

In the Senate of the United States,

June 25, 2018.

Resolved, That the bill from the House of Representatives (H.R. 5895) entitled “An Act making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2019, and for other purposes.”, do pass with the following

AMENDMENT:

Strike all after the enacting clause and insert the following:

1 ***SEC. 1. SHORT TITLE.***

2 *This Act may be cited as the “Energy and Water, Leg-*
3 *islative Branch, and Military Construction and Veterans*
4 *Affairs Appropriations Act, 2019”.*

5 ***SEC. 2. REFERENCES TO ACT.***

6 *Except as expressly provided otherwise, any reference*
7 *to “this Act” contained in any division of this Act shall*
8 *be treated as referring only to the provisions of that divi-*
9 *sion.*

1 **SEC. 3. REFERENCES TO REPORT.**

2 (a) Any reference to a “report accompanying this Act”
3 contained in division A shall be treated as a reference to
4 Senate Report 115–258. The effect of such Report shall be
5 limited to division A and shall apply for purposes of deter-
6 mining the allocation of funds provided by, and the imple-
7 mentation of, division A.

8 (b) Any reference to a “report accompanying this Act”
9 contained in division B shall be treated as a reference to
10 Senate Report 115–274. The effect of such Report shall be
11 limited to division B and shall apply for purposes of deter-
12 mining the allocation of funds provided by, and the imple-
13 mentation of, division B.

14 (c) Any reference to a “report accompanying this Act”
15 contained in division C shall be treated as a reference to
16 Senate Report 115–269. The effect of such Report shall be
17 limited to division C and shall apply for purposes of deter-
18 mining the allocation of funds provided by, and the imple-
19 mentation of, division C.

1 ***DIVISION A—ENERGY AND WATER DEVELOP-***
2 ***MENT AND RELATED AGENCIES AP-***
3 ***PROPRIATIONS ACT, 2019***

4 *The following sums are appropriated, out of any*
5 *money in the Treasury not otherwise appropriated, for en-*
6 *ergy and water development and related agencies for the*
7 *fiscal year ending September 30, 2019, and for other pur-*
8 *poses, namely:*

9 ***TITLE I***

10 ***CORPS OF ENGINEERS—CIVIL***

11 ***DEPARTMENT OF THE ARMY***

12 ***CORPS OF ENGINEERS—CIVIL***

13 *The following appropriations shall be expended under*
14 *the direction of the Secretary of the Army and the super-*
15 *vision of the Chief of Engineers for authorized civil func-*
16 *tions of the Department of the Army pertaining to river*
17 *and harbor, flood and storm damage reduction, shore pro-*
18 *tection, aquatic ecosystem restoration, and related efforts.*

19 ***INVESTIGATIONS***

20 *For expenses necessary where authorized by law for the*
21 *collection and study of basic information pertaining to*
22 *river and harbor, flood and storm damage reduction, shore*
23 *protection, aquatic ecosystem restoration, and related needs;*
24 *for surveys and detailed studies, and plans and specifica-*
25 *tions of proposed river and harbor, flood and storm damage*

1 *reduction, shore protection, and aquatic ecosystem restora-*
2 *tion projects, and related efforts prior to construction; for*
3 *restudy of authorized projects; and for miscellaneous inves-*
4 *tigations, and, when authorized by law, surveys and de-*
5 *tailed studies, and plans and specifications of projects prior*
6 *to construction, \$123,000,000, to remain available until ex-*
7 *pended.*

8

CONSTRUCTION

9 *For expenses necessary for the construction of river*
10 *and harbor, flood and storm damage reduction, shore pro-*
11 *tection, aquatic ecosystem restoration, and related projects*
12 *authorized by law; for conducting detailed studies, and*
13 *plans and specifications, of such projects (including those*
14 *involving participation by States, local governments, or*
15 *private groups) authorized or made eligible for selection by*
16 *law (but such detailed studies, and plans and specifications,*
17 *shall not constitute a commitment of the Government to*
18 *construction); \$2,148,000,000, to remain available until ex-*
19 *pended; of which such sums as are necessary to cover the*
20 *Federal share of construction costs for facilities under the*
21 *Dredged Material Disposal Facilities program shall be de-*
22 *rived from the Harbor Maintenance Trust Fund as author-*
23 *ized by Public Law 104–303; and of which such sums as*
24 *are necessary to cover one-half of the costs of construction,*
25 *replacement, rehabilitation, and expansion of inland water-*

1 *ways projects, except for Chickamauga Lock, Tennessee*
2 *River, Tennessee, which shall be 15 percent during the fiscal*
3 *year covered by this Act, shall be derived from the Inland*
4 *Waterways Trust Fund, except as otherwise specifically*
5 *provided for in law: Provided, That of the funds made*
6 *available under this heading, \$102,130,000 shall be for Ad-*
7 *ditional Funding, Inland Waterways Trust Fund Revenues,*
8 *as designated in the report accompanying this Act: Pro-*
9 *vided further, That of the funds made available under this*
10 *heading, \$507,870,000 shall be for Additional Funding,*
11 *Navigation, as designated in the report accompanying this*
12 *Act of which not less than \$100,000,000 shall be used for*
13 *projects relating to deep-draft navigation.*

14 *MISSISSIPPI RIVER AND TRIBUTARIES*

15 *For expenses necessary for flood damage reduction*
16 *projects and related efforts in the Mississippi River alluvial*
17 *valley below Cape Girardeau, Missouri, as authorized by*
18 *law, \$350,000,000, to remain available until expended, of*
19 *which such sums as are necessary to cover the Federal share*
20 *of eligible operation and maintenance costs for inland har-*
21 *bors shall be derived from the Harbor Maintenance Trust*
22 *Fund.*

23 *OPERATION AND MAINTENANCE*

24 *For expenses necessary for the operation, maintenance,*
25 *and care of existing river and harbor, flood and storm dam-*

1 *age reduction, aquatic ecosystem restoration, and related*
2 *projects authorized by law; providing security for infra-*
3 *structure owned or operated by the Corps, including admin-*
4 *istrative buildings and laboratories; maintaining harbor*
5 *channels provided by a State, municipality, or other public*
6 *agency that serve essential navigation needs of general com-*
7 *merce, where authorized by law; surveying and charting*
8 *northern and northwestern lakes and connecting waters;*
9 *clearing and straightening channels; and removing obstruc-*
10 *tions to navigation, \$3,740,000,000, to remain available*
11 *until expended, of which such sums as are necessary to cover*
12 *the Federal share of eligible operation and maintenance*
13 *costs for coastal harbors and channels, and for inland har-*
14 *bors shall be derived from the Harbor Maintenance Trust*
15 *Fund; of which such sums as become available from the spe-*
16 *cial account for the Corps of Engineers established by the*
17 *Land and Water Conservation Fund Act of 1965 shall be*
18 *derived from that account for resource protection, research,*
19 *interpretation, and maintenance activities related to re-*
20 *source protection in the areas at which outdoor recreation*
21 *is available; and of which such sums as become available*
22 *from fees collected under section 217 of Public Law 104-*
23 *303 shall be used to cover the cost of operation and mainte-*
24 *nance of the dredged material disposal facilities for which*
25 *such fees have been collected: Provided, That 1 percent of*

1 *the total amount of funds provided for each of the programs,*
2 *projects, or activities funded under this heading shall not*
3 *be allocated to a field operating activity prior to the begin-*
4 *ning of the fourth quarter of the fiscal year and shall be*
5 *available for use by the Chief of Engineers to fund such*
6 *emergency activities as the Chief of Engineers determines*
7 *to be necessary and appropriate, and that the Chief of Engi-*
8 *neers shall allocate during the fourth quarter any remain-*
9 *ing funds which have not been used for emergency activities*
10 *proportionally in accordance with the amounts provided for*
11 *the programs, projects, or activities.*

12 *REGULATORY PROGRAM*

13 *For expenses necessary for administration of laws per-*
14 *taining to regulation of navigable waters and wetlands,*
15 *\$200,000,000, to remain available until September 30,*
16 *2020.*

17 *FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM*

18 *For expenses necessary to clean up contamination*
19 *from sites in the United States resulting from work per-*
20 *formed as part of the Nation's early atomic energy pro-*
21 *gram, \$120,000,000, to remain available until expended.*

22 *FLOOD CONTROL AND COASTAL EMERGENCIES*

23 *For expenses necessary to prepare for flood, hurricane,*
24 *and other natural disasters and support emergency oper-*
25 *ations, repairs, and other activities in response to such dis-*

1 *asters as authorized by law, \$35,000,000, to remain avail-*
2 *able until expended.*

3 *EXPENSES*

4 *For expenses necessary for the supervision and general*
5 *administration of the civil works program in the head-*
6 *quarters of the Corps of Engineers and the offices of the*
7 *Division Engineers; and for costs of management and oper-*
8 *ation of the Humphreys Engineer Center Support Activity,*
9 *the Institute for Water Resources, the United States Army*
10 *Engineer Research and Development Center, and the*
11 *United States Army Corps of Engineers Finance Center al-*
12 *locable to the civil works program, \$193,000,000, to remain*
13 *available until September 30, 2020, of which not to exceed*
14 *\$5,000 may be used for official reception and representation*
15 *purposes and only during the current fiscal year: Provided,*
16 *That no part of any other appropriation provided in this*
17 *title shall be available to fund the civil works activities of*
18 *the Office of the Chief of Engineers or the civil works execu-*
19 *tive direction and management activities of the division of-*
20 *fices: Provided further, That any Flood Control and Coastal*
21 *Emergencies appropriation may be used to fund the super-*
22 *vision and general administration of emergency operations,*
23 *repairs, and other activities in response to any flood, hurri-*
24 *cane, or other natural disaster.*

1 OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY FOR
2 CIVIL WORKS

3 *For the Office of the Assistant Secretary of the Army*
4 *for Civil Works as authorized by 10 U.S.C. 3016(b)(3),*
5 *\$5,000,000, to remain available until September 30, 2020:*
6 *Provided, That not more than 75 percent of such amount*
7 *may be obligated or expended until the Assistant Secretary*
8 *submits to the Committees on Appropriations of both*
9 *Houses of Congress a work plan that allocates at least 95*
10 *percent of the additional funding provided under each head-*
11 *ing in this title, as designated under such heading in the*
12 *report of the Committee on Appropriations accompanying*
13 *this Act, to specific programs, projects, or activities.*

14 GENERAL PROVISIONS—CORPS OF ENGINEERS—
15 CIVIL

16 (INCLUDING TRANSFER OF FUNDS)

17 SEC. 101. (a) *None of the funds provided in title I*
18 *of this Act, or provided by previous appropriations Acts*
19 *to the agencies or entities funded in title I of this Act that*
20 *remain available for obligation or expenditure in fiscal year*
21 *2019, shall be available for obligation or expenditure*
22 *through a reprogramming of funds that:*

23 (1) *creates or initiates a new program, project,*
24 *or activity;*

25 (2) *eliminates a program, project, or activity;*

1 (3) *increases funds or personnel for any pro-*
2 *gram, project, or activity for which funds have been*
3 *denied or restricted by this Act, unless prior approval*
4 *is received from the House and Senate Committees on*
5 *Appropriations;*

6 (4) *proposes to use funds directed for a specific*
7 *activity for a different purpose, unless prior approval*
8 *is received from the House and Senate Committees on*
9 *Appropriations;*

10 (5) *augments or reduces existing programs,*
11 *projects, or activities in excess of the amounts con-*
12 *tained in paragraphs (6) through (10), unless prior*
13 *approval is received from the House and Senate Com-*
14 *mittees on Appropriations;*

15 (6) *INVESTIGATIONS.—For a base level over*
16 *\$100,000, reprogramming of 25 percent of the base*
17 *amount up to a limit of \$150,000 per project, study*
18 *or activity is allowed: Provided, That for a base level*
19 *less than \$100,000, the reprogramming limit is*
20 *\$25,000: Provided further, That up to \$25,000 may be*
21 *reprogrammed into any continuing study or activity*
22 *that did not receive an appropriation for existing ob-*
23 *ligations and concomitant administrative expenses;*

24 (7) *CONSTRUCTION.—For a base level over*
25 *\$2,000,000, reprogramming of 15 percent of the base*

1 amount up to a limit of \$3,000,000 per project, study
2 or activity is allowed: Provided, That for a base level
3 less than \$2,000,000, the reprogramming limit is
4 \$300,000: Provided further, That up to \$3,000,000
5 may be reprogrammed for settled contractor claims,
6 changed conditions, or real estate deficiency judg-
7 ments: Provided further, That up to \$300,000 may be
8 reprogrammed into any continuing study or activity
9 that did not receive an appropriation for existing ob-
10 ligations and concomitant administrative expenses;

11 (8) OPERATION AND MAINTENANCE.—Unlimited
12 reprogramming authority is granted for the Corps to
13 be able to respond to emergencies: Provided, That the
14 Chief of Engineers shall notify the House and Senate
15 Committees on Appropriations of these emergency ac-
16 tions as soon thereafter as practicable: Provided fur-
17 ther, That for a base level over \$1,000,000, re-
18 programming of 15 percent of the base amount up to
19 a limit of \$5,000,000 per project, study, or activity
20 is allowed: Provided further, That for a base level less
21 than \$1,000,000, the reprogramming limit is
22 \$150,000: Provided further, That \$150,000 may be re-
23 programmed into any continuing study or activity
24 that did not receive an appropriation;

1 (9) *MISSISSIPPI RIVER AND TRIBUTARIES.*—The
2 *reprogramming guidelines in paragraphs (6), (7),*
3 *and (8) shall apply to the Investigations, Construc-*
4 *tion, and Operation and Maintenance portions of the*
5 *Mississippi River and Tributaries Account, respec-*
6 *tively; and*

7 (10) *FORMERLY UTILIZED SITES REMEDIAL AC-*
8 *TION PROGRAM.*—*Reprogramming of up to 15 percent*
9 *of the base of the receiving project is permitted.*

10 (b) *DE MINIMUS REPROGRAMMINGS.*—*In no case*
11 *should a reprogramming for less than \$50,000 be submitted*
12 *to the House and Senate Committees on Appropriations.*

13 (c) *CONTINUING AUTHORITIES PROGRAM.*—*Subsection*
14 *(a)(1) shall not apply to any project or activity funded*
15 *under the continuing authorities program.*

16 (d) *Not later than 60 days after the date of enactment*
17 *of this Act, the Secretary shall submit a report to the House*
18 *and Senate Committees on Appropriations to establish the*
19 *baseline for application of reprogramming and transfer au-*
20 *thorities for the current fiscal year which shall include:*

21 (1) *A table for each appropriation with a sepa-*
22 *rate column to display the President's budget request,*
23 *adjustments made by Congress, adjustments due to*
24 *enacted rescissions, if applicable, and the fiscal year*
25 *enacted level; and*

1 (2) *A delineation in the table for each appro-*
2 *priation both by object class and program, project*
3 *and activity as detailed in the budget appendix for*
4 *the respective appropriations; and*

5 (3) *An identification of items of special congres-*
6 *sional interest.*

7 (e) *The Secretary shall allocate funds made available*
8 *in this Act solely in accordance with the provisions of this*
9 *Act and the report of the Committee on Appropriations ac-*
10 *companying this Act, including the determination and des-*
11 *ignation of new starts.*

12 (f) *None of the funds made available in this title may*
13 *be used to award or modify any contract that commits*
14 *funds beyond the amounts appropriated for that program,*
15 *project, or activity that remain unobligated, except that*
16 *such amounts may include any funds that have been made*
17 *available through reprogramming pursuant to this section.*

18 SEC. 102. *The Secretary of the Army may transfer to*
19 *the Fish and Wildlife Service, and the Fish and Wildlife*
20 *Service may accept and expend, up to \$5,400,000 of funds*
21 *provided in this title under the heading “Operation and*
22 *Maintenance” to mitigate for fisheries lost due to Corps of*
23 *Engineers projects.*

24 SEC. 103. *None of the funds in this Act shall be used*
25 *for an open lake placement alternative for dredged material,*

1 *after evaluating the least costly, environmentally acceptable*
2 *manner for the disposal or management of dredged material*
3 *originating from Lake Erie or tributaries thereto, unless it*
4 *is approved under a State water quality certification pur-*
5 *suant to section 401 of the Federal Water Pollution Control*
6 *Act (33 U.S.C. 1341): Provided, That until an open lake*
7 *placement alternative for dredged material is approved*
8 *under a State water quality certification, the Corps of En-*
9 *gineers shall continue upland placement of such dredged*
10 *material consistent with the requirements of section 101 of*
11 *the Water Resources Development Act of 1986 (33 U.S.C.*
12 *2211).*

13 *SEC. 104. None of the funds made available in this*
14 *title may be used for any acquisition of buoy chain that*
15 *is not consistent with 48 CFR 225.7007, subsections (a)(1)*
16 *and (a)(2).*

17 *SEC. 105. None of the funds made available by this*
18 *Act may be used to require a permit for the discharge of*
19 *dredged or fill material under the Federal Water Pollution*
20 *Control Act (33 U.S.C. 1251 et seq.) for the activities identi-*
21 *fied in subparagraphs (A) and (C) of section 404(f)(1) of*
22 *the Act (33 U.S.C. 1344(f)(1)(A), (C)).*

23 *SEC. 106. Not later than 180 days after the date of*
24 *enactment of this Act, the Secretary of the Army shall sub-*
25 *mit to Congress a report that—*

1 (1) describes the history of Corps of Engineers
2 funding requests and actual appropriations for the
3 last 10 fiscal years preceding the date of enactment
4 of this Act for the flood and coastal storm damage re-
5 duction business line, including a list of all requests
6 for coastal and inland investigations, construction,
7 and operation and maintenance;

8 (2) provides a definition for the terms “coastal
9 project” and “inland project” that the Corps of Engi-
10 neers uses with respect to those projects under the
11 flood and coastal storm damage reduction business
12 line;

13 (3) provides an analysis of the changes in the
14 comparative funding for coastal projects and inland
15 projects under that business line;

16 (4) provides an explanation for the discrepancy
17 in funding between coastal projects and inland
18 projects under that business line; and

19 (5) includes recommendations on ways to correct
20 the discrepancy described in paragraph (4).

21 SEC. 107. It is the sense of the Senate that—

22 (1) ongoing construction of projects that prin-
23 cipally benefit urban areas, including rainfall drain-
24 age systems that address flood damages, should receive
25 consideration for additional funding;

1 (2) *any additional funding described in para-*
2 *graph (1) is in addition to the budget request sub-*
3 *mitted to Congress by the President; and*

4 (3) *the projects described in paragraph (1)*
5 *should not be excluded from consideration for being*
6 *inconsistent with the policy of the administration.*

7 *SEC. 108. (a) Congress finds that—*

8 (1) *the restoration of the Everglades, as described*
9 *in the Comprehensive Everglades Restoration Plan*
10 *authorized by title VI of the Water Resources Develop-*
11 *ment Act of 2000 (Public Law 106–541; 114 Stat.*
12 *2680) (referred to in this section as the “Plan”), is*
13 *the most ambitious environmental restoration pro-*
14 *gram in history;*

15 (2) *the overarching objectives of the Plan are the*
16 *restoration, preservation, and protection of the south*
17 *Florida ecosystem, while providing for other water-re-*
18 *lated needs of the region, including water supply and*
19 *flood protection;*

20 (3) *the Plan should continue to be implemented*
21 *as authorized—*

22 (A) *to ensure—*

23 (i) *the protection of water quality in*
24 *the south Florida ecosystem;*

1 (ii) the reduction of the loss of fresh
2 water from the south Florida ecosystem; and

3 (iii) the improvement of the environ-
4 ment of the south Florida ecosystem; and

5 (B) to achieve and maintain the benefits to
6 the natural system and human environment de-
7 scribed in the Plan; and

8 (4) the equal partnership between the Federal
9 Government and the State of Florida remains essen-
10 tial to accomplishing the objectives of the Plan.

