the funds made available in this

Act may be used in contravention of section 44917 of title

49, United States Code.
SEC. 579. None of the funds made available by this Act may be used in contravention of section 287(g) of the Immigration and Nationality Act (8 U.S.C. 1357(g)).

SEC. 580. None of the funds made available in this Act may be used to implement, carry out, administer, or enforce section 1308(h) of the National Flood Insurance Act of 1968 (42 U.S.C. 4015(h)).

SEC. 581. None of funds made available by this Act may be used for entering into a new contract for the purposes of purchasing ammunition before the date the report required by section 566(a) is submitted to Congress.

SEC. 582. None of the funds made available in this Act may be used to enforce section 526 of the Energy Independence and Security Act of 2007 (Public Law 110–140; 42 U.S.C. 17142).

SEC. 583. None of the funds made available in this Act may be used for U.S. Customs and Border Protection preclearance operations at Abu Dhabi International Airport in the United Arab Emirates. The limitation described in this section shall not apply in the case of the administration of a tax or tariff.

SEC. 584. None of the funds made available by this Act may be used by the Department of Homeland Security to lease or purchase new light duty vehicles for any executive fleet, or for an agency’s fleet inventory, except in ac-
cordance with Presidential Memorandum—Federal Fleet Performance, dated May 24, 2011.

SEC. 585. None of the funds made available in this Act may be used in contravention of any of the following:

(1) The Fifth and Fourteenth Amendments to the Constitution of the United States.

(2) Title VI of the Civil Rights Act of 1964 (relating to nondiscrimination in federally assisted programs).

(3) Section 809(c)(1) of the Omnibus Crime Control and Safe Streets Act of 1968 (relating to prohibition of discrimination).

(4) Section 210401(a) of the Violent Crime and Law Enforcement Act of 1994 (relating to unlawful police pattern or practice).

SEC. 586. None of the funds made available under the heading “Departmental Management and Operations—Departmental Operations—Office of the Secretary and Executive Management” may be used for official reception and representational expenses until the Secretary of Homeland Security complies with section 7208 of the Intelligence Reform and Terrorism Prevention Act of 2004 (8 U.S.C. 1365b).

SEC. 587. For “Department of Homeland Security—Federal Emergency Management Agency—State and
Local Programs’’ for the State Homeland Security Grant Program under section 2004 of the Homeland Security Act of 2002 (6 U.S.C. 605), as authorized by subsection (f)(2) of such section, there is hereby appropriated, and the amount otherwise provided by this Act for ‘‘Department of Homeland Security—Office of the Chief Financial Officer’’ is hereby reduced by, $10,000,000.

SEC. 588. (a) None of the funds made available in this Act may be used to finalize, implement, administer, or enforce the documents described in subsection (b).

(b) For purposes of this section, the documents described in this subsection are the following:

(1) Policy Number 10072.1, published on March 2, 2011.

(2) Policy Number 10075.1, published on June 17, 2011.

(3) Policy Number 10076.1, published on June 17, 2011.

(4) The Memorandum of November 17, 2011, from the Principal Legal Advisor of United States Immigration and Customs Enforcement pertaining to ‘‘Case-by-Case Review of Incoming and Certain Pending Cases’’.

(5) The Memorandum of June 15, 2012, from the Secretary of Homeland Security pertaining to
“Exercising Prosecutorial Discretion with Respect to Individuals Who Came to the United States as Children”.


This Act may be cited as the “Department of Homeland Security Appropriations Act, 2014”.

Passed the House of Representatives June 6, 2013.

Attest: KAREN L. HAAS, Clerk.