11 (b) It is the sense of the Congress that—

12 (1) the discharge of excess water by the Corps of
13 Engineers from Lake Okeechobee to the Caloosahatchee
14 Estuary and the Indian River Lagoon represents a
15 significant loss of fresh water from the South Florida
16 ecosystem;

17 (2) the diversion of those Lake Okeechobee dis-
18 charges to Plan projects or features like the Ever-
19 glades Agricultural Area Storage Reservoir, designed
20 to store and treat water prior to release into the Cen-
21 tral Everglades, is an essential source of fresh water
22 for meeting the objectives of the Plan; and

23 (3) the Plan authorizes a 50/50 Federal-State
24 cost share for all aspects of congressionally authorized

1 *restoration projects, including water quality project*
2 *features or components.*

3 *SEC. 109. Not later than 120 days after the date of*
4 *enactment of this Act, the Secretary of the Army shall sub-*
5 *mit to the Committee on Environment and Public Works*
6 *of the Senate, the Committee on Appropriations of the Sen-*
7 *ate, the Committee on Transportation and Infrastructure*
8 *of the House of Representatives, and the Committee on Ap-*
9 *propriations of the House of Representatives a report*
10 *that—*

11 *(1) includes a list of all cost-shared Corps*
12 *projects that, as of the date of enactment of this Act—*

13 *(A) are physically and fiscally complete;*
14 *and*

15 *(B) for which excess non-Federal funds have*
16 *not been returned to the non-Federal project*
17 *sponsor; and*

18 *(2) with respect to each project listed under*
19 *paragraph (1), describes the status of—*

20 *(A) returning the excess funds to the non-*
21 *Federal project sponsor; and*

22 *(B) providing the non-Federal project spon-*
23 *sor a final accounting of the project.*

24 *SEC. 110. None of the funds made available by this*
25 *title may be used by the Corps of Engineers to conduct a*

1 *release or discharge of water from Lake Okeechobee to the*
2 *Caloosahatchee Estuary or the Indian River Lagoon unless*
3 *the discharge or release—*

4 (1) *is conducted in pulses to minimize down-*
5 *stream impacts from reduced water quality and*
6 *harmful algal blooms to local communities and wild-*
7 *life habitat; or*

8 (2) *is necessary—*

9 (A) *to protect the integrity of the Herbert*
10 *Hoover Dike; and*

11 (B) *to minimize threats to lives and human*
12 *health in the communities surrounding Lake*
13 *Okeechobee.*

14 *TITLE II*

15 *DEPARTMENT OF THE INTERIOR*

16 *CENTRAL UTAH PROJECT*

17 *CENTRAL UTAH PROJECT COMPLETION ACCOUNT*

18 *For carrying out activities authorized by the Central*
19 *Utah Project Completion Act, \$15,000,000, to remain avail-*
20 *able until expended, of which \$898,000 shall be deposited*
21 *into the Utah Reclamation Mitigation and Conservation*
22 *Account for use by the Utah Reclamation Mitigation and*
23 *Conservation Commission: Provided, That of the amount*
24 *provided under this heading, \$1,398,675 shall be available*
25 *until September 30, 2020, for expenses necessary in car-*

1 *rying out related responsibilities of the Secretary of the In-*
2 *terior: Provided further, That for fiscal year 2019, of the*
3 *amount made available to the Commission under this Act*
4 *or any other Act, the Commission may use an amount not*
5 *to exceed \$1,500,000 for administrative expenses.*

6 *BUREAU OF RECLAMATION*

7 *The following appropriations shall be expended to exe-*
8 *cute authorized functions of the Bureau of Reclamation:*

9 *WATER AND RELATED RESOURCES*

10 *(INCLUDING TRANSFERS OF FUNDS)*

11 *For management, development, and restoration of*
12 *water and related natural resources and for related activi-*
13 *ties, including the operation, maintenance, and rehabilita-*
14 *tion of reclamation and other facilities, participation in*
15 *fulfilling related Federal responsibilities to Native Ameri-*
16 *cans, and related grants to, and cooperative and other*
17 *agreements with, State and local governments, federally rec-*
18 *ognized Indian tribes, and others, \$1,395,000,000, to re-*
19 *main available until expended, of which \$67,693,000 shall*
20 *be available for transfer to the Upper Colorado River Basin*
21 *Fund and \$5,551,000 shall be available for transfer to the*
22 *Lower Colorado River Basin Development Fund; of which*
23 *such amounts as may be necessary may be advanced to the*
24 *Colorado River Dam Fund: Provided, That such transfers*
25 *may be increased or decreased within the overall appropria-*

1 tion under this heading: Provided further, That within
2 available funds, \$250,000 shall be for grants and financial
3 assistance for educational activities: Provided further, That
4 of the total appropriated, the amount for program activities
5 that can be financed by the Reclamation Fund or the Bu-
6 reau of Reclamation special fee account established by 16
7 U.S.C. 6806 shall be derived from that Fund or account:
8 Provided further, That funds contributed under 43 U.S.C.
9 395 are available until expended for the purposes for which
10 the funds were contributed: Provided further, That funds
11 advanced under 43 U.S.C. 397a shall be credited to this
12 account and are available until expended for the same pur-
13 poses as the sums appropriated under this heading: Pro-
14 vided further, That of the amounts provided herein, funds
15 may be used for high-priority projects which shall be car-
16 ried out by the Youth Conservation Corps, as authorized
17 by 16 U.S.C. 1706: Provided further, That of the funds
18 made available under this heading, \$99,500,000 shall be for
19 Additional Funding for Ongoing Work: Rural Water, as
20 designated in the report accompanying this Act.

21 CENTRAL VALLEY PROJECT RESTORATION FUND

22 For carrying out the programs, projects, plans, habitat
23 restoration, improvement, and acquisition provisions of the
24 Central Valley Project Improvement Act, \$62,008,000, to be
25 derived from such sums as may be collected in the Central

1 *Valley Project Restoration Fund pursuant to sections*
2 *3407(d), 3404(c)(3), and 3405(f) of Public Law 102–575,*
3 *to remain available until expended: Provided, That the Bu-*
4 *reau of Reclamation is directed to assess and collect the full*
5 *amount of the additional mitigation and restoration pay-*
6 *ments authorized by section 3407(d) of Public Law 102–*
7 *575: Provided further, That none of the funds made avail-*
8 *able under this heading may be used for the acquisition or*
9 *leasing of water for in-stream purposes if the water is al-*
10 *ready committed to in-stream purposes by a court adopted*
11 *decree or order.*

12 *CALIFORNIA BAY-DELTA RESTORATION*

13 *(INCLUDING TRANSFERS OF FUNDS)*

14 *For carrying out activities authorized by the Water*
15 *Supply, Reliability, and Environmental Improvement Act,*
16 *consistent with plans to be approved by the Secretary of*
17 *the Interior, \$35,000,000, to remain available until ex-*
18 *pended, of which such amounts as may be necessary to*
19 *carry out such activities may be transferred to appropriate*
20 *accounts of other participating Federal agencies to carry*
21 *out authorized purposes: Provided, That funds appro-*
22 *priated herein may be used for the Federal share of the costs*
23 *of CALFED Program management: Provided further, That*
24 *CALFED implementation shall be carried out in a bal-*
25 *anced manner with clear performance measures dem-*

1 *onstrating concurrent progress in achieving the goals and*
2 *objectives of the Program.*

3 *POLICY AND ADMINISTRATION*

4 *For expenses necessary for policy, administration, and*
5 *related functions in the Office of the Commissioner, the*
6 *Denver office, and offices in the five regions of the Bureau*
7 *of Reclamation, to remain available until September 30,*
8 *2020, \$61,000,000, to be derived from the Reclamation*
9 *Fund and be nonreimbursable as provided in 43 U.S.C.*
10 *377: Provided, That no part of any other appropriation in*
11 *this Act shall be available for activities or functions budg-*
12 *eted as policy and administration expenses.*

13 *ADMINISTRATIVE PROVISION*

14 *Appropriations for the Bureau of Reclamation shall*
15 *be available for purchase of not to exceed five passenger*
16 *motor vehicles, which are for replacement only.*

17 *GENERAL PROVISIONS—DEPARTMENT OF THE*
18 *INTERIOR*

19 *SEC. 201. (a) None of the funds provided in title II*
20 *of this Act for Water and Related Resources, or provided*
21 *by previous or subsequent appropriations Acts to the agen-*
22 *cies or entities funded in title II of this Act for Water and*
23 *Related Resources that remain available for obligation or*
24 *expenditure in fiscal year 2019, shall be available for obli-*

1 *gation or expenditure through a reprogramming of funds*
2 *that—*

3 (1) *initiates or creates a new program, project,*
4 *or activity;*

5 (2) *eliminates a program, project, or activity;*

6 (3) *increases funds for any program, project, or*
7 *activity for which funds have been denied or restricted*
8 *by this Act, unless prior approval is received from the*
9 *Committees on Appropriations of the House of Rep-*
10 *resentatives and the Senate;*

11 (4) *restarts or resumes any program, project or*
12 *activity for which funds are not provided in this Act,*
13 *unless prior approval is received from the Committees*
14 *on Appropriations of the House of Representatives*
15 *and the Senate;*

16 (5) *transfers funds in excess of the following lim-*
17 *its, unless prior approval is received from the Com-*
18 *mittees on Appropriations of the House of Represent-*
19 *atives and the Senate:*

20 (A) *15 percent for any program, project or*
21 *activity for which \$2,000,000 or more is avail-*
22 *able at the beginning of the fiscal year; or*

23 (B) *\$400,000 for any program, project or*
24 *activity for which less than \$2,000,000 is avail-*
25 *able at the beginning of the fiscal year;*

1 (6) *transfers more than \$500,000 from either the*
2 *Facilities Operation, Maintenance, and Rehabilita-*
3 *tion category or the Resources Management and De-*
4 *velopment category to any program, project, or activ-*
5 *ity in the other category, unless prior approval is re-*
6 *ceived from the Committees on Appropriations of the*
7 *House of Representatives and the Senate; or*

8 (7) *transfers, where necessary to discharge legal*
9 *obligations of the Bureau of Reclamation, more than*
10 *\$5,000,000 to provide adequate funds for settled con-*
11 *tractor claims, increased contractor earnings due to*
12 *accelerated rates of operations, and real estate defi-*
13 *ciency judgments, unless prior approval is received*
14 *from the Committees on Appropriations of the House*
15 *of Representatives and the Senate.*

16 (b) *Subsection (a)(5) shall not apply to any transfer*
17 *of funds within the Facilities Operation, Maintenance, and*
18 *Rehabilitation category.*

19 (c) *For purposes of this section, the term transfer*
20 *means any movement of funds into or out of a program,*
21 *project, or activity.*

22 (d) *The Bureau of Reclamation shall submit reports*
23 *on a quarterly basis to the Committees on Appropriations*
24 *of the House of Representatives and the Senate detailing*
25 *all the funds reprogrammed between programs, projects, ac-*

1 *tivities, or categories of funding. The first quarterly report*
2 *shall be submitted not later than 60 days after the date of*
3 *enactment of this Act.*

4 *SEC. 202. (a) None of the funds appropriated or other-*
5 *wise made available by this Act may be used to determine*
6 *the final point of discharge for the interceptor drain for*
7 *the San Luis Unit until development by the Secretary of*
8 *the Interior and the State of California of a plan, which*
9 *shall conform to the water quality standards of the State*
10 *of California as approved by the Administrator of the Envi-*
11 *ronmental Protection Agency, to minimize any detrimental*
12 *effect of the San Luis drainage waters.*

13 *(b) The costs of the Kesterson Reservoir Cleanup Pro-*
14 *gram and the costs of the San Joaquin Valley Drainage*
15 *Program shall be classified by the Secretary of the Interior*
16 *as reimbursable or nonreimbursable and collected until fully*
17 *repaid pursuant to the “Cleanup Program—Alternative*
18 *Repayment Plan” and the “SJVDP—Alternative Repay-*
19 *ment Plan” described in the report entitled “Repayment*
20 *Report, Kesterson Reservoir Cleanup Program and San*
21 *Joaquin Valley Drainage Program, February 1995”, pre-*
22 *pared by the Department of the Interior, Bureau of Rec-*
23 *lamation. Any future obligations of funds by the United*
24 *States relating to, or providing for, drainage service or*
25 *drainage studies for the San Luis Unit shall be fully reim-*

1 *bursable by San Luis Unit beneficiaries of such service or*
2 *studies pursuant to Federal reclamation law.*

3 *SEC. 203. (a) Section 206(c)(2) of the Energy and*
4 *Water Development and Related Agencies Appropriations*
5 *Act, 2015 (43 U.S.C. 620 note; Public Law 113–235) is*
6 *amended by striking “2018.” and inserting the following:*
7 *“2022: Provided, That the Secretary shall not fund pilot*
8 *projects in the Upper Colorado River Basin without the*
9 *participation of the Upper Colorado River Division States,*
10 *acting through the Upper Colorado River Commission.”.*

11 *(b) Section 9504(e) of the Secure Water Act of 2009*
12 *(42 U.S.C. 10364(e)) is amended by striking*
13 *“\$450,000,000” and inserting “\$480,000,000”.*

14 *SEC. 204. Section 9 of the Fort Peck Reservation Rural*
15 *Water System Act of 2000 (Public Law 106–382; 114 Stat.*
16 *1457, 123 Stat. 2856, 128 Stat. 164) is amended by striking*
17 *“2020” each place it appears in subsections (a)(1) and (b)*
18 *and inserting “2026”.*

19 *TITLE III*

20 *DEPARTMENT OF ENERGY*

21 *ENERGY PROGRAMS*

22 *ENERGY EFFICIENCY AND RENEWABLE ENERGY*

23 *For Department of Energy expenses including the pur-*
24 *chase, construction, and acquisition of plant and capital*
25 *equipment, and other expenses necessary for energy effi-*

1 *ciency and renewable energy activities in carrying out the*
2 *purposes of the Department of Energy Organization Act (42*
3 *U.S.C. 7101 et seq.), including the acquisition or con-*
4 *demnation of any real property or any facility or for plant*
5 *or facility acquisition, construction, or expansion,*
6 *\$2,322,000,000, to remain available until expended: Pro-*
7 *vided, That of such amount, \$162,500,000 shall be available*
8 *until September 30, 2020, for program direction: Provided*
9 *further, That of such amount, not less than \$1,000,000 shall*
10 *be used to support the development and deployment of high-*
11 *efficiency linear generator power plant technology, which,*
12 *for purposes of stationary electric power production, is*
13 *equivalent to fuel cell power plant technology: Provided fur-*
14 *ther, That of the amounts appropriated under this heading,*
15 *\$4,050,000 shall be made available for the Photovoltaic Re-*
16 *gional Test Centers for Solar Technologies of the Depart-*
17 *ment of Energy to ensure the continued operation of each*
18 *Regional Test Center for Solar Technologies of the Depart-*
19 *ment of Energy, as in existence on the date of enactment*
20 *of this Act.*

21 *CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY*

22 *RESPONSE*

23 *For Department of Energy expenses including the pur-*
24 *chase, construction, and acquisition of plant and capital*
25 *equipment, and other expenses necessary for energy sector*

1 *cybersecurity, energy security, emergency response, and*
2 *electricity delivery activities in carrying out the purposes*
3 *of the Department of Energy Organization Act (42 U.S.C.*
4 *7101 et seq.), including the acquisition or condemnation of*
5 *any real property or any facility or for plant or facility*
6 *acquisition, construction, or expansion, \$260,000,000, to re-*
7 *main available until expended: Provided, That of such*
8 *amount, \$28,500,000 shall be available until September 30,*
9 *2020, for program direction.*

10 *NUCLEAR ENERGY*

11 *For Department of Energy expenses including the pur-*
12 *chase, construction, and acquisition of plant and capital*
13 *equipment, and other expenses necessary for nuclear energy*
14 *activities in carrying out the purposes of the Department*
15 *of Energy Organization Act (42 U.S.C. 7101 et seq.), in-*
16 *cluding the acquisition or condemnation of any real prop-*
17 *erty or any facility or for plant or facility acquisition, con-*
18 *struction, or expansion, \$1,206,000,000, to remain avail-*
19 *able until expended: Provided, That of such amount,*
20 *\$80,000,000 shall be available until September 30, 2020,*
21 *for program direction: Provided further, That of the funds*
22 *made available under this heading, \$15,000,000 shall be for*
23 *a material recovery demonstration project to provide high*
24 *assay enriched low uranium to support advanced reactors.*

1 *FOSSIL ENERGY RESEARCH AND DEVELOPMENT*

2 *For Department of Energy expenses necessary in car-*
3 *rying out fossil energy research and development activities,*
4 *under the authority of the Department of Energy Organiza-*
5 *tion Act (42 U.S.C. 7101 et seq.), including the acquisition*
6 *of interest, including defeasible and equitable interests in*
7 *any real property or any facility or for plant or facility*
8 *acquisition or expansion, and for conducting inquiries,*
9 *technological investigations and research concerning the ex-*
10 *traction, processing, use, and disposal of mineral substances*
11 *without objectionable social and environmental costs (30*
12 *U.S.C. 3, 1602, and 1603), \$727,000,000, to remain avail-*
13 *able until expended: Provided, That using funds made*
14 *available under this heading, the Secretary of Energy shall*
15 *continue to carry out external Department of Energy ac-*
16 *tivities for advanced coal processing research and develop-*
17 *ment, including by advancing early stage research for con-*
18 *verting coal pitch and coal to carbon fiber and other value-*
19 *added products for alternative uses of coal: Provided fur-*
20 *ther, That of such amount \$61,070,000 shall be available*
21 *until September 30, 2020, for program direction.*

22 *NAVAL PETROLEUM AND OIL SHALE RESERVES*

23 *For Department of Energy expenses necessary to carry*
24 *out naval petroleum and oil shale reserve activities,*
25 *\$10,000,000, to remain available until expended: Provided,*

1 *That notwithstanding any other provision of law, unobli-*
2 *gated funds remaining from prior years shall be available*
3 *for all naval petroleum and oil shale reserve activities.*

4 *STRATEGIC PETROLEUM RESERVE*

5 *For Department of Energy expenses necessary for*
6 *Strategic Petroleum Reserve facility development and oper-*
7 *ations and program management activities pursuant to the*
8 *Energy Policy and Conservation Act (42 U.S.C. 6201 et*
9 *seq.), \$175,105,000, to remain available until expended:*
10 *Provided, That, as authorized by section 404 of the Bipar-*
11 *tisan Budget Act of 2015 (Public Law 114–74; 42 U.S.C.*
12 *6239 note), the Secretary of Energy shall draw down and*
13 *sell not to exceed \$350,000,000 of crude oil from the Stra-*
14 *tegic Petroleum Reserve in fiscal year 2019: Provided fur-*
15 *ther, That the proceeds from such drawdown and sale shall*
16 *be deposited into the “Energy Security and Infrastructure*
17 *Modernization Fund” during fiscal year 2019: Provided*
18 *further, That such amounts shall be made available and re-*
19 *main available until expended for necessary expenses to*
20 *carry out the Life Extension II project for the Strategic Pe-*
21 *troleum Reserve.*

22 *SPR PETROLEUM ACCOUNT*

23 *For the acquisition, transportation, and injection of*
24 *petroleum products, and for other necessary expenses pursu-*
25 *ant to the Energy Policy and Conservation Act of 1975,*

1 *as amended (42 U.S.C. 6201 et seq.), sections 403 and 404*
2 *of the Bipartisan Budget Act of 2015 (42 U.S.C. 6241, 6239*
3 *note), and section 5010 of the 21st Century Cures Act (Pub-*
4 *lic Law 114–255), \$8,400,000, to remain available until ex-*
5 *pended.*

6 *NORTHEAST HOME HEATING OIL RESERVE*

7 *For Department of Energy expenses necessary for*
8 *Northeast Home Heating Oil Reserve storage, operation,*
9 *and management activities pursuant to the Energy Policy*
10 *and Conservation Act (42 U.S.C. 6201 et seq.), \$10,000,000,*
11 *to remain available until expended.*

12 *ENERGY INFORMATION ADMINISTRATION*

13 *For Department of Energy expenses necessary in car-*
14 *rying out the activities of the Energy Information Adminis-*
15 *tration, \$125,000,000, to remain available until expended.*

16 *NON-DEFENSE ENVIRONMENTAL CLEANUP*

17 *For Department of Energy expenses, including the*
18 *purchase, construction, and acquisition of plant and cap-*
19 *ital equipment and other expenses necessary for non-defense*
20 *environmental cleanup activities in carrying out the pur-*
21 *poses of the Department of Energy Organization Act (42*
22 *U.S.C. 7101 et seq.), including the acquisition or con-*
23 *demnation of any real property or any facility or for plant*
24 *or facility acquisition, construction, or expansion,*
25 *\$353,240,000, to remain available until expended.*

1 amount, \$184,000,000 shall be available until September
2 30, 2020, for program direction.

3 *ADVANCED RESEARCH PROJECTS AGENCY—ENERGY*

4 *For Department of Energy expenses necessary in car-*
5 *rying out the activities authorized by section 5012 of the*
6 *America COMPETES Act (Public Law 110–69),*
7 *\$375,000,000, to remain available until expended: Pro-*
8 *vided, That of such amount, \$33,250,000 shall be available*
9 *until September 30, 2020, for program direction.*

10 *TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE*

11 *PROGRAM*

12 *Such sums as are derived from amounts received from*
13 *borrowers pursuant to section 1702(b) of the Energy Policy*
14 *Act of 2005 under this heading in prior Acts, shall be col-*
15 *lected in accordance with section 502(7) of the Congres-*
16 *sional Budget Act of 1974: Provided, That for necessary ad-*
17 *ministrative expenses of the Title 17 Innovative Technology*
18 *Loan Guarantee Program, as authorized, \$33,000,000 is*
19 *appropriated, to remain available until September 30,*
20 *2020: Provided further, That up to \$33,000,000 of fees col-*
21 *lected in fiscal year 2019 pursuant to section 1702(h) of*
22 *the Energy Policy Act of 2005 shall be credited as offsetting*
23 *collections under this heading and used for necessary ad-*
24 *ministrative expenses in this appropriation and shall re-*
25 *main available until September 30, 2020: Provided further,*

1 *That to the extent that fees collected in fiscal year 2019*
2 *exceed \$33,000,000, those excess amounts shall be credited*
3 *as offsetting collections under this heading and available*
4 *in future fiscal years only to the extent provided in advance*
5 *in appropriations Acts: Provided further, That the sum*
6 *herein appropriated from the general fund shall be reduced*
7 *(1) as such fees are received during fiscal year 2019 (esti-*
8 *mated at \$15,000,000) and (2) to the extent that any re-*
9 *maining general fund appropriations can be derived from*
10 *fees collected in previous fiscal years that are not otherwise*
11 *appropriated, so as to result in a final fiscal year 2019*
12 *appropriation from the general fund estimated at \$0: Pro-*
13 *vided further, That the Department of Energy shall not sub-*
14 *ordinate any loan obligation to other financing in violation*
15 *of section 1702 of the Energy Policy Act of 2005 or subordi-*
16 *nate any Guaranteed Obligation to any loan or other debt*
17 *obligations in violation of section 609.10 of title 10, Code*
18 *of Federal Regulations.*

19 *ADVANCED TECHNOLOGY VEHICLES MANUFACTURING*

20 *LOAN PROGRAM*

21 *For Department of Energy administrative expenses*
22 *necessary in carrying out the Advanced Technology Vehicles*
23 *Manufacturing Loan Program, \$5,000,000, to remain*
24 *available until September 30, 2020.*

1 *TRIBAL ENERGY LOAN GUARANTEE PROGRAM*

2 *For Department of Energy administrative expenses*
3 *necessary in carrying out the Tribal Energy Loan Guar-*
4 *antee Program, \$1,000,000, to remain available until Sep-*
5 *tember 30, 2020.*

6 *OFFICE OF INDIAN ENERGY POLICY AND PROGRAMS*

7 *For necessary expenses for Indian Energy activities in*
8 *carrying out the purposes of the Department of Energy Or-*
9 *ganization Act (42 U.S.C. 7101 et seq.), \$18,000,000, to re-*
10 *main available until expended: Provided, That, of the*
11 *amount appropriated under this heading, \$4,800,000 shall*
12 *be available until September 30, 2020 for program direc-*
13 *tion.*

14 *DEPARTMENTAL ADMINISTRATION*

15 *For salaries and expenses of the Department of Energy*
16 *necessary for departmental administration in carrying out*
17 *the purposes of the Department of Energy Organization Act*
18 *(42 U.S.C. 7101 et seq.), \$266,000,000, to remain available*
19 *until September 30, 2020, including the hire of passenger*
20 *motor vehicles and official reception and representation ex-*
21 *penses not to exceed \$30,000, plus such additional amounts*
22 *as necessary to cover increases in the estimated amount of*
23 *cost of work for others notwithstanding the provisions of*
24 *the Anti-Deficiency Act (31 U.S.C. 1511 et seq.): Provided,*
25 *That such increases in cost of work are offset by revenue*

1 *increases of the same or greater amount: Provided further,*
2 *That moneys received by the Department for miscellaneous*
3 *revenues estimated to total \$96,000,000 in fiscal year 2019*
4 *may be retained and used for operating expenses within this*
5 *account, as authorized by section 201 of Public Law 95–*
6 *238, notwithstanding the provisions of 31 U.S.C. 3302: Pro-*
7 *vided further, That the sum herein appropriated shall be*
8 *reduced as collections are received during the fiscal year*
9 *so as to result in a final fiscal year 2019 appropriation*
10 *from the general fund estimated at not more than*
11 *\$170,000,000.*

12 *OFFICE OF THE INSPECTOR GENERAL*

13 *For expenses necessary for the Office of the Inspector*
14 *General in carrying out the provisions of the Inspector Gen-*
15 *eral Act of 1978, \$51,330,000, to remain available until*
16 *September 30, 2020: Provided, That of such amount, such*
17 *amounts as are necessary shall be available to ensure that*
18 *the Office of the Inspector General fully meets the require-*
19 *ments of the Federal Funding Accountability and Trans-*
20 *parency Act of 2006 (31 U.S.C. 6101 note; Public Law 109–*
21 *292).*

1 *ATOMIC ENERGY DEFENSE ACTIVITIES*
2 *NATIONAL NUCLEAR SECURITY ADMINISTRATION*
3 *WEAPONS ACTIVITIES*

4 *For Department of Energy expenses, including the*
5 *purchase, construction, and acquisition of plant and cap-*
6 *ital equipment and other incidental expenses necessary for*
7 *atomic energy defense weapons activities in carrying out*
8 *the purposes of the Department of Energy Organization Act*
9 *(42 U.S.C. 7101 et seq.), including the acquisition or con-*
10 *demnation of any real property or any facility or for plant*
11 *or facility acquisition, construction, or expansion,*
12 *\$10,850,000,000, to remain available until expended: Pro-*
13 *vided, That of such amount, \$102,022,000 shall be available*
14 *until September 30, 2020, for program direction.*

15 *DEFENSE NUCLEAR NONPROLIFERATION*

16 *For Department of Energy expenses, including the*
17 *purchase, construction, and acquisition of plant and cap-*
18 *ital equipment and other incidental expenses necessary for*
19 *defense nuclear nonproliferation activities, in carrying out*
20 *the purposes of the Department of Energy Organization Act*
21 *(42 U.S.C. 7101 et seq.), including the acquisition or con-*
22 *demnation of any real property or any facility or for plant*
23 *or facility acquisition, construction, or expansion,*
24 *\$1,902,000,000, to remain available until expended: Pro-*
25 *vided, That of the amounts appropriated under this head-*

1 *ing, \$20,000,000 shall be for cooperative agreements and*
2 *laboratory support to accelerate the domestic production of*
3 *Molybdenum-99.*

4 *NAVAL REACTORS*

5 *For Department of Energy expenses necessary for*
6 *naval reactors activities to carry out the Department of En-*
7 *ergy Organization Act (42 U.S.C. 7101 et seq.), including*
8 *the acquisition (by purchase, condemnation, construction,*
9 *or otherwise) of real property, plant, and capital equip-*
10 *ment, facilities, and facility expansion, \$1,620,000,000, to*
11 *remain available until expended: Provided, That of such*
12 *amount, \$48,042,000 shall be available until September 30,*
13 *2020, for program direction.*

14 *FEDERAL SALARIES AND EXPENSES*

15 *For expenses necessary for Federal Salaries and Ex-*
16 *penses in the National Nuclear Security Administration,*
17 *\$408,000,000, to remain available until September 30,*
18 *2020, including official reception and representation ex-*
19 *penses not to exceed \$12,000.*

20 *ENVIRONMENTAL AND OTHER DEFENSE*

21 *ACTIVITIES*

22 *DEFENSE ENVIRONMENTAL CLEANUP*

23 *For Department of Energy expenses, including the*
24 *purchase, construction, and acquisition of plant and cap-*
25 *ital equipment and other expenses necessary for atomic en-*

1 *ergy defense environmental cleanup activities in carrying*
2 *out the purposes of the Department of Energy Organization*
3 *Act (42 U.S.C. 7101 et seq.), including the acquisition or*
4 *condemnation of any real property or any facility or for*
5 *plant or facility acquisition, construction, or expansion,*
6 *\$5,988,000,000, to remain available until expended: Pro-*
7 *vided, That of such amount, \$300,000,000 shall be available*
8 *until September 30, 2020, for program direction.*

9 *OTHER DEFENSE ACTIVITIES*

10 *For Department of Energy expenses, including the*
11 *purchase, construction, and acquisition of plant and cap-*
12 *ital equipment and other expenses, necessary for atomic en-*
13 *ergy defense, other defense activities, and classified activi-*
14 *ties, in carrying out the purposes of the Department of En-*
15 *ergy Organization Act (42 U.S.C. 7101 et seq.), including*
16 *the acquisition or condemnation of any real property or*
17 *any facility or for plant or facility acquisition, construc-*
18 *tion, or expansion, \$840,000,000, to remain available until*
19 *expended: Provided, That of such amount, \$288,396,000*
20 *shall be available until September 30, 2020, for program*
21 *direction.*

22 *POWER MARKETING ADMINISTRATIONS*

23 *BONNEVILLE POWER ADMINISTRATION FUND*

24 *Expenditures from the Bonneville Power Administra-*
25 *tion Fund, established pursuant to Public Law 93-454, are*

1 approved for official reception and representation expenses
2 in an amount not to exceed \$5,000: Provided, That during
3 fiscal year 2019, no new direct loan obligations may be
4 made.

5 OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
6 ADMINISTRATION

7 For expenses necessary for operation and maintenance
8 of power transmission facilities and for marketing electric
9 power and energy, including transmission wheeling and
10 ancillary services, pursuant to section 5 of the Flood Con-
11 trol Act of 1944 (16 U.S.C. 825s), as applied to the south-
12 eastern power area, \$6,500,000, including official reception
13 and representation expenses in an amount not to exceed
14 \$1,500, to remain available until expended: Provided, That
15 notwithstanding 31 U.S.C. 3302 and section 5 of the Flood
16 Control Act of 1944, up to \$6,500,000 collected by the
17 Southeastern Power Administration from the sale of power
18 and related services shall be credited to this account as dis-
19 cretionary offsetting collections, to remain available until
20 expended for the sole purpose of funding the annual ex-
21 penses of the Southeastern Power Administration: Provided
22 further, That the sum herein appropriated for annual ex-
23 penses shall be reduced as collections are received during
24 the fiscal year so as to result in a final fiscal year 2019
25 appropriation estimated at not more than \$0: Provided fur-

1 *ther, That notwithstanding 31 U.S.C. 3302, up to*
2 *\$55,000,000 collected by the Southeastern Power Adminis-*
3 *tration pursuant to the Flood Control Act of 1944 to recover*
4 *purchase power and wheeling expenses shall be credited to*
5 *this account as offsetting collections, to remain available*
6 *until expended for the sole purpose of making purchase*
7 *power and wheeling expenditures: Provided further, That*
8 *for purposes of this appropriation, annual expenses means*
9 *expenditures that are generally recovered in the same year*
10 *that they are incurred (excluding purchase power and*
11 *wheeling expenses).*

12 *OPERATION AND MAINTENANCE, SOUTHWESTERN POWER*
13 *ADMINISTRATION*

14 *For expenses necessary for operation and maintenance*
15 *of power transmission facilities and for marketing electric*
16 *power and energy, for construction and acquisition of*
17 *transmission lines, substations and appurtenant facilities,*
18 *and for administrative expenses, including official recep-*
19 *tion and representation expenses in an amount not to ex-*
20 *ceed \$1,500 in carrying out section 5 of the Flood Control*
21 *Act of 1944 (16 U.S.C. 825s), as applied to the South-*
22 *western Power Administration, \$29,802,000, to remain*
23 *available until expended: Provided, That notwithstanding*
24 *31 U.S.C. 3302 and section 5 of the Flood Control Act of*
25 *1944 (16 U.S.C. 825s), up to \$19,402,000 collected by the*

1 *Southwestern Power Administration from the sale of power*
2 *and related services shall be credited to this account as dis-*
3 *cretionary offsetting collections, to remain available until*
4 *expended, for the sole purpose of funding the annual ex-*
5 *penses of the Southwestern Power Administration: Provided*
6 *further, That the sum herein appropriated for annual ex-*
7 *penses shall be reduced as collections are received during*
8 *the fiscal year so as to result in a final fiscal year 2019*
9 *appropriation estimated at not more than \$10,400,000:*
10 *Provided further, That notwithstanding 31 U.S.C. 3302, up*
11 *to \$10,000,000 collected by the Southwestern Power Admin-*
12 *istration pursuant to the Flood Control Act of 1944 to re-*
13 *cover purchase power and wheeling expenses shall be cred-*
14 *ited to this account as offsetting collections, to remain avail-*
15 *able until expended for the sole purpose of making purchase*
16 *power and wheeling expenditures: Provided further, That*
17 *for purposes of this appropriation, annual expenses means*
18 *expenditures that are generally recovered in the same year*
19 *that they are incurred (excluding purchase power and*
20 *wheeling expenses).*

21 *CONSTRUCTION, REHABILITATION, OPERATION AND*
22 *MAINTENANCE, WESTERN AREA POWER ADMINISTRATION*
23 *For carrying out the functions authorized by title III,*
24 *section 302(a)(1)(E) of the Act of August 4, 1977 (42 U.S.C.*
25 *7152), and other related activities including conservation*

1 *and renewable resources programs as authorized,*
2 *\$222,142,000, including official reception and representa-*
3 *tion expenses in an amount not to exceed \$1,500, to remain*
4 *available until expended, of which \$222,142,000 shall be de-*
5 *rived from the Department of the Interior Reclamation*
6 *Fund: Provided, That notwithstanding 31 U.S.C. 3302, sec-*
7 *tion 5 of the Flood Control Act of 1944 (16 U.S.C. 825s),*
8 *and section 1 of the Interior Department Appropriation*
9 *Act, 1939 (43 U.S.C. 392a), up to \$132,770,000 collected*
10 *by the Western Area Power Administration from the sale*
11 *of power and related services shall be credited to this ac-*
12 *count as discretionary offsetting collections, to remain*
13 *available until expended, for the sole purpose of funding*
14 *the annual expenses of the Western Area Power Administra-*
15 *tion: Provided further, That the sum herein appropriated*
16 *for annual expenses shall be reduced as collections are re-*
17 *ceived during the fiscal year so as to result in a final fiscal*
18 *year 2019 appropriation estimated at not more than*
19 *\$89,372,000, of which \$89,372,000 is derived from the Rec-*
20 *lamation Fund: Provided further, That notwithstanding 31*
21 *U.S.C. 3302, up to \$180,000,000 collected by the Western*
22 *Area Power Administration pursuant to the Flood Control*
23 *Act of 1944 and the Reclamation Project Act of 1939 to*
24 *recover purchase power and wheeling expenses shall be cred-*
25 *ited to this account as offsetting collections, to remain avail-*

1 *able until expended for the sole purpose of making purchase*
2 *power and wheeling expenditures: Provided further, That*
3 *for purposes of this appropriation, annual expenses means*
4 *expenditures that are generally recovered in the same year*
5 *that they are incurred (excluding purchase power and*
6 *wheeling expenses).*

7 *FALCON AND AMISTAD OPERATING AND MAINTENANCE*
8 *FUND*

9 *For operation, maintenance, and emergency costs for*
10 *the hydroelectric facilities at the Falcon and Amistad*
11 *Dams, \$5,207,000, to remain available until expended, and*
12 *to be derived from the Falcon and Amistad Operating and*
13 *Maintenance Fund of the Western Area Power Administra-*
14 *tion, as provided in section 2 of the Act of June 18, 1954*
15 *(68 Stat. 255): Provided, That notwithstanding the provi-*
16 *sions of that Act and of 31 U.S.C. 3302, up to \$4,979,000*
17 *collected by the Western Area Power Administration from*
18 *the sale of power and related services from the Falcon and*
19 *Amistad Dams shall be credited to this account as discre-*
20 *tionary offsetting collections, to remain available until ex-*
21 *pended for the sole purpose of funding the annual expenses*
22 *of the hydroelectric facilities of these Dams and associated*
23 *Western Area Power Administration activities: Provided*
24 *further, That the sum herein appropriated for annual ex-*
25 *penses shall be reduced as collections are received during*

1 *the fiscal year so as to result in a final fiscal year 2019*
2 *appropriation estimated at not more than \$228,000: Pro-*
3 *vided further, That for purposes of this appropriation, an-*
4 *nual expenses means expenditures that are generally recov-*
5 *ered in the same year that they are incurred: Provided fur-*
6 *ther, That for fiscal year 2019, the Administrator of the*
7 *Western Area Power Administration may accept up to*
8 *\$122,000 in funds contributed by United States power cus-*
9 *tomers of the Falcon and Amistad Dams for deposit into*
10 *the Falcon and Amistad Operating and Maintenance Fund,*
11 *and such funds shall be available for the purpose for which*
12 *contributed in like manner as if said sums had been specifi-*
13 *cally appropriated for such purpose: Provided further, That*
14 *any such funds shall be available without further appro-*
15 *priation and without fiscal year limitation for use by the*
16 *Commissioner of the United States Section of the Inter-*
17 *national Boundary and Water Commission for the sole pur-*
18 *pose of operating, maintaining, repairing, rehabilitating,*
19 *replacing, or upgrading the hydroelectric facilities at these*
20 *Dams in accordance with agreements reached between the*
21 *Administrator, Commissioner, and the power customers.*

22 *FEDERAL ENERGY REGULATORY COMMISSION*

23 *SALARIES AND EXPENSES*

24 *For expenses necessary for the Federal Energy Regu-*
25 *latory Commission to carry out the provisions of the De-*

1 *partment of Energy Organization Act (42 U.S.C. 7101 et*
2 *seq.), including services as authorized by 5 U.S.C. 3109,*
3 *official reception and representation expenses not to exceed*
4 *\$3,000, and the hire of passenger motor vehicles,*
5 *\$369,900,000, to remain available until expended: Pro-*
6 *vided, That notwithstanding any other provision of law, not*
7 *to exceed \$369,900,000 of revenues from fees and annual*
8 *charges, and other services and collections in fiscal year*
9 *2019 shall be retained and used for expenses necessary in*
10 *this account, and shall remain available until expended:*
11 *Provided further, That the sum herein appropriated from*
12 *the general fund shall be reduced as revenues are received*
13 *during fiscal year 2019 so as to result in a final fiscal year*
14 *2019 appropriation from the general fund estimated at not*
15 *more than \$0.*

16 *GENERAL PROVISIONS—DEPARTMENT OF*
17 *ENERGY*

18 *SEC. 301. (a) No appropriation, funds, or authority*
19 *made available by this title for the Department of Energy*
20 *shall be used to initiate or resume any program, project,*
21 *or activity or to prepare or initiate Requests For Proposals*
22 *or similar arrangements (including Requests for*
23 *Quotations, Requests for Information, and Funding Oppor-*
24 *tunity Announcements) for a program, project, or activity*

1 *if the program, project, or activity has not been funded by*
2 *Congress.*

3 *(b)(1) Unless the Secretary of Energy notifies the Com-*
4 *mittees on Appropriations of both Houses of Congress at*
5 *least 3 full business days in advance, none of the funds*
6 *made available in this title may be used to—*

7 *(A) make a grant allocation or discretionary*
8 *grant award totaling \$1,000,000 or more;*

9 *(B) make a discretionary contract award or*
10 *Other Transaction Agreement totaling \$1,000,000 or*
11 *more, including a contract covered by the Federal Ac-*
12 *quisition Regulation;*

13 *(C) issue a letter of intent to make an allocation,*
14 *award, or Agreement in excess of the limits in sub-*
15 *paragraph (A) or (B); or*

16 *(D) announce publicly the intention to make an*
17 *allocation, award, or Agreement in excess of the limits*
18 *in subparagraph (A) or (B).*

19 *(2) The Secretary of Energy shall submit to the Com-*
20 *mittees on Appropriations of both Houses of Congress with-*
21 *in 15 days of the conclusion of each quarter a report detail-*
22 *ing each grant allocation or discretionary grant award to-*
23 *taling less than \$1,000,000 provided during the previous*
24 *quarter.*

1 (3) *The notification required by paragraph (1) and the*
2 *report required by paragraph (2) shall include the recipient*
3 *of the award, the amount of the award, the fiscal year for*
4 *which the funds for the award were appropriated, the ac-*
5 *count and program, project, or activity from which the*
6 *funds are being drawn, the title of the award, and a brief*
7 *description of the activity for which the award is made.*

8 (c) *The Department of Energy may not, with respect*
9 *to any program, project, or activity that uses budget au-*
10 *thority made available in this title under the heading “De-*
11 *partment of Energy—Energy Programs”, enter into a*
12 *multiyear contract, award a multiyear grant, or enter into*
13 *a multiyear cooperative agreement unless—*

14 (1) *the contract, grant, or cooperative agreement*
15 *is funded for the full period of performance as antici-*
16 *ipated at the time of award; or*

17 (2) *the contract, grant, or cooperative agreement*
18 *includes a clause conditioning the Federal Govern-*
19 *ment’s obligation on the availability of future year*
20 *budget authority and the Secretary notifies the Com-*
21 *mittees on Appropriations of both Houses of Congress*
22 *at least 3 days in advance.*

23 (d) *Except as provided in subsections (e), (f), and (g),*
24 *the amounts made available by this title shall be expended*
25 *as authorized by law for the programs, projects, and activi-*

1 *ties specified in the “FY 2019 Senate” column in the “De-*
2 *partment of Energy” table included under the heading*
3 *“Title III—Department of Energy” in the report of the*
4 *Committee on Appropriations accompanying this Act.*

5 *(e) The amounts made available by this title may be*
6 *reprogrammed for any program, project, or activity, and*
7 *the Department shall notify, and obtain the prior approval*
8 *of, the Committees on Appropriations of both Houses of*
9 *Congress at least 30 days prior to the use of any proposed*
10 *reprogramming that would cause any program, project, or*
11 *activity funding level to increase or decrease by more than*
12 *\$5,000,000 or 10 percent, whichever is less, during the time*
13 *period covered by this Act.*

14 *(f) None of the funds provided in this title shall be*
15 *available for obligation or expenditure through a re-*
16 *programming of funds that—*

17 *(1) creates, initiates, or eliminates a program,*
18 *project, or activity;*

19 *(2) increases funds or personnel for any pro-*
20 *gram, project, or activity for which funds are denied*
21 *or restricted by this Act; or*

22 *(3) reduces funds that are directed to be used for*
23 *a specific program, project, or activity by this Act.*

24 *(g)(1) The Secretary of Energy may waive any re-*
25 *quirement or restriction in this section that applies to the*

1 *use of funds made available for the Department of Energy*
2 *if compliance with such requirement or restriction would*
3 *pose a substantial risk to human health, the environment,*
4 *welfare, or national security.*

5 (2) *The Secretary of Energy shall notify the Commit-*
6 *tees on Appropriations of both Houses of Congress of any*
7 *waiver under paragraph (1) as soon as practicable, but not*
8 *later than 3 days after the date of the activity to which*
9 *a requirement or restriction would otherwise have applied.*
10 *Such notice shall include an explanation of the substantial*
11 *risk under paragraph (1) that permitted such waiver.*

12 (h) *The unexpended balances of prior appropriations*
13 *provided for activities in this Act may be available to the*
14 *same appropriation accounts for such activities established*
15 *pursuant to this title. Available balances may be merged*
16 *with funds in the applicable established accounts and there-*
17 *after may be accounted for as one fund for the same time*
18 *period as originally enacted.*

19 SEC. 302. *Funds appropriated by this or any other*
20 *Act, or made available by the transfer of funds in this Act,*
21 *for intelligence activities are deemed to be specifically au-*
22 *thorized by the Congress for purposes of section 504 of the*
23 *National Security Act of 1947 (50 U.S.C. 3094) during fis-*
24 *cal year 2019 until the enactment of the Intelligence Au-*
25 *thorization Act for fiscal year 2019.*

1 *SEC. 303. None of the funds made available in this*
2 *title may be used to approve critical decision-2 or critical*
3 *decision-3 under Department of Energy Order 413.3B, or*
4 *any successive departmental guidance, for construction*
5 *projects where the total project cost exceeds \$100,000,000,*
6 *until a separate independent cost estimate has been devel-*
7 *oped for the project for that critical decision.*

8 *SEC. 304. (a) DEFINITIONS.—In this section:*

9 (1) *AFFECTED INDIAN TRIBE.—The term “af-*
10 *ected Indian tribe” has the meaning given the term*
11 *in section 2 of the Nuclear Waste Policy Act of 1982*
12 *(42 U.S.C. 10101).*

13 (2) *HIGH-LEVEL RADIOACTIVE WASTE.—The*
14 *term “high-level radioactive waste” has the meaning*
15 *given the term in section 2 of the Nuclear Waste Pol-*
16 *icy Act of 1982 (42 U.S.C. 10101).*

17 (3) *NUCLEAR WASTE FUND.—The term “Nuclear*
18 *Waste Fund” means the Nuclear Waste Fund estab-*
19 *lished under section 302(c) of the Nuclear Waste Pol-*
20 *icy Act of 1982 (42 U.S.C. 10222(c)).*

21 (4) *SECRETARY.—The term “Secretary” means*
22 *the Secretary of Energy.*

23 (5) *SPENT NUCLEAR FUEL.—The term “spent*
24 *nuclear fuel” has the meaning given the term in sec-*

1 *tion 2 of the Nuclear Waste Policy Act of 1982 (42*
2 *U.S.C. 10101).*

3 *(b) PILOT PROGRAM.—Notwithstanding any provision*
4 *of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101*
5 *et seq.), the Secretary is authorized, in the current fiscal*
6 *year and subsequent fiscal years, to conduct a pilot pro-*
7 *gram to license, construct, and operate 1 or more Federal*
8 *consolidated storage facilities to provide interim storage as*
9 *needed for spent nuclear fuel and high-level radioactive*
10 *waste, with priority for storage given to spent nuclear fuel*
11 *located on sites without an operating nuclear reactor.*

12 *(c) REQUESTS FOR PROPOSALS.—Not later than 120*
13 *days after the date of enactment of this Act, the Secretary*
14 *shall issue a request for proposals for cooperative agree-*
15 *ments—*

16 *(1) to obtain any license necessary from the Nu-*
17 *clear Regulatory Commission for the construction of*
18 *1 or more consolidated storage facilities;*

19 *(2) to demonstrate the safe transportation of*
20 *spent nuclear fuel and high-level radioactive waste, as*
21 *applicable; and*

22 *(3) to demonstrate the safe storage of spent nu-*
23 *clear fuel and high-level radioactive waste, as appli-*
24 *cable, at the 1 or more consolidated storage facilities*
25 *pending the construction and operation of deep geo-*

1 *logic disposal capacity for the permanent disposal of*
2 *the spent nuclear fuel.*

3 *(d) CONSENT-BASED APPROVAL.—Prior to siting a*
4 *consolidated storage facility pursuant to this section, the*
5 *Secretary shall enter into an agreement to host the facility*
6 *with—*

7 *(1) the Governor of the State;*

8 *(2) each unit of local government within the ju-*
9 *risdiction of which the facility is proposed to be lo-*
10 *cated; and*

11 *(3) each affected Indian tribe.*

12 *(e) APPLICABILITY.—In executing this section, the Sec-*
13 *retary shall comply with—*

14 *(1) all licensing requirements and regulations of*
15 *the Nuclear Regulatory Commission; and*

16 *(2) all other applicable laws (including regula-*
17 *tions).*

18 *(f) PILOT PROGRAM PLAN.—Not later than 120 days*
19 *after the date on which the Secretary issues the request for*
20 *proposals under subsection (e), the Secretary shall submit*
21 *to Congress a plan to carry out this section that includes—*

22 *(1) an estimate of the cost of licensing, con-*
23 *structing, and operating a consolidated storage facil-*
24 *ity, including the transportation costs, on an annual*
25 *basis, over the expected lifetime of the facility;*

1 (2) *a schedule for—*

2 (A) *obtaining any license necessary to con-*
3 *struct and operate a consolidated storage facility*
4 *from the Nuclear Regulatory Commission;*

5 (B) *constructing the facility;*

6 (C) *transporting spent fuel to the facility;*
7 *and*

8 (D) *removing the spent fuel and decommis-*
9 *sioning the facility;*

10 (3) *an estimate of the cost of any financial as-*
11 *sistance, compensation, or incentives proposed to be*
12 *paid to the host State, Indian tribe, or local govern-*
13 *ment;*

14 (4) *an estimate of any future reductions in the*
15 *damages expected to be paid by the United States for*
16 *the delay of the Department of Energy in accepting*
17 *spent fuel expected to result from the pilot program;*

18 (5) *recommendations for any additional legisla-*
19 *tion needed to authorize and implement the pilot pro-*
20 *gram; and*

21 (6) *recommendations for a mechanism to ensure*
22 *that any spent nuclear fuel or high-level radioactive*
23 *waste stored at a consolidated storage facility pursu-*
24 *ant to this section shall move to deep geologic disposal*
25 *capacity, following a consent-based approval process*

1 *for that deep geologic disposal capacity consistent*
2 *with subsection (d), within a reasonable time after the*
3 *issuance of a license to construct and operate the con-*
4 *solidated storage facility.*

5 *(g) PUBLIC PARTICIPATION.—Prior to choosing a site*
6 *for the construction of a consolidated storage facility under*
7 *this section, the Secretary shall conduct 1 or more public*
8 *hearings in the vicinity of each potential site and in at*
9 *least 1 other location within the State in which the site*
10 *is located to solicit public comments and recommendations.*

11 *(h) USE OF NUCLEAR WASTE FUND.—The Secretary*
12 *may make expenditures from the Nuclear Waste Fund to*
13 *carry out this section, subject to appropriations.*

14 *SENSE OF THE SENATE REGARDING INNOVATION*

15 *SEC. 305. (a) FINDINGS.—Congress finds that—*

16 *(1) the United States leads the world in innova-*
17 *tion through scientific research;*

18 *(2) many technologies making major contribu-*
19 *tions to the United States economy were created*
20 *through Federal support for scientific research, in-*
21 *cluding nuclear power, the laser, the personal com-*
22 *puter, the internet, and Global Positioning Systems;*
23 *and*

24 *(3) in recognition of the importance of innova-*
25 *tion through scientific research and development,*

1 Congress increased appropriations for Department of
2 Energy research and development programs for fiscal
3 year 2016 and each fiscal year thereafter.

4 (b) *SENSE OF THE SENATE.*—It is the sense of the Sen-
5 ate that—

6 (1) to maintain the position of the United States
7 as a world leader in innovation, Congress and the
8 Secretary of Energy should continue to support inno-
9 vative science research and development at National
10 Laboratories and institutions of higher education,
11 along with private partners and nonprofit research
12 organizations, through sustained robust and reliable
13 funding in specific research areas, including—

14 (A) exascale computing and supercom-
15 puting;

16 (B) quantum and photonic information
17 sciences;

18 (C) biological and environmental research;

19 (D) energy; and

20 (E) materials and manufacturing; and

21 (2) Congress should continue to increase sci-
22 entific research and development funding—

23 (A) to ensure future technological advances
24 continue to spur innovation;

1 (B) to help companies create good paying
2 jobs; and

3 (C) to strengthen national security.

4 SEC. 306. (a) The Secretary of Energy, in consultation
5 with the Secretary of Defense, shall evaluate the military
6 installations at which it would be cost-effective to establish
7 a partnership with community colleges, institutions of high-
8 er education, and the private sector to train veterans and
9 members of the Armed Forces transitioning to civilian life
10 to enter the cybersecurity, energy, and artificial intelligence
11 workforces.

12 (b) Not later than 120 days after the date of enactment
13 of this Act, the Secretary of Energy, in consultation with
14 the Secretary of Defense, shall submit to the congressional
15 defense and energy committees and make publicly available
16 a report describing the results of the evaluation conducted
17 under subsection (a).

18 SEC. 307. (a) Section 5 of the Federal Power Act (16
19 U.S.C. 798) is amended—

20 (1) in subsection (a), by striking “three” and in-
21 serting “4”; and

22 (2) in subsection (b)—

23 (A) by striking “Commission may extend
24 the period of a preliminary permit once for not
25 more than 2 additional years beyond the 3

1 *years” and inserting the following: “Commission*
2 *may—*

3 *“(1) extend the period of a preliminary permit*
4 *once for not more than 4 additional years beyond the*
5 *4 years”;*

6 *(B) by striking the period at the end and*
7 *inserting “; and”; and*

8 *(C) by adding at the end the following:*

9 *“(2) after the end of an extension period granted*
10 *under paragraph (1), issue an additional permit to*
11 *the permittee if the Commission determines that there*
12 *are extraordinary circumstances that warrant the*
13 *issuance of the additional permit.”.*

14 *(b) Section 13 of the Federal Power Act (16 U.S.C.*
15 *806) is amended in the second sentence by striking “once*
16 *but not longer than two additional years” and inserting*
17 *“for not more than 8 additional years.”.*

18 *(c) Any obligation of a licensee or exemptee for the*
19 *payment of annual charges under section 10(e) of the Fed-*
20 *eral Power Act (16 U.S.C. 803(e)) for a project that has*
21 *not commenced construction as of the date of enactment of*
22 *this Act shall commence not earlier than the latest of—*

23 *(1) the date by which the licensee or exemptee is*
24 *required to commence construction; or*

1 (2) *the date of any extension of the deadline*
2 *under paragraph (1).*

3 *SEC. 308. Not later than 18 months after the date of*
4 *enactment of this Act, the Secretary of the Interior, after*
5 *consultation with the Secretary of Agriculture, shall—*

6 (1) *survey the exterior boundaries of the tract of*
7 *Federal land within the project boundary of the Swan*
8 *Lake Hydroelectric Project (FERC No. 2911) as gen-*
9 *erally depicted and labeled “Lost Creek” on the map*
10 *entitled “Swan Lake Project Boundary—Lot 2” and*
11 *dated February 1, 2016; and*

12 (2) *issue a patent to the State of Alaska for the*
13 *tract described in paragraph (1) in accordance*
14 *with—*

15 (A) *the survey authorized under paragraph*
16 (1);

17 (B) *section 6(a) of the Act of July 7, 1958*
18 *(commonly known as the “Alaska Statehood*
19 *Act”)* (48 U.S.C. note prec. 21; Public Law 85–
20 508); *and*

21 (C) *section 24 of the Federal Power Act (16*
22 U.S.C. 818).

23 *SEC. 309. (a) In this section:*

24 (1) *The term “Commission” means the Federal*
25 *Energy Regulatory Commission.*

1 (2) *The term “Terror Lake Hydroelectric*
2 *Project” means the project identified in section 1325*
3 *of the Alaska National Interest Lands Conservation*
4 *Act (16 U.S.C. 3212), and which is the Commission*
5 *project numbered 2743.*

6 (3) *The term “Upper Hidden Basin Diversion*
7 *Expansion” means the expansion of the Terror Lake*
8 *Hydroelectric Project as generally described in exhibit*
9 *E to the Upper Hidden Basin Grant Application*
10 *dated July 2, 2014, and submitted to the Alaska En-*
11 *ergy Authority Renewable Energy Fund Round VIII*
12 *by Kodiak Electric Association, Inc.*

13 (b) *The licensee for the Terror Lake Hydroelectric*
14 *Project may occupy not more than 20 acres of Federal land*
15 *to construct, operate, and maintain the Upper Hidden*
16 *Basin Diversion Expansion without further authorization*
17 *of the Secretary of the Interior or under the Alaska National*
18 *Interest Lands Conservation Act (16 U.S.C. 3101 et seq.).*

19 (c) *The Upper Hidden Basin Diversion Expansion*
20 *shall be subject to appropriate terms and conditions in-*
21 *cluded in an amendment to a license issued by the Commis-*
22 *sion pursuant to the Federal Power Act (16 U.S.C. 791a*
23 *et seq.), including section 4(e) of that Act (16 U.S.C.*
24 *797(e)), following an environmental review by the Commis-*

1 *sion under the National Environmental Policy Act of 1969*
2 *(42 U.S.C. 4321 et seq.).*

3 *SEC. 310. (a) In this section:*

4 *(1) The term “Commission” means the Federal*
5 *Energy Regulatory Commission.*

6 *(2) The term “license” means the license for the*
7 *Commission project numbered 11393.*

8 *(3) The term “licensee” means the holder of the*
9 *license.*

10 *(b) On the request of the licensee, the Commission shall*
11 *issue an order continuing the stay of the license.*

12 *(c) On the request of the licensee, but not later than*
13 *10 years after the date of enactment of this Act, the Com-*
14 *mission shall—*

15 *(1) issue an order lifting the stay of the license*
16 *under subsection (b); and*

17 *(2) make the effective date of the license the date*
18 *on which the stay is lifted under paragraph (1).*

19 *(d)(1) Notwithstanding the time period specified in*
20 *section 13 of the Federal Power Act (16 U.S.C. 806) that*
21 *would otherwise apply to the Commission project numbered*
22 *11393, the Commission may, at the request of the licensee,*
23 *and after reasonable notice, in accordance with the good*
24 *faith, due diligence, and public interest requirements of,*
25 *and the procedures of the Commission under, that section,*

1 *extend the time period during which the licensee is required*
2 *to commence the construction of the project for not more*
3 *than 3 consecutive 2-year periods from the date of the expi-*
4 *ration of the extension originally issued by the Commission.*

5 (2)(A) *If the period required for the commencement of*
6 *construction of the project described in paragraph (1) has*
7 *expired prior to the date of enactment of this Act, the Com-*
8 *mission may reinstate the license effective as of the date*
9 *of the expiration of the license.*

10 (B) *If the Commission reinstates the license under sub-*
11 *paragraph (A), the first extension authorized under para-*
12 *graph (1) shall take effect on the date of that expiration.*

13 (e) *Nothing in this section prioritizes, or creates any*
14 *advantage or disadvantage to, Commission project num-*
15 *bered 11393 under Federal law, including the Federal*
16 *Power Act (16 U.S.C. 791a et seq.) or the Public Utility*
17 *Regulatory Policies Act of 1978 (16 U.S.C. 2601 et seq.),*
18 *as compared to—*

19 (1) *any electric generating facility in existence*
20 *on the date of enactment of this Act; or*

21 (2) *any electric generating facility that may be*
22 *examined, proposed, or developed during the period of*
23 *any stay or extension of the license under this section.*

24 SEC. 311. (a) *Notwithstanding the time period speci-*
25 *fied in section 13 of the Federal Power Act (16 U.S.C. 806)*

1 *that would otherwise apply to Federal Energy Regulatory*
2 *Commission project numbers 12756, 12757, and 12758, the*
3 *Federal Energy Regulatory Commission (referred to in this*
4 *section as the “Commission”) may, at the request of the li-*
5 *censee for the applicable project, and after reasonable notice,*
6 *in accordance with the good faith, due diligence, and public*
7 *interest requirements of that section and the procedures of*
8 *the Commission under that section, extend the time period*
9 *during which the licensee is required to commence the con-*
10 *struction of the applicable project for up to 3 consecutive*
11 *2-year periods from the date of the expiration of the exten-*
12 *sion originally issued by the Commission.*

13 *(b) If the time period required for commencement of*
14 *construction of a project described in subsection (a) has ex-*
15 *pired prior to the date of enactment of this Act—*

16 *(1) the Commission may reinstate the license for*
17 *the applicable project effective as of the date of the ex-*
18 *piration of the license; and*

19 *(2) the first extension authorized under sub-*
20 *section (a) shall take effect on that expiration.*

21 *SEC. 312. (a) Notwithstanding the time period speci-*
22 *fied in section 13 of the Federal Power Act (16 U.S.C. 806)*
23 *that would otherwise apply to the Federal Energy Regu-*
24 *latory Commission project numbered 12478–003, the Fed-*
25 *eral Energy Regulatory Commission (referred to in this sec-*

1 tion as the “Commission”) may, at the request of the li-
2 censee for the project, and after reasonable notice, in accord-
3 ance with the good faith, due diligence, and public interest
4 requirements of, and the procedures of the Commission
5 under, that section, extend the time period during which
6 the licensee is required to commence construction of the
7 project for not more than 3 consecutive 2-year periods from
8 the date of the expiration of the extension originally issued
9 by the Commission.

10 (b)(1) If the period required for the commencement of
11 construction of the project described in subsection (a) has
12 expired prior to the date of enactment of this Act, the Com-
13 mission may reinstate the license effective as of that date
14 of expiration.

15 (2) If the Commission reinstates the license under
16 paragraph (1), the first extension authorized under sub-
17 section (a) shall take effect on the date of that expiration.

18 SEC. 313. (a) Notwithstanding the time period speci-
19 fied in section 13 of the Federal Power Act (16 U.S.C. 806)
20 that would otherwise apply to the Federal Energy Regu-
21 latory Commission project numbered 13287, the Federal
22 Energy Regulatory Commission (referred to in this section
23 as the “Commission”) may, at the request of the licensee
24 for the project, and after reasonable notice, in accordance
25 with the good faith, due diligence, and public interest re-

1 *quirements of that section and the procedures of the Com-*
2 *mission under that section, extend the time period during*
3 *which the licensee is required to commence construction of*
4 *the project for up to 4 consecutive 2-year periods after the*
5 *required date of the commencement of construction de-*
6 *scribed in Article 301 of the license.*

7 *(b)(1) If the period required for the commencement of*
8 *construction of the project described in subsection (a) has*
9 *expired prior to the date of enactment of this Act, the Com-*
10 *mission may reinstate the license effective as of that date*
11 *of expiration.*

12 *(2) If the Commission reinstates the license under*
13 *paragraph (1), the first extension authorized under sub-*
14 *section (a) shall take effect on the date of that expiration.*

15 *SEC. 314. (a) Notwithstanding the time period speci-*
16 *fied in section 13 of the Federal Power Act (16 U.S.C. 806)*
17 *that would otherwise apply to the Federal Energy Regu-*
18 *latory Commission project numbered 12642, the Federal*
19 *Energy Regulatory Commission (referred to in this section*
20 *as the “Commission”) may, at the request of the licensee*
21 *for the project, and after reasonable notice, in accordance*
22 *with the good faith, due diligence, and public interest re-*
23 *quirements of that section and the procedures of the Com-*
24 *mission under that section, extend the time period during*
25 *which the licensee is required to commence the construction*

1 *of the project for up to 3 consecutive 2-year periods from*
2 *the date of the expiration of the extension originally issued*
3 *by the Commission.*

4 *(b) If the period required for commencement of con-*
5 *struction of the project described in subsection (a) has ex-*
6 *pired prior to the date of enactment of this Act—*

7 *(1) the Commission may reinstate the license ef-*
8 *fective as of the date of the expiration of the license;*
9 *and*

10 *(2) the first extension authorized under sub-*
11 *section (a) shall take effect on that expiration date.*

12 *SEC. 315. (a) Notwithstanding the time period speci-*
13 *fied in section 13 of the Federal Power Act (16 U.S.C. 806)*
14 *that would otherwise apply to the Federal Energy Regu-*
15 *latory Commission projects numbered 12737 and 12740, the*
16 *Federal Energy Regulatory Commission (referred to in this*
17 *section as the “Commission”) may, at the request of the li-*
18 *censee for the applicable project, and after reasonable notice,*
19 *in accordance with the good faith, due diligence, and public*
20 *interest requirements of that section and the procedures of*
21 *the Commission under that section, extend the time period*
22 *during which the licensee is required to commence the con-*
23 *struction of the applicable project for up to 3 consecutive*
24 *2-year periods from the date of the expiration of the exten-*
25 *sion originally issued by the Commission.*

1 **(b)** *If the period required for commencement of con-*
2 *struction of a project described in subsection (a) has expired*
3 *prior to the date of enactment of this Act—*

4 **(1)** *the Commission may reinstate the license for*
5 *the applicable project effective as of the date of the ex-*
6 *piration of the license; and*

7 **(2)** *the first extension authorized under sub-*
8 *section (a) shall take effect on that expiration.*

9 **SEC. 316.** *(a) Notwithstanding the time period speci-*
10 *fied in section 13 of the Federal Power Act (16 U.S.C. 806)*
11 *that would otherwise apply to the Federal Energy Regu-*
12 *latory Commission project numbered 12715 (referred to in*
13 *this section as the “project”), the Federal Energy Regu-*
14 *latory Commission (referred to in this section as the “Com-*
15 *mission”) may, at the request of the licensee for the project,*
16 *and after reasonable notice, in accordance with the good*
17 *faith, due diligence, and public interest requirements of,*
18 *and the procedures of the Commission under, that section,*
19 *extend the time period during which the licensee is required*
20 *to commence the construction of the project for not more*
21 *than 3 consecutive 2-year periods that begin on the date*
22 *of the expiration of the extension originally issued by the*
23 *Commission.*

24 **(b)(1)** *If the period required for the commencement of*
25 *construction of the project has expired before the date of en-*

1 *actment of this Act, the Commission may reinstate the li-*
2 *cence effective as of the date of the expiration of the license.*

3 (2) *If the Commission reinstates the license under*
4 *paragraph (1), the first extension authorized under sub-*
5 *section (a) shall take effect on the date of that expiration.*

6 *SEC. 317. In making awards from the Energy Tech-*
7 *nology Commercialization Fund established under section*
8 *1001(e) of the Energy Policy Act of 2005 (42 U.S.C.*
9 *16391(e)), the requirements for matching funds shall be de-*
10 *termined by the Secretary of Energy in accordance with*
11 *section 988 of that Act (42 U.S.C. 16352).*

12 *SEC. 318. Pursuant to section 1807 of the Grand Can-*
13 *yon Protection Act of 1992 (Public Law 102–575; 106 Stat.*
14 *4672), section 3(d)(1) of Public Law 106–392 (114 Stat.*
15 *1604), section 601(b) of the Colorado River Basin Project*
16 *Act (43 U.S.C. 1551(b)), and section 15 of the Act of April*
17 *11, 1956 (commonly known as the “Colorado River Storage*
18 *Project Act”)* (43 U.S.C. 620n) *of the offsetting collections*
19 *in the Upper Colorado River Basin Fund of the Western*
20 *Area Power Administration for repayment of capital costs,*
21 *\$23,000,000 may be transferred to the Upper Colorado*
22 *Basin Fund.*

23 *SEC. 319. (a) The Secretary of Energy (referred to in*
24 *this section as the “Secretary”)* shall conduct a study on

1 *the potential for natural gas demand response across energy*
2 *sectors and geographic regions.*

3 *(b) Not later than 18 months after the date of enact-*
4 *ment of this Act, the Secretary shall submit to Congress a*
5 *report on the results of study conducted under subsection*
6 *(a), including—*

7 *(1) a description and quantification of—*

8 *(A) potential natural gas and energy sav-*
9 *ings and load shifting; and*

10 *(B) the costs and benefits associated with*
11 *those savings, including avoided energy costs, re-*
12 *duced market price volatility, improved electric*
13 *and gas system reliability, deferred or avoided*
14 *pipeline or utility capital investment, and air*
15 *emissions reductions;*

16 *(2) an identification of geographic areas that*
17 *would benefit most from implementing demand re-*
18 *sponse measures for natural gas infrastructure; and*

19 *(3) a description of—*

20 *(A) existing and emerging technologies that*
21 *can be used for demand response in the natural*
22 *gas sector; and*

23 *(B) best practices for developing a strategy*
24 *for deployment of those technologies in the nat-*
25 *ural gas sector.*

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TITLE IV

INDEPENDENT AGENCIES

APPALACHIAN REGIONAL COMMISSION

For expenses necessary to carry out the programs authorized by the Appalachian Regional Development Act of 1965, and for expenses necessary for the Federal Co-Chairman and the Alternate on the Appalachian Regional Commission, for payment of the Federal share of the administrative expenses of the Commission, including services as authorized by 5 U.S.C. 3109, and hire of passenger motor vehicles, \$155,000,000, to remain available until expended.

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

SALARIES AND EXPENSES

For expenses necessary for the Defense Nuclear Facilities Safety Board in carrying out activities authorized by the Atomic Energy Act of 1954, as amended by Public Law 100–456, section 1441, \$31,000,000, to remain available until September 30, 2020.

DELTA REGIONAL AUTHORITY

SALARIES AND EXPENSES

For expenses necessary for the Delta Regional Authority and to carry out its activities, as authorized by the Delta Regional Authority Act of 2000, notwithstanding sections 382F(d), 382M, and 382N of said Act, \$25,000,000, to remain available until expended.

1 *DENALI COMMISSION*

2 *For expenses necessary for the Denali Commission in-*
3 *cluding the purchase, construction, and acquisition of plant*
4 *and capital equipment as necessary and other expenses,*
5 *\$15,000,000, to remain available until expended, notwith-*
6 *standing the limitations contained in section 306(g) of the*
7 *Denali Commission Act of 1998: Provided, That funds shall*
8 *be available for construction projects in an amount not to*
9 *exceed 80 percent of total project cost for distressed commu-*
10 *nities, as defined by section 307 of the Denali Commission*
11 *Act of 1998 (division C, title III, Public Law 105–277),*
12 *as amended by section 701 of appendix D, title VII, Public*
13 *Law 106–113 (113 Stat. 1501A–280), and an amount not*
14 *to exceed 50 percent for non-distressed communities: Pro-*
15 *vided further, That notwithstanding any other provision of*
16 *law regarding payment of a non-Federal share in connec-*
17 *tion with a grant-in-aid program, amounts under this*
18 *heading shall be available for the payment of such a non-*
19 *Federal share for programs undertaken to carry out the*
20 *purposes of the Commission.*

21 *NORTHERN BORDER REGIONAL COMMISSION*

22 *For expenses necessary for the Northern Border Re-*
23 *gional Commission in carrying out activities authorized by*
24 *subtitle V of title 40, United States Code, \$20,000,000, to*
25 *remain available until expended: Provided, That such*

1 *amounts shall be available for administrative expenses, not-*
2 *withstanding section 15751(b) of title 40, United States*
3 *Code: Provided further, That during fiscal year 2019, the*
4 *duties and authority of the Federal Cochairperson shall be*
5 *assumed by the Northern Border Regional Commission Pro-*
6 *gram Director if the position of the Federal Cochairperson*
7 *and Alternate Federal Cochairperson is vacant.*

8 *NUCLEAR REGULATORY COMMISSION*

9 *SALARIES AND EXPENSES*

10 *For expenses necessary for the Commission in carrying*
11 *out the purposes of the Energy Reorganization Act of 1974*
12 *and the Atomic Energy Act of 1954, \$898,350,000, includ-*
13 *ing official representation expenses not to exceed \$25,000,*
14 *to remain available until expended: Provided, That of the*
15 *amount appropriated herein, not more than \$9,500,000*
16 *may be made available for salaries, travel, and other sup-*
17 *port costs for the Office of the Commission, to remain avail-*
18 *able until September 30, 2020, of which, notwithstanding*
19 *section 201(a)(2)(c) of the Energy Reorganization Act of*
20 *1974 (42 U.S.C. 5841(a)(2)(c)), the use and expenditure*
21 *shall only be approved by a majority vote of the Commis-*
22 *sion: Provided further, That revenues from licensing fees,*
23 *inspection services, and other services and collections esti-*
24 *mated at \$794,218,500 in fiscal year 2019 shall be retained*
25 *and used for necessary salaries and expenses in this ac-*

1 *count, notwithstanding 31 U.S.C. 3302, and shall remain*
2 *available until expended: Provided further, That the sum*
3 *herein appropriated shall be reduced by the amount of reve-*
4 *nues received during fiscal year 2019 so as to result in a*
5 *final fiscal year 2019 appropriation estimated at not more*
6 *than \$104,131,500: Provided further, That of the amounts*
7 *appropriated under this heading, \$10,000,000 shall be for*
8 *university research and development in areas relevant to*
9 *the Commission's mission, and \$5,000,000 shall be for a*
10 *Nuclear Science and Engineering Grant Program that will*
11 *support multiyear projects that do not align with pro-*
12 *grammatic missions but are critical to maintaining the dis-*
13 *cipline of nuclear science and engineering.*

14 *OFFICE OF INSPECTOR GENERAL*

15 *For expenses necessary for the Office of Inspector Gen-*
16 *eral in carrying out the provisions of the Inspector General*
17 *Act of 1978, \$12,609,000, to remain available until Sep-*
18 *tember 30, 2020: Provided, That revenues from licensing*
19 *fees, inspection services, and other services and collections*
20 *estimated at \$10,355,000 in fiscal year 2019 shall be re-*
21 *tained and be available until September 30, 2020, for nec-*
22 *essary salaries and expenses in this account, notwith-*
23 *standing section 3302 of title 31, United States Code: Pro-*
24 *vided further, That the sum herein appropriated shall be*
25 *reduced by the amount of revenues received during fiscal*

1 year 2019 so as to result in a final fiscal year 2019 appro-
2 priation estimated at not more than \$2,254,000: Provided
3 further, That of the amounts appropriated under this head-
4 ing, \$1,103,000 shall be for Inspector General services for
5 the Defense Nuclear Facilities Safety Board, which shall not
6 be available from fee revenues.

7 *NUCLEAR WASTE TECHNICAL REVIEW BOARD*

8 *SALARIES AND EXPENSES*

9 *For expenses necessary for the Nuclear Waste Tech-*
10 *nical Review Board, as authorized by Public Law 100–203,*
11 *section 5051, \$3,600,000, to be derived from the Nuclear*
12 *Waste Fund, to remain available until September 30, 2020.*

13 *GENERAL PROVISIONS—INDEPENDENT*

14 *AGENCIES*

15 *SEC. 401. The Nuclear Regulatory Commission shall*
16 *comply with the July 5, 2011, version of Chapter VI of its*
17 *Internal Commission Procedures when responding to Con-*
18 *gressional requests for information.*

19 *SEC. 402. (a) The amounts made available by this title*
20 *for the Nuclear Regulatory Commission may be repro-*
21 *grammed for any program, project, or activity, and the*
22 *Commission shall notify the Committees on Appropriations*
23 *of both Houses of Congress at least 30 days prior to the*
24 *use of any proposed reprogramming that would cause any*
25 *program funding level to increase or decrease by more than*

1 \$500,000 or 10 percent, whichever is less, during the time
2 period covered by this Act.

3 (b)(1) *The Nuclear Regulatory Commission may waive*
4 *the notification requirement in subsection (a) if compliance*
5 *with such requirement would pose a substantial risk to*
6 *human health, the environment, welfare, or national secu-*
7 *rity.*

8 (2) *The Nuclear Regulatory Commission shall notify*
9 *the Committees on Appropriations of both Houses of Con-*
10 *gress of any waiver under paragraph (1) as soon as prac-*
11 *ticable, but not later than 3 days after the date of the activ-*
12 *ity to which a requirement or restriction would otherwise*
13 *have applied. Such notice shall include an explanation of*
14 *the substantial risk under paragraph (1) that permitted*
15 *such waiver and shall provide a detailed report to the Com-*
16 *mittees of such waiver and changes to funding levels to pro-*
17 *grams, projects, or activities.*

18 (c) *Except as provided in subsections (a), (b), and (d),*
19 *the amounts made available by this title for “Nuclear Regu-*
20 *latory Commission—Salaries and Expenses” shall be ex-*
21 *pended as directed in the report of the Committee on Appro-*
22 *priations accompanying this Act.*

23 (d) *None of the funds provided for the Nuclear Regu-*
24 *latory Commission shall be available for obligation or ex-*
25 *penditure through a reprogramming of funds that increases*

1 *funds or personnel for any program, project, or activity for*
2 *which funds are denied or restricted by this Act.*

3 *(e) The Commission shall provide a monthly report to*
4 *the Committees on Appropriations of both Houses of Con-*
5 *gress, which includes the following for each program,*
6 *project, or activity, including any prior year appropria-*
7 *tions—*

8 *(1) total budget authority;*

9 *(2) total unobligated balances; and*

10 *(3) total unliquidated obligations.*

11 *TITLE V*

12 *GENERAL PROVISIONS*

13 *SEC. 501. None of the funds appropriated by this Act*
14 *may be used in any way, directly or indirectly, to influence*
15 *congressional action on any legislation or appropriation*
16 *matters pending before Congress, other than to commu-*
17 *nicate to Members of Congress as described in 18 U.S.C.*
18 *1913.*

19 *SEC. 502. (a) None of the funds made available in title*
20 *III of this Act may be transferred to any department, agen-*
21 *cy, or instrumentality of the United States Government, ex-*
22 *cept pursuant to a transfer made by or transfer authority*
23 *provided in this Act or any other appropriations Act for*
24 *any fiscal year, transfer authority referenced in the report*
25 *of the Committee on Appropriations accompanying this*

1 *Act, or any authority whereby a department, agency, or in-*
2 *strumentality of the United States Government may pro-*
3 *vide goods or services to another department, agency, or in-*
4 *strumentality.*

5 **(b)** *None of the funds made available for any depart-*
6 *ment, agency, or instrumentality of the United States Gov-*
7 *ernment may be transferred to accounts funded in title III*
8 *of this Act, except pursuant to a transfer made by or trans-*
9 *fer authority provided in this Act or any other appropria-*
10 *tions Act for any fiscal year, transfer authority referenced*
11 *in the report of the Committee on Appropriations accom-*
12 *panying this Act, or any authority whereby a department,*
13 *agency, or instrumentality of the United States Government*
14 *may provide goods or services to another department, agen-*
15 *cy, or instrumentality.*

16 **(c)** *The head of any relevant department or agency*
17 *funded in this Act utilizing any transfer authority shall*
18 *submit to the Committees on Appropriations of both Houses*
19 *of Congress a semiannual report detailing the transfer au-*
20 *thorities, except for any authority whereby a department,*
21 *agency, or instrumentality of the United States Government*
22 *may provide goods or services to another department, agen-*
23 *cy, or instrumentality, used in the previous 6 months and*
24 *in the year-to-date. This report shall include the amounts*
25 *transferred and the purposes for which they were trans-*

1 *ferred, and shall not replace or modify existing notification*
2 *requirements for each authority.*

3 *SEC. 503. (a) None of the funds made available in this*
4 *Act may be used to maintain or establish a computer net-*
5 *work unless such network blocks the viewing, downloading,*
6 *and exchanging of pornography.*

7 *(b) Nothing in subsection (a) shall limit the use of*
8 *funds necessary for any Federal, State, tribal, or local law*
9 *enforcement agency or any other entity carrying out crimi-*
10 *nal investigations, prosecution, or adjudication activities.*

11 *This division may be cited as the “Energy and Water*
12 *Development and Related Agencies Appropriations Act,*
13 *2019”.*

1 ***DIVISION B—LEGISLATIVE BRANCH***
2 ***APPROPRIATIONS ACT, 2019***

3 *The following sums are appropriated, out of any*
4 *money in the Treasury not otherwise appropriated, for the*
5 *Legislative Branch for the fiscal year ending September 30,*
6 *2019, and for other purposes, namely:*

7 ***TITLE I***
8 ***LEGISLATIVE BRANCH***
9 ***SENATE***
10 ***EXPENSE ALLOWANCES***

11 *For expense allowances of the Vice President, \$18,760;*
12 *the President Pro Tempore of the Senate, \$37,520; Majority*
13 *Leader of the Senate, \$39,920; Minority Leader of the Sen-*
14 *ate, \$39,920; Majority Whip of the Senate, \$9,980; Minority*
15 *Whip of the Senate, \$9,980; President Pro Tempore Emer-*
16 *itus, \$15,000; Chairmen of the Majority and Minority Con-*
17 *ference Committees, \$4,690 for each Chairman; and Chair-*
18 *men of the Majority and Minority Policy Committees,*
19 *\$4,690 for each Chairman; in all, \$189,840.*

20 *For representation allowances of the Majority and Mi-*
21 *nority Leaders of the Senate, \$14,070 for each such Leader;*
22 *in all, \$28,140.*

23 ***SALARIES, OFFICERS AND EMPLOYEES***

24 *For compensation of officers, employees, and others as*
25 *authorized by law, including agency contributions,*

1 \$205,376,812, which shall be paid from this appropriation
2 as follows:

3 OFFICE OF THE VICE PRESIDENT

4 For the Office of the Vice President, \$2,417,248.

5 OFFICE OF THE PRESIDENT PRO TEMPORE

6 For the Office of the President Pro Tempore, \$723,466.

7 OFFICE OF THE PRESIDENT PRO TEMPORE EMERITUS

8 For the Office of the President Pro Tempore Emeritus,
9 \$309,000.

10 OFFICES OF THE MAJORITY AND MINORITY LEADERS

11 For Offices of the Majority and Minority Leaders,
12 \$5,255,576.

13 OFFICES OF THE MAJORITY AND MINORITY WHIPS

14 For Offices of the Majority and Minority Whips,
15 \$3,359,424.

16 COMMITTEE ON APPROPRIATIONS

17 For salaries of the Committee on Appropriations,
18 \$15,142,000.

19 CONFERENCE COMMITTEES

20 For the Conference of the Majority and the Conference
21 of the Minority, at rates of compensation to be fixed by the
22 Chairman of each such committee, \$1,658,000 for each such
23 committee; in all, \$3,316,000.

1 OFFICES OF THE SECRETARIES OF THE CONFERENCE OF
2 THE MAJORITY AND THE CONFERENCE OF THE MINORITY

3 *For Offices of the Secretaries of the Conference of the*
4 *Majority and the Conference of the Minority, \$817,402.*

5 POLICY COMMITTEES

6 *For salaries of the Majority Policy Committee and the*
7 *Minority Policy Committee, \$1,692,905 for each such com-*
8 *mittee; in all, \$3,385,810.*

9 OFFICE OF THE CHAPLAIN

10 *For Office of the Chaplain, \$461,886.*

11 OFFICE OF THE SECRETARY

12 *For Office of the Secretary, \$25,783,000.*

13 OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER

14 *For Office of the Sergeant at Arms and Doorkeeper,*
15 *\$82,684,000.*

16 OFFICES OF THE SECRETARIES FOR THE MAJORITY AND

17 MINORITY

18 *For Offices of the Secretary for the Majority and the*
19 *Secretary for the Minority, \$1,810,000.*

20 AGENCY CONTRIBUTIONS AND RELATED EXPENSES

21 *For agency contributions for employee benefits, as au-*
22 *thorized by law, and related expenses, \$59,912,000.*

23 OFFICE OF THE LEGISLATIVE COUNSEL OF THE SENATE

24 *For salaries and expenses of the Office of the Legisla-*
25 *tive Counsel of the Senate, \$6,115,000.*

1 *OFFICE OF SENATE LEGAL COUNSEL*

2 *For salaries and expenses of the Office of Senate Legal*
3 *Counsel, \$1,147,000.*

4 *EXPENSE ALLOWANCES OF THE SECRETARY OF THE SEN-*
5 *ATE, SERGEANT AT ARMS AND DOORKEEPER OF THE*
6 *SENATE, AND SECRETARIES FOR THE MAJORITY AND*
7 *MINORITY OF THE SENATE*

8 *For expense allowances of the Secretary of the Senate,*
9 *\$7,110; Sergeant at Arms and Doorkeeper of the Senate,*
10 *\$7,110; Secretary for the Majority of the Senate, \$7,110;*
11 *Secretary for the Minority of the Senate, \$7,110; in all,*
12 *\$28,440.*

13 *CONTINGENT EXPENSES OF THE SENATE*

14 *INQUIRIES AND INVESTIGATIONS*

15 *For expenses of inquiries and investigations ordered*
16 *by the Senate, or conducted under paragraph 1 of rule*
17 *XXVI of the Standing Rules of the Senate, section 112 of*
18 *the Supplemental Appropriations and Rescission Act, 1980*
19 *(Public Law 96-304), and Senate Resolution 281, 96th*
20 *Congress, agreed to March 11, 1980, \$133,265,000, of which*
21 *\$26,650,000 shall remain available until September 30,*
22 *2021.*

1 U.S. SENATE CAUCUS ON INTERNATIONAL NARCOTICS

2 CONTROL

3 *For expenses of the United States Senate Caucus on*
4 *International Narcotics Control, \$508,000.*

5 SECRETARY OF THE SENATE

6 *For expenses of the Office of the Secretary of the Sen-*
7 *ate, \$10,036,000 of which \$6,436,000 shall remain available*
8 *until September 30, 2023 and of which \$3,600,000 shall re-*
9 *main available until expended.*

10 SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

11 *For expenses of the Office of the Sergeant at Arms and*
12 *Doorkeeper of the Senate, \$126,595,000, which shall remain*
13 *available until September 30, 2023.*

14 MISCELLANEOUS ITEMS

15 *For miscellaneous items, \$20,870,849 which shall re-*
16 *main available until September 30, 2021.*

17 SENATORS' OFFICIAL PERSONNEL AND OFFICE EXPENSE

18 ACCOUNT

19 *For Senators' Official Personnel and Office Expense*
20 *Account, \$429,000,000 of which \$20,128,950 shall remain*
21 *available until September 30, 2021 and of which \$5,000,000*
22 *shall be allocated solely for the purpose of providing finan-*
23 *cial compensation to Senate interns.*

1 *ADJUSTMENTS TO COMPENSATION*

2 *SEC. 102. Notwithstanding any other provision of law,*
3 *no adjustment shall be made under section 601(a) of the*
4 *Legislative Reorganization Act of 1946 (2 U.S.C. 4501) (re-*
5 *lating to cost of living adjustments for Members of Con-*
6 *gress) during fiscal year 2019.*

7 *FILING BY SENATE CANDIDATES WITH COMMISSION*

8 *SEC. 103. Section 302(g) of the Federal Election Cam-*
9 *paign Act of 1971 (52 U.S.C. 30102(g)) is amended to read*
10 *as follows:*

11 *“(g) FILING WITH THE COMMISSION.—All designa-*
12 *tions, statements, and reports required to be filed under this*
13 *Act shall be filed with the Commission.”.*

14 *HOUSE OF REPRESENTATIVES*15 *SALARIES AND EXPENSES*

16 *For salaries and expenses of the House of Representa-*
17 *tives, \$1,232,893,035, as follows:*

18 *HOUSE LEADERSHIP OFFICES*

19 *For salaries and expenses, as authorized by law,*
20 *\$25,378,875, including: Office of the Speaker, \$7,123,634,*
21 *including \$25,000 for official expenses of the Speaker; Office*
22 *of the Majority Floor Leader, \$2,642,739, including \$10,000*
23 *for official expenses of the Majority Leader; Office of the*
24 *Minority Floor Leader, \$7,751,946, including \$10,000 for*
25 *official expenses of the Minority Leader; Office of the Major-*

1 *ity Whip, including the Chief Deputy Majority Whip,*
2 *\$2,197,163, including \$5,000 for official expenses of the Ma-*
3 *jority Whip; Office of the Minority Whip, including the*
4 *Chief Deputy Minority Whip, \$1,700,079, including \$5,000*
5 *for official expenses of the Minority Whip; Republican Con-*
6 *ference, \$2,186,819; Democratic Caucus, \$1,776,495: Pro-*
7 *vided, That such amount for salaries and expenses shall re-*
8 *main available from January 3, 2019 until January 2,*
9 *2020.*

10 *MEMBERS' REPRESENTATIONAL ALLOWANCES*
11 *INCLUDING MEMBERS' CLERK HIRE, OFFICIAL EXPENSES*
12 *OF MEMBERS, AND OFFICIAL MAIL*

13 *For Members' representational allowances, including*
14 *Members' clerk hire, official expenses, and official mail,*
15 *\$573,630,000.*

16 *COMMITTEE EMPLOYEES*
17 *STANDING COMMITTEES, SPECIAL AND SELECT*
18 *For salaries and expenses of standing committees, spe-*
19 *cial and select, authorized by House resolutions,*
20 *\$127,903,173: Provided, That such amount shall remain*
21 *available for such salaries and expenses until December 31,*
22 *2020, except that \$4,000,000 of such amount shall remain*
23 *available until expended for committee room upgrading.*

1 *COMMITTEE ON APPROPRIATIONS*

2 *For salaries and expenses of the Committee on Appro-*
3 *priations, \$23,112,971, including studies and examinations*
4 *of executive agencies and temporary personal services for*
5 *such committee, to be expended in accordance with section*
6 *202(b) of the Legislative Reorganization Act of 1946 and*
7 *to be available for reimbursement to agencies for services*
8 *performed: Provided, That such amount shall remain avail-*
9 *able for such salaries and expenses until December 31, 2020.*

10 *SALARIES, OFFICERS AND EMPLOYEES*

11 *For compensation and expenses of officers and employ-*
12 *ees, as authorized by law, \$218,345,000, including: for sala-*
13 *ries and expenses of the Office of the Clerk, including the*
14 *positions of the Chaplain and the Historian, and including*
15 *not more than \$25,000 for official representation and recep-*
16 *tion expenses, of which not more than \$20,000 is for the*
17 *Family Room and not more than \$2,000 is for the Office*
18 *of the Chaplain, \$28,305,000; for salaries and expenses of*
19 *the Office of the Sergeant at Arms, including the position*
20 *of Superintendent of Garages and the Office of Emergency*
21 *Management, and including not more than \$3,000 for offi-*
22 *cial representation and reception expenses, \$18,773,000 of*
23 *which \$5,524,000 shall remain available until expended; for*
24 *salaries and expenses of the Office of the Chief Administra-*
25 *tive Officer including not more than \$3,000 for official rep-*

1 *resentation and reception expenses, \$148,058,000, of which*
2 *\$11,631,000 shall remain available until expended; for sala-*
3 *ries and expenses of the Office of the Inspector General,*
4 *\$5,019,000; for salaries and expenses of the Office of General*
5 *Counsel, \$1,502,000; for salaries and expenses of the Office*
6 *of the Parliamentarian, including the Parliamentarian,*
7 *\$2,000 for preparing the Digest of Rules, and not more than*
8 *\$1,000 for official representation and reception expenses,*
9 *\$2,026,000; for salaries and expenses of the Office of the*
10 *Law Revision Counsel of the House, \$3,327,000; for salaries*
11 *and expenses of the Office of the Legislative Counsel of the*
12 *House, \$9,937,000; for salaries and expenses of the Office*
13 *of Interparliamentary Affairs, \$814,000; for other author-*
14 *ized employees, \$584,000.*

15 *ALLOWANCES AND EXPENSES*

16 *For allowances and expenses as authorized by House*
17 *resolution or law, \$264,293,016, including: supplies, mate-*
18 *rials, administrative costs and Federal tort claims,*
19 *\$525,016; official mail for committees, leadership offices,*
20 *and administrative offices of the House, \$190,000; Govern-*
21 *ment contributions for health, retirement, Social Security,*
22 *and other applicable employee benefits, \$239,000,000, to re-*
23 *main available until March 31, 2020; Business Continuity*
24 *and Disaster Recovery, \$16,186,000 of which \$5,000,000*
25 *shall remain available until expended; transition activities*

1 *for new members and staff, \$3,000,000, to remain available*
2 *until expended; Wounded Warrior Program \$3,000,000, to*
3 *remain available until expended; Office of Congressional*
4 *Ethics, \$1,670,000; and miscellaneous items including pur-*
5 *chase, exchange, maintenance, repair and operation of*
6 *House motor vehicles, interparliamentary receptions, and*
7 *gratuities to heirs of deceased employees of the House,*
8 *\$722,000.*

9

ADMINISTRATIVE PROVISIONS

10 *REQUIRING AMOUNTS REMAINING IN MEMBERS' REPRESENTATIONAL*
11 *ALLOWANCES TO BE USED FOR DEFICIT REDUCTION OR TO REDUCE THE FEDERAL DEBT*

13 *SEC. 110. (a) Notwithstanding any other provision of*
14 *law, any amounts appropriated under this Act for*
15 *“HOUSE OF REPRESENTATIVES—SALARIES AND EXPENSES—MEMBERS’ REPRESENTATIONAL ALLOWANCES”*
16 *shall be available only for fiscal year 2019. Any amount*
17 *remaining after all payments are made under such allow-*
18 *ances for fiscal year 2019 shall be deposited in the Treasury*
19 *and used for deficit reduction (or, if there is no Federal*
20 *budget deficit after all such payments have been made, for*
21 *reducing the Federal debt, in such manner as the Secretary*
22 *of the Treasury considers appropriate).*

1 (b) *REGULATIONS.*—*The Committee on House Admin-*
2 *istration of the House of Representatives shall have author-*
3 *ity to prescribe regulations to carry out this section.*

4 (c) *DEFINITION.*—*As used in this section, the term*
5 *“Member of the House of Representatives” means a Rep-*
6 *resentative in, or a Delegate or Resident Commissioner to,*
7 *the Congress.*

8 *DELIVERY OF BILLS AND RESOLUTIONS*

9 *SEC. 111. (a) None of the funds made available in any*
10 *fiscal year may be used to deliver a printed copy of a bill,*
11 *joint resolution, or resolution to the office of a Member of*
12 *the House of Representatives (including a Delegate or Resi-*
13 *dent Commissioner to the Congress) unless the Member re-*
14 *quests a copy.*

15 (b) *This section shall apply with respect to fiscal year*
16 *2019 and each succeeding fiscal year.*

17 *DELIVERY OF CONGRESSIONAL RECORD*

18 *SEC. 112. (a) None of the funds made available in any*
19 *fiscal year may be used to deliver a printed copy of any*
20 *version of the Congressional Record to the office of a Mem-*
21 *ber of the House of Representatives (including a Delegate*
22 *or Resident Commissioner to the Congress).*

23 (b) *This section shall apply with respect to fiscal year*
24 *2019 and each succeeding fiscal year.*

1 *LIMITATION ON AMOUNT AVAILABLE TO LEASE VEHICLES*

2 *SEC. 113. None of the funds made available in this*
3 *Act may be used by the Chief Administrative Officer of the*
4 *House of Representatives to make any payments from any*
5 *Members' Representational Allowance for the leasing of a*
6 *vehicle, excluding mobile district offices, in an aggregate*
7 *amount that exceeds \$1,000 for the vehicle in any month.*

8 *LIMITATION ON PRINTED COPIES OF U.S. CODE TO HOUSE*

9 *SEC. 114. (a) None of the funds made available in any*
10 *fiscal year may be to provide an aggregate number of more*
11 *than 50 printed copies of any edition of the United States*
12 *Code to all offices of the House of Representatives.*

13 *(b) This section shall apply with respect to fiscal year*
14 *2019 and each succeeding fiscal year.*

15 *DELIVERY OF REPORTS OF DISBURSEMENTS*

16 *SEC. 115. (a) None of the funds made available in any*
17 *fiscal year may be used to deliver a printed copy of the*
18 *report of disbursements for the operations of the House of*
19 *Representatives under section 106 of the House of Rep-*
20 *resentatives Administration Reform Technical Corrections*
21 *Act (2 U.S.C. 5535) to the office of a Member of the House*
22 *of Representatives (including a Delegate or Resident Com-*
23 *missioner to the Congress).*

24 *(b) This section shall apply with respect to fiscal year*
25 *2019 and each succeeding fiscal year.*

1 *DELIVERY OF DAILY CALENDAR*

2 *SEC. 116. (a) None of the funds made available in any*
3 *fiscal year may be used to deliver to the office of a Member*
4 *of the House of Representatives (including a Delegate or*
5 *Resident Commissioner to the Congress) a printed copy of*
6 *the Daily Calendar of the House of Representatives which*
7 *is prepared by the Clerk of the House of Representatives.*

8 *(b) This section shall apply with respect to fiscal year*
9 *2019 and each succeeding fiscal year.*

10 *DELIVERY OF CONGRESSIONAL PICTORIAL DIRECTORY*

11 *SEC. 117. (a) None of the funds made available in any*
12 *fiscal year may be used to deliver a printed copy of the*
13 *Congressional Pictorial Directory to the office of a Member*
14 *of the House of Representatives (including a Delegate or*
15 *Resident Commissioner to the Congress).*

16 *(b) This section shall apply with respect to fiscal year*
17 *2019 and each succeeding fiscal year.*

18 *REPEAL OF AUTHORIZATIONS FOR FORMER SPEAKERS*

19 *SEC. 118. (a) REPEAL OF AUTHORIZATIONS FOR OF-*
20 *FICE SPACE, OFFICE EXPENSES, FRANKING AND PRINTING*
21 *PRIVILEGES, AND STAFF.—The first section and sections 2,*
22 *4, 5, and 8 of House Resolution 1238, Ninety-first Congress,*
23 *agreed to December 22, 1970 (as enacted into permanent*
24 *law by chapter VIII of the Supplemental Appropriations*

1 *Act, 1971) (2 U.S.C. 5125(a), 5126, 5127, 5128, and 5129)*
2 *are repealed.*

3 **(b) CONFORMING AMENDMENT.**—*Subsection (b) of the*
4 *first section of Public Law 93–532 (2 U.S.C. 5125(b)) is*
5 *repealed.*

6 **(c) EFFECTIVE DATE.**—*The amendments made by this*
7 *section shall apply with respect to any individual who*
8 *serves as a Representative in Congress during the One Hun-*
9 *dred Fifteenth Congress or any succeeding Congress.*

10 *ADJUSTMENTS TO COMPENSATION*

11 **SEC. 119.** *Notwithstanding any other provision of law,*
12 *no adjustment shall be made under section 601(a) of the*
13 *Legislative Reorganization Act of 1946 (2 U.S.C. 4501) (re-*
14 *lating to cost of living adjustments for Members of Con-*
15 *gress) during fiscal year 2019.*

16 *TRANSFER AUTHORITY*

17 **SEC. 120. (a) AUTHORITY TO MAKE TRANSFERS**
18 **AMONG HOUSE LEADERSHIP OFFICES.**—*Section 101 of the*
19 *Legislative Branch Appropriations Act, 1993 (2 U.S.C.*
20 *5507) is amended by adding at the end the following new*
21 *subsection:*

22 *“(f) Amounts appropriated for any fiscal year for the*
23 *House of Representatives under the heading ‘House Leader-*
24 *ship Offices’ may be transferred among and merged with*
25 *the various offices and activities under such heading, effec-*

1 *tive upon the expiration of the 21-day period (or such alter-*
 2 *native period that may be imposed by the Committee on*
 3 *Appropriations of the House of Representatives) which be-*
 4 *gins on the date such Committee has been notified of the*
 5 *transfer.”.*

6 (b) *EFFECTIVE DATE.*—*The amendment made by sub-*
 7 *section (a) shall apply with respect to fiscal year 2019 and*
 8 *each succeeding fiscal year.*

9 *JOINT ITEMS*

10 *For Joint Committees, as follows:*

11 *JOINT ECONOMIC COMMITTEE*

12 *For salaries and expenses of the Joint Economic Com-*
 13 *mittee, \$4,203,000, to be disbursed by the Secretary of the*
 14 *Senate.*

15 *JOINT COMMITTEE ON TAXATION*

16 *For salaries and expenses of the Joint Committee on*
 17 *Taxation, \$11,169,000, to be disbursed by the Chief Admin-*
 18 *istrative Officer of the House of Representatives.*

19 *For other joint items, as follows:*

20 *OFFICE OF THE ATTENDING PHYSICIAN*

21 *For medical supplies, equipment, and contingent ex-*
 22 *penses of the emergency rooms, and for the Attending Physi-*
 23 *cian and his assistants, including:*

24 (1) *an allowance of \$2,175 per month to the At-*
 25 *tending Physician;*

1 (2) *an allowance of \$1,300 per month to the Sen-*
2 *ior Medical Officer;*

3 (3) *an allowance of \$725 per month each to three*
4 *medical officers while on duty in the Office of the At-*
5 *tending Physician;*

6 (4) *an allowance of \$725 per month to 2 assist-*
7 *ants and \$580 per month each not to exceed 11 assist-*
8 *ants on the basis heretofore provided for such assist-*
9 *ants; and*

10 (5) *\$2,740,000 for reimbursement to the Depart-*
11 *ment of the Navy for expenses incurred for staff and*
12 *equipment assigned to the Office of the Attending*
13 *Physician, which shall be advanced and credited to*
14 *the applicable appropriation or appropriations from*
15 *which such salaries, allowances, and other expenses*
16 *are payable and shall be available for all the purposes*
17 *thereof, \$3,798,000, to be disbursed by the Chief Ad-*
18 *ministrative Officer of the House of Representatives.*

19 OFFICE OF CONGRESSIONAL ACCESSIBILITY SERVICES

20 SALARIES AND EXPENSES

21 *For salaries and expenses of the Office of Congressional*
22 *Accessibility Services, \$1,486,000, to be disbursed by the*
23 *Secretary of the Senate.*

1 *the Capitol Police at the Federal Law Enforcement Train-*
2 *ing Center for fiscal year 2019 shall be paid by the Sec-*
3 *retary of Homeland Security from funds available to the*
4 *Department of Homeland Security.*

5 **OFFICE OF COMPLIANCE**

6 **SALARIES AND EXPENSES**

7 *For salaries and expenses of the Office of Compliance,*
8 *as authorized by section 305 of the Congressional Account-*
9 *ability Act of 1995 (2 U.S.C. 1385), \$6,332,670, of which*
10 *\$900,000 shall remain available until September 30, 2020:*
11 *Provided, That not more than \$500 may be expended on*
12 *the certification of the Executive Director of the Office of*
13 *Compliance in connection with official representation and*
14 *reception expenses.*

15 **CONGRESSIONAL BUDGET OFFICE**

16 **SALARIES AND EXPENSES**

17 *For salaries and expenses necessary for operation of*
18 *the Congressional Budget Office, including not more than*
19 *\$6,000 to be expended on the certification of the Director*
20 *of the Congressional Budget Office in connection with offi-*
21 *cial representation and reception expenses, \$50,295,000:*
22 *Provided, that the Director shall use not less than \$500,000*
23 *of the amount made available under this heading for (1)*
24 *improving technical systems, processes, and models for the*
25 *purpose of improving the transparency of estimates of budg-*

1 *etary effects to Members of Congress, employees of Members*
2 *of Congress, and the public, and (2) to increase the avail-*
3 *ability of models, economic assumptions, and data for Mem-*
4 *bers of Congress, employees of Members of Congress, and the*
5 *public.*

6 *ARCHITECT OF THE CAPITOL*

7 *CAPITAL CONSTRUCTION AND OPERATIONS*

8 *For salaries for the Architect of the Capitol, and other*
9 *personal services, at rates of pay provided by law; for all*
10 *necessary expenses for surveys and studies, construction, op-*
11 *eration, and general and administrative support in connec-*
12 *tion with facilities and activities under the care of the Ar-*
13 *chitect of the Capitol including the Botanic Garden; elec-*
14 *trical substations of the Capitol, Senate and House office*
15 *buildings, and other facilities under the jurisdiction of the*
16 *Architect of the Capitol; including furnishings and office*
17 *equipment; including not more than \$5,000 for official re-*
18 *ception and representation expenses, to be expended as the*
19 *Architect of the Capitol may approve, and not more than*
20 *\$5,000 that shall be used by the Architect of the Capitol*
21 *to work with contractors to eliminate or reduce the use of*
22 *plastic straws in facilities of the legislative branch that are*
23 *under the care of the Architect of the Capitol; for purchase*
24 *or exchange, maintenance, and operation of a passenger*
25 *motor vehicle, \$101,381,903.*

1 *In addition, for a payment to the House Historic*
2 *Buildings Revitalization Trust Fund, \$10,000,000, to re-*
3 *main available until expended.*

4 *SENATE OFFICE BUILDINGS*

5 *For all necessary expenses for the maintenance, care*
6 *and operation of Senate office buildings; and furniture and*
7 *furnishings to be expended under the control and super-*
8 *vision of the Architect of the Capitol, \$92,918,081, of which*
9 *\$31,162,000 shall remain available until September 30,*
10 *2023.*

11 *CAPITOL POWER PLANT*

12 *For all necessary expenses for the maintenance, care*
13 *and operation of the Capitol Power Plant; lighting, heating,*
14 *power (including the purchase of electrical energy) and*
15 *water and sewer services for the Capitol, Senate and House*
16 *office buildings, Library of Congress buildings, and the*
17 *grounds about the same, Botanic Garden, Senate garage,*
18 *and air conditioning refrigeration not supplied from plants*
19 *in any of such buildings; heating the Government Pub-*
20 *lishing Office and Washington City Post Office, and heating*
21 *and chilled water for air conditioning for the Supreme*
22 *Court Building, the Union Station complex, the Thurgood*
23 *Marshall Federal Judiciary Building and the Folger Shake-*
24 *speare Library, expenses for which shall be advanced or re-*
25 *imbursed upon request of the Architect of the Capitol and*

1 *amounts so received shall be deposited into the Treasury*
2 *to the credit of this appropriation, \$97,827,258, of which*
3 *\$15,286,617 shall remain available until September 30,*
4 *2023: Provided, That not more than \$9,000,000 of the funds*
5 *credited or to be reimbursed to this appropriation as herein*
6 *provided shall be available for obligation during fiscal year*
7 *2019.*

8 *LIBRARY BUILDINGS AND GROUNDS*

9 *For all necessary expenses for the mechanical and*
10 *structural maintenance, care and operation of the Library*
11 *buildings and grounds, \$64,125,666, of which \$36,254,000*
12 *shall remain available until September 30, 2023.*

13 *CAPITOL POLICE BUILDINGS, GROUNDS AND SECURITY*

14 *For all necessary expenses for the maintenance, care*
15 *and operation of buildings, grounds and security enhance-*
16 *ments of the United States Capitol Police, wherever located,*
17 *the Alternate Computing Facility, and Architect of the Cap-*
18 *itol security operations, \$54,680,047, of which \$28,777,000*
19 *shall remain available until September 30, 2023.*

20 *BOTANIC GARDEN*

21 *For all necessary expenses for the maintenance, care*
22 *and operation of the Botanic Garden and the nurseries,*
23 *buildings, grounds, and collections; and purchase and ex-*
24 *change, maintenance, repair, and operation of a passenger*
25 *motor vehicle; all under the direction of the Joint Com-*

1 *mittee on the Library, \$14,559,589, of which \$3,559,000*
2 *shall remain available until September 30, 2023: Provided,*
3 *That, of the amount made available under this heading, the*
4 *Architect of the Capitol may obligate and expend such sums*
5 *as may be necessary for the maintenance, care and oper-*
6 *ation of the National Garden established under section*
7 *307E of the Legislative Branch Appropriations Act, 1989*
8 *(2 U.S.C. 2146), upon vouchers approved by the Architect*
9 *of the Capitol or a duly authorized designee.*

10 *CAPITOL VISITOR CENTER*

11 *For all necessary expenses for the operation of the Cap-*
12 *itol Visitor Center, \$23,054,946.*

13 *ADMINISTRATIVE PROVISIONS*

14 *NO BONUSES FOR CONTRACTORS BEHIND SCHEDULE OR*
15 *OVER BUDGET*

16 *SEC. 140. None of the funds made available in this*
17 *Act for the Architect of the Capitol may be used to make*
18 *incentive or award payments to contractors for work on*
19 *contracts or programs for which the contractor is behind*
20 *schedule or over budget, unless the Architect of the Capitol,*
21 *or agency-employed designee, determines that any such de-*
22 *viations are due to unforeseeable events, government-driven*
23 *scope changes, or are not significant within the overall*
24 *scope of the project and/or program.*

1 *Act of June 28, 1902, in excess of the amount authorized*
2 *for obligation or expenditure in appropriations Acts: Pro-*
3 *vided further, That the total amount available for obligation*
4 *shall be reduced by the amount by which collections are less*
5 *than \$6,000,000: Provided further, That of the total amount*
6 *appropriated, not more than \$12,000 may be expended, on*
7 *the certification of the Librarian of Congress, in connection*
8 *with official representation and reception expenses for the*
9 *Overseas Field Offices: Provided further, That of the total*
10 *amount appropriated, \$8,855,000 shall remain available*
11 *until expended for the digital collections and educational*
12 *curricula program: Provided further, That of the total*
13 *amount appropriated, \$1,318,000 shall remain available*
14 *until expended for upgrade of the Legislative Branch Fi-*
15 *nancial Management System: Provided further, That of the*
16 *total amount appropriated, \$250,000 shall remain avail-*
17 *able until expended for the Surplus Books Program to pro-*
18 *mote the program and facilitate a greater number of dona-*
19 *tions to eligible entities across the United States: Provided*
20 *further, That of the total amount appropriated, \$2,383,000*
21 *shall remain available until expended for the Veterans His-*
22 *tory Project to continue digitization efforts of already col-*
23 *lected materials, reach a greater number of veterans to*
24 *record their stories, and promote public access to the*
25 *Project.*

1 *gress, in connection with official representation and recep-*
2 *tion expenses for activities of the International Copyright*
3 *Institute and for copyright delegations, visitors, and semi-*
4 *nars: Provided further, That, notwithstanding any provi-*
5 *sion of chapter 8 of title 17, United States Code, any*
6 *amounts made available under this heading which are at-*
7 *tributable to royalty fees and payments received by the*
8 *Copyright Office pursuant to sections 111, 119, and chapter*
9 *10 of such title may be used for the costs incurred in the*
10 *administration of the Copyright Royalty Judges program,*
11 *with the exception of the costs of salaries and benefits for*
12 *the Copyright Royalty Judges and staff under section*
13 *802(e).*

14 *CONGRESSIONAL RESEARCH SERVICE*

15 *SALARIES AND EXPENSES*

16 *For all necessary expenses to carry out the provisions*
17 *of section 203 of the Legislative Reorganization Act of 1946*
18 *(2 U.S.C. 166) and to revise and extend the Annotated Con-*
19 *stitution of the United States of America, \$123,828,000:*
20 *Provided, That no part of such amount may be used to pay*
21 *any salary or expense in connection with any publication,*
22 *or preparation of material therefor (except the Digest of*
23 *Public General Bills), to be issued by the Library of Con-*
24 *gress unless such publication has obtained prior approval*
25 *of either the Committee on House Administration of the*

1 *House of Representatives or the Committee on Rules and*
2 *Administration of the Senate: Provided further, That this*
3 *prohibition does not apply to publication of non-confiden-*
4 *tial Congressional Research Service (CRS) products: Pro-*
5 *vided further, That a non-confidential CRS product in-*
6 *cludes any written product containing research or analysis*
7 *that is currently available for general congressional access*
8 *on the CRS Congressional Intranet, or that would be made*
9 *available on the CRS Congressional Intranet in the normal*
10 *course of business and does not include material prepared*
11 *in response to Congressional requests for confidential anal-*
12 *ysis or research.*

13 *BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED*
14 *SALARIES AND EXPENSES*

15 *For all necessary expenses to carry out the Act of*
16 *March 3, 1931 (chapter 400; 46 Stat. 1487; 2 U.S.C. 135a),*
17 *\$52,521,000: Provided, That of the total amount appro-*
18 *priated, \$650,000 shall be available to contract to provide*
19 *newspapers to blind and physically handicapped residents*
20 *at no cost to the individual.*

21 *ADMINISTRATIVE PROVISIONS*

22 *REIMBURSABLE AND REVOLVING FUND ACTIVITIES*

23 *SEC. 150. (a) IN GENERAL.—For fiscal year 2019, the*
24 *obligational authority of the Library of Congress for the ac-*

1 *tivities described in subsection (b) may not exceed*
2 *\$194,608,000.*

3 *(b) ACTIVITIES.—The activities referred to in sub-*
4 *section (a) are reimbursable and revolving fund activities*
5 *that are funded from sources other than appropriations to*
6 *the Library in appropriations Acts for the legislative*
7 *branch.*

8 **GOVERNMENT PUBLISHING OFFICE**

9 **CONGRESSIONAL PUBLISHING**

10 **(INCLUDING TRANSFER OF FUNDS)**

11 *For authorized publishing of congressional informa-*
12 *tion and the distribution of congressional information in*
13 *any format; publishing of Government publications author-*
14 *ized by law to be distributed to Members of Congress; and*
15 *publishing, and distribution of Government publications*
16 *authorized by law to be distributed without charge to the*
17 *recipient, \$79,000,000: Provided, That this appropriation*
18 *shall not be available for paper copies of the permanent edi-*
19 *tion of the Congressional Record for individual Representa-*
20 *tives, Resident Commissioners or Delegates authorized*
21 *under section 906 of title 44, United States Code: Provided*
22 *further, That this appropriation shall be available for the*
23 *payment of obligations incurred under the appropriations*
24 *for similar purposes for preceding fiscal years: Provided*
25 *further, That notwithstanding the 2-year limitation under*

1 *section 718 of title 44, United States Code, none of the funds*
2 *appropriated or made available under this Act or any other*
3 *Act for printing and binding and related services provided*
4 *to Congress under chapter 7 of title 44, United States Code,*
5 *may be expended to print a document, report, or publica-*
6 *tion after the 27-month period beginning on the date that*
7 *such document, report, or publication is authorized by Con-*
8 *gress to be printed, unless Congress reauthorizes such print-*
9 *ing in accordance with section 718 of title 44, United States*
10 *Code: Provided further, That unobligated or unexpended*
11 *balances of expired discretionary funds made available*
12 *under this heading in this Act for this fiscal year may be*
13 *transferred to, and merged with, funds under the heading*
14 *“Government Publishing Office Business Operations Re-*
15 *volving Fund” no later than the end of the fifth fiscal year*
16 *after the last fiscal year for which such funds are available*
17 *for the purposes for which appropriated, to be available for*
18 *carrying out the purposes of this heading, subject to the ap-*
19 *proval of the Committee on Appropriations of the House*
20 *of Representatives and the Senate: Provided further, That*
21 *notwithstanding sections 901, 902, and 906 of title 44,*
22 *United States Code, this appropriation may be used to pre-*
23 *pare indexes to the Congressional Record on only a monthly*
24 *and session basis.*

1 *PUBLIC INFORMATION PROGRAMS OF THE*
2 *SUPERINTENDENT OF DOCUMENTS*
3 *SALARIES AND EXPENSES*
4 *(INCLUDING TRANSFER OF FUNDS)*

5 *For expenses of the public information programs of the*
6 *Office of Superintendent of Documents necessary to provide*
7 *for the cataloging and indexing of Government publications*
8 *and their distribution to the public, Members of Congress,*
9 *other Government agencies, and designated depository and*
10 *international exchange libraries as authorized by law,*
11 *\$32,000,000: Provided, That amounts of not more than*
12 *\$2,000,000 from current year appropriations are author-*
13 *ized for producing and disseminating Congressional serial*
14 *sets and other related publications for fiscal years 2017 and*
15 *2018 to depository and other designated libraries: Provided*
16 *further, That unobligated or unexpended balances of expired*
17 *discretionary funds made available under this heading in*
18 *this Act for this fiscal year may be transferred to, and*
19 *merged with, funds under the heading “Government Pub-*
20 *lishing Office Business Operations Revolving Fund” no*
21 *later than the end of the fifth fiscal year after the last fiscal*
22 *year for which such funds are available for the purposes*
23 *for which appropriated, to be available for carrying out the*
24 *purposes of this heading, subject to the approval of the Com-*

1 *mittee on Appropriations of the House of Representatives*
2 *and the Senate.*

3 *GOVERNMENT PUBLISHING OFFICE BUSINESS*

4 *OPERATIONS REVOLVING FUND*

5 *For payment to the Government Publishing Office*
6 *Business Operations Revolving Fund, \$6,000,000, to re-*
7 *main available until expended, for information technology*
8 *development and facilities repair: Provided, That the Gov-*
9 *ernment Publishing Office is hereby authorized to make*
10 *such expenditures, within the limits of funds available and*
11 *in accordance with law, and to make such contracts and*
12 *commitments without regard to fiscal year limitations as*
13 *provided by section 9104 of title 31, United States Code,*
14 *as may be necessary in carrying out the programs and pur-*
15 *poses set forth in the budget for the current fiscal year for*
16 *the Government Publishing Office Business Operations Re-*
17 *volving Fund: Provided further, That not more than \$7,500*
18 *may be expended on the certification of the Director of the*
19 *Government Publishing Office in connection with official*
20 *representation and reception expenses: Provided further,*
21 *That the Business Operations Revolving Fund shall be*
22 *available for the hire or purchase of not more than 12 pas-*
23 *senger motor vehicles: Provided further, That expenditures*
24 *in connection with travel expenses of the advisory councils*
25 *to the Director of the Government Publishing Office shall*

1 *be deemed necessary to carry out the provisions of title 44,*
2 *United States Code: Provided further, That the Business*
3 *Operations Revolving Fund shall be available for tem-*
4 *porary or intermittent services under section 3109(b) of*
5 *title 5, United States Code, but at rates for individuals not*
6 *more than the daily equivalent of the annual rate of basic*
7 *pay for level V of the Executive Schedule under section 5316*
8 *of such title: Provided further, That activities financed*
9 *through the Business Operations Revolving Fund may pro-*
10 *vide information in any format: Provided further, That the*
11 *Business Operations Revolving Fund and the funds pro-*
12 *vided under the heading “Public Information Programs of*
13 *the Superintendent of Documents” may not be used for con-*
14 *tracted security services at Government Publishing Office’s*
15 *passport facility in the District of Columbia.*

16 **GOVERNMENT ACCOUNTABILITY OFFICE**

17 **SALARIES AND EXPENSES**

18 *For necessary expenses of the Government Account-*
19 *ability Office, including not more than \$12,500 to be ex-*
20 *pendent on the certification of the Comptroller General of*
21 *the United States in connection with official representation*
22 *and reception expenses; temporary or intermittent services*
23 *under section 3109(b) of title 5, United States Code, but*
24 *at rates for individuals not more than the daily equivalent*
25 *of the annual rate of basic pay for level IV of the Executive*

1 *Schedule under section 5315 of such title; hire of one pas-*
2 *senger motor vehicle; advance payments in foreign countries*
3 *in accordance with section 3324 of title 31, United States*
4 *Code; benefits comparable to those payable under sections*
5 *901(5), (6), and (8) of the Foreign Service Act of 1980 (22*
6 *U.S.C. 4081(5), (6), and (8)); and under regulations pre-*
7 *scribed by the Comptroller General of the United States,*
8 *rental of living quarters in foreign countries, \$589,749,653:*
9 *Provided further, That, in addition, \$35,900,000 of pay-*
10 *ments received under sections 782, 791, 3521, and 9105 of*
11 *title 31, United States Code, shall be available without fis-*
12 *cal year limitation: Provided further, That this appropria-*
13 *tion and appropriations for administrative expenses of any*
14 *other department or agency which is a member of the Na-*
15 *tional Intergovernmental Audit Forum or a Regional Inter-*
16 *governmental Audit Forum shall be available to finance an*
17 *appropriate share of either Forum's costs as determined by*
18 *the respective Forum, including necessary travel expenses*
19 *of non-Federal participants: Provided further, That pay-*
20 *ments hereunder to the Forum may be credited as reim-*
21 *bursements to any appropriation from which costs involved*
22 *are initially financed.*

1 *mittee on House Administration and for the Senate issued*
2 *by the Committee on Rules and Administration.*

3 *FISCAL YEAR LIMITATION*

4 *SEC. 202. No part of the funds appropriated in this*
5 *Act shall remain available for obligation beyond fiscal year*
6 *2019 unless expressly so provided in this Act.*

7 *RATES OF COMPENSATION AND DESIGNATION*

8 *SEC. 203. Whenever in this Act any office or position*
9 *not specifically established by the Legislative Pay Act of*
10 *1929 (46 Stat. 32 et seq.) is appropriated for or the rate*
11 *of compensation or designation of any office or position ap-*
12 *propriated for is different from that specifically established*
13 *by such Act, the rate of compensation and the designation*
14 *in this Act shall be the permanent law with respect thereto:*
15 *Provided, That the provisions in this Act for the various*
16 *items of official expenses of Members, officers, and commit-*
17 *tees of the Senate and House of Representatives, and clerk*
18 *hire for Senators and Members of the House of Representa-*
19 *tives shall be the permanent law with respect thereto.*

20 *CONSULTING SERVICES*

21 *SEC. 204. The expenditure of any appropriation under*
22 *this Act for any consulting service through procurement*
23 *contract, under section 3109 of title 5, United States Code,*
24 *shall be limited to those contracts where such expenditures*
25 *are a matter of public record and available for public in-*

1 *spection, except where otherwise provided under existing*
2 *law, or under existing Executive order issued under existing*
3 *law.*

4 *COSTS OF LBFMC*

5 *SEC. 205. Amounts available for administrative ex-*
6 *penses of any legislative branch entity which participates*
7 *in the Legislative Branch Financial Managers Council*
8 *(LBFMC) established by charter on March 26, 1996, shall*
9 *be available to finance an appropriate share of LBFMC*
10 *costs as determined by the LBFMC, except that the total*
11 *LBFMC costs to be shared among all participating legisla-*
12 *tive branch entities (in such allocations among the entities*
13 *as the entities may determine) may not exceed \$2,000.*

14 *LIMITATION ON TRANSFERS*

15 *SEC. 206. None of the funds made available in this*
16 *Act may be transferred to any department, agency, or in-*
17 *strumentality of the United States Government, except pur-*
18 *suant to a transfer made by, or transfer authority provided*
19 *in, this Act or any other appropriation Act.*

20 *GUIDED TOURS OF THE CAPITOL*

21 *SEC. 207. (a) Except as provided in subsection (b),*
22 *none of the funds made available to the Architect of the Cap-*
23 *itol in this Act may be used to eliminate or restrict guided*
24 *tours of the United States Capitol which are led by employ-*
25 *ees and interns of offices of Members of Congress and other*

1 *offices of the House of Representatives and Senate, unless*
2 *through regulations as authorized by section 402(b)(8) of*
3 *the Capitol Visitor Center Act of 2008 (2 U.S.C.*
4 *2242(b)(8)).*

5 *(b) At the direction of the Capitol Police Board, or*
6 *at the direction of the Architect of the Capitol with the ap-*
7 *proval of the Capitol Police Board, guided tours of the*
8 *United States Capitol which are led by employees and in-*
9 *terns described in subsection (a) may be suspended tempo-*
10 *rarily or otherwise subject to restriction for security or re-*
11 *lated reasons to the same extent as guided tours of the*
12 *United States Capitol which are led by the Architect of the*
13 *Capitol.*

14 *LIMITATION ON TELECOMMUNICATIONS EQUIPMENT*

15 *PROCUREMENT*

16 *SEC. 208. (a) None of the funds appropriated or other-*
17 *wise made available under this Act may be used to acquire*
18 *telecommunications equipment produced by Huawei Tech-*
19 *nologies Company, ZTE Corporation or a high-impact or*
20 *moderate-impact information system, as defined for secu-*
21 *rity categorization in the National Institute of Standards*
22 *and Technology's (NIST) Federal Information Processing*
23 *Standard Publication 199, "Standards for Security Cat-*
24 *egorization of Federal Information and Information Sys-*

1 *tems” unless the agency, office, or other entity acquiring*
2 *the equipment or system has—*

3 (1) *reviewed the supply chain risk for the infor-*
4 *mation systems against criteria developed by NIST to*
5 *inform acquisition decisions for high-impact and*
6 *moderate-impact information systems within the Fed-*
7 *eral Government;*

8 (2) *reviewed the supply chain risk from the pre-*
9 *sumptive awardee against available and relevant*
10 *threat information provided by the Federal Bureau of*
11 *Investigation and other appropriate agencies; and*

12 (3) *in consultation with the Federal Bureau of*
13 *Investigation or other appropriate Federal entity,*
14 *conducted an assessment of any risk of cyber-espio-*
15 *nage or sabotage associated with the acquisition of*
16 *such system, including any risk associated with such*
17 *system being produced, manufactured, or assembled*
18 *by one or more entities identified by the United*
19 *States Government as posing a cyber threat, includ-*
20 *ing but not limited to, those that may be owned, di-*
21 *rected, or subsidized by the People’s Republic of*
22 *China, the Islamic Republic of Iran, the Democratic*
23 *People’s Republic of Korea, or the Russian Federa-*
24 *tion.*

1 **(b)** *None of the funds appropriated or otherwise made*
2 *available under this Act may be used to acquire a high-*
3 *impact or moderate impact information system reviewed*
4 *and assessed under subsection (a) unless the head of the as-*
5 *sessing entity described in subsection (a) has—*

6 **(1)** *developed, in consultation with NIST and*
7 *supply chain risk management experts, a mitigation*
8 *strategy for any identified risks;*

9 **(2)** *determined, in consultation with NIST and*
10 *the Federal Bureau of Investigation, that the acquisi-*
11 *tion of such system is in the vital national security*
12 *interest of the United States; and*

13 **(3)** *reported that determination to the Commit-*
14 *tees on Appropriations of the House of Representa-*
15 *tives and the Senate in a manner that identifies the*
16 *system intended for acquisition and a detailed de-*
17 *scription of the mitigation strategies identified in (1),*
18 *provided that such report may include a classified*
19 *annex as necessary.*

20 **PROHIBITION ON CERTAIN OPERATIONAL EXPENSES**

21 **SEC. 209.** *(a) None of the funds made available in this*
22 *Act may be used to maintain or establish a computer net-*
23 *work unless such network blocks the viewing, downloading,*
24 *and exchanging of pornography.*

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

6 *This division may be cited as the “Legislative Branch*
7 *Appropriations Act, 2019”.*

1 ***DIVISION C—MILITARY CONSTRUCTION,***
2 ***VETERANS AFFAIRS, AND RELATED***
3 ***AGENCIES APPROPRIATIONS ACT, 2019***

4 *The following sums are appropriated, out of any*
5 *money in the Treasury not otherwise appropriated, for*
6 *military construction, the Department of Veterans Affairs,*
7 *and related agencies for the fiscal year ending September*
8 *30, 2019, and for other purposes, namely:*

9 ***TITLE I***

10 ***DEPARTMENT OF DEFENSE***

11 ***MILITARY CONSTRUCTION, ARMY***

12 *For acquisition, construction, installation, and equip-*
13 *ment of temporary or permanent public works, military in-*
14 *stallations, facilities, and real property for the Army as*
15 *currently authorized by law, including personnel in the*
16 *Army Corps of Engineers and other personal services nec-*
17 *essary for the purposes of this appropriation, and for con-*
18 *struction and operation of facilities in support of the func-*
19 *tions of the Commander in Chief, \$1,021,768,000, to remain*
20 *available until September 30, 2023: Provided, That, of this*
21 *amount, not to exceed \$110,068,000 shall be available for*
22 *study, planning, design, architect and engineer services,*
23 *and host nation support, as authorized by law, unless the*
24 *Secretary of the Army determines that additional obliga-*
25 *tions are necessary for such purposes and notifies the Com-*

1 *mittees on Appropriations of both Houses of Congress of the*
2 *determination and the reasons therefor.*

3 *MILITARY CONSTRUCTION, NAVY AND MARINE CORPS*

4 *For acquisition, construction, installation, and equip-*
5 *ment of temporary or permanent public works, naval in-*
6 *stallations, facilities, and real property for the Navy and*
7 *Marine Corps as currently authorized by law, including*
8 *personnel in the Naval Facilities Engineering Command*
9 *and other personal services necessary for the purposes of this*
10 *appropriation, \$2,222,522,000, to remain available until*
11 *September 30, 2023: Provided, That, of this amount, not*
12 *to exceed \$185,542,000 shall be available for study, plan-*
13 *ning, design, and architect and engineer services, as author-*
14 *ized by law, unless the Secretary of the Navy determines*
15 *that additional obligations are necessary for such purposes*
16 *and notifies the Committees on Appropriations of both*
17 *Houses of Congress of the determination and the reasons*
18 *therefor.*

19 *MILITARY CONSTRUCTION, AIR FORCE*

20 *For acquisition, construction, installation, and equip-*
21 *ment of temporary or permanent public works, military in-*
22 *stallations, facilities, and real property for the Air Force*
23 *as currently authorized by law, \$1,495,423,000, to remain*
24 *available until September 30, 2023: Provided, That, of this*
25 *amount, not to exceed \$206,577,000 shall be available for*

1 *study, planning, design, and architect and engineer serv-*
2 *ices, as authorized by law, unless the Secretary of the Air*
3 *Force determines that additional obligations are necessary*
4 *for such purposes and notifies the Committees on Appro-*
5 *priations of both Houses of Congress of the determination*
6 *and the reasons therefor.*

7 *MILITARY CONSTRUCTION, DEFENSE-WIDE*

8 *(INCLUDING TRANSFER OF FUNDS)*

9 *For acquisition, construction, installation, and equip-*
10 *ment of temporary or permanent public works, installa-*
11 *tions, facilities, and real property for activities and agen-*
12 *cies of the Department of Defense (other than the military*
13 *departments), as currently authorized by law,*
14 *\$2,575,938,000, to remain available until September 30,*
15 *2023: Provided, That such amounts of this appropriation*
16 *as may be determined by the Secretary of Defense may be*
17 *transferred to such appropriations of the Department of De-*
18 *fense available for military construction or family housing*
19 *as the Secretary may designate, to be merged with and to*
20 *be available for the same purposes, and for the same time*
21 *period, as the appropriation or fund to which transferred:*
22 *Provided further, That, of the amount, not to exceed*
23 *\$195,345,000 shall be available for study, planning, design,*
24 *and architect and engineer services, as authorized by law,*
25 *unless the Secretary of Defense determines that additional*

1 *obligations are necessary for such purposes and notifies the*
2 *Committees on Appropriations of both Houses of Congress*
3 *of the determination and the reasons therefor.*

4 *MILITARY CONSTRUCTION, ARMY NATIONAL GUARD*

5 *For construction, acquisition, expansion, rehabilita-*
6 *tion, and conversion of facilities for the training and ad-*
7 *ministration of the Army National Guard, and contribu-*
8 *tions therefor, as authorized by chapter 1803 of title 10,*
9 *United States Code, and Military Construction Authoriza-*
10 *tion Acts, \$190,122,000, to remain available until Sep-*
11 *tember 30, 2023: Provided, That, of the amount, not to ex-*
12 *ceed \$16,622,000 shall be available for study, planning, de-*
13 *sign, and architect and engineer services, as authorized by*
14 *law, unless the Director of the Army National Guard deter-*
15 *mines that additional obligations are necessary for such*
16 *purposes and notifies the Committees on Appropriations of*
17 *both Houses of Congress of the determination and the rea-*
18 *sons therefor.*

19 *MILITARY CONSTRUCTION, AIR NATIONAL GUARD*

20 *For construction, acquisition, expansion, rehabilita-*
21 *tion, and conversion of facilities for the training and ad-*
22 *ministration of the Air National Guard, and contributions*
23 *therefor, as authorized by chapter 1803 of title 10, United*
24 *States Code, and Military Construction Authorization Acts,*
25 *\$139,126,000, to remain available until September 30,*

1 2023: *Provided, That, of the amount, not to exceed*
2 *\$18,500,000 shall be available for study, planning, design,*
3 *and architect and engineer services, as authorized by law,*
4 *unless the Director of the Air National Guard determines*
5 *that additional obligations are necessary for such purposes*
6 *and notifies the Committees on Appropriations of both*
7 *Houses of Congress of the determination and the reasons*
8 *therefor.*

9 *MILITARY CONSTRUCTION, ARMY RESERVE*

10 *For construction, acquisition, expansion, rehabilita-*
11 *tion, and conversion of facilities for the training and ad-*
12 *ministration of the Army Reserve as authorized by chapter*
13 *1803 of title 10, United States Code, and Military Con-*
14 *struction Authorization Acts, \$64,919,000, to remain avail-*
15 *able until September 30, 2023: Provided, That, of the*
16 *amount, not to exceed \$5,855,000 shall be available for*
17 *study, planning, design, and architect and engineer serv-*
18 *ices, as authorized by law, unless the Chief of the Army*
19 *Reserve determines that additional obligations are nec-*
20 *essary for such purposes and notifies the Committees on Ap-*
21 *propriations of both Houses of Congress of the determina-*
22 *tion and the reasons therefor.*

23 *MILITARY CONSTRUCTION, NAVY RESERVE*

24 *For construction, acquisition, expansion, rehabilita-*
25 *tion, and conversion of facilities for the training and ad-*

1 *ministration of the reserve components of the Navy and Ma-*
2 *rine Corps as authorized by chapter 1803 of title 10, United*
3 *States Code, and Military Construction Authorization Acts,*
4 *\$43,065,000, to remain available until September 30, 2023:*
5 *Provided, That, of the amount, not to exceed \$4,695,000*
6 *shall be available for study, planning, design, and architect*
7 *and engineer services, as authorized by law, unless the Sec-*
8 *retary of the Navy determines that additional obligations*
9 *are necessary for such purposes and notifies the Committees*
10 *on Appropriations of both Houses of Congress of the deter-*
11 *mination and the reasons therefor.*

12 *MILITARY CONSTRUCTION, AIR FORCE RESERVE*

13 *For construction, acquisition, expansion, rehabilita-*
14 *tion, and conversion of facilities for the training and ad-*
15 *ministration of the Air Force Reserve as authorized by*
16 *chapter 1803 of title 10, United States Code, and Military*
17 *Construction Authorization Acts, \$50,163,000, to remain*
18 *available until September 30, 2023: Provided, That, of the*
19 *amount, not to exceed \$4,055,000 shall be available for*
20 *study, planning, design, and architect and engineer serv-*
21 *ices, as authorized by law, unless the Chief of the Air Force*
22 *Reserve determines that additional obligations are nec-*
23 *essary for such purposes and notifies the Committees on Ap-*
24 *propriations of both Houses of Congress of the determina-*
25 *tion and the reasons therefor.*

1 *NORTH ATLANTIC TREATY ORGANIZATION*2 *SECURITY INVESTMENT PROGRAM*

3 *For the United States share of the cost of the North*
4 *Atlantic Treaty Organization Security Investment Pro-*
5 *gram for the acquisition and construction of military facili-*
6 *ties and installations (including international military*
7 *headquarters) and for related expenses for the collective de-*
8 *fense of the North Atlantic Treaty Area as authorized by*
9 *section 2806 of title 10, United States Code, and Military*
10 *Construction Authorization Acts, \$171,064,000, to remain*
11 *available until expended.*

12 *DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT*

13 *For deposit into the Department of Defense Base Clo-*
14 *sure Account, established by section 2906(a) of the Defense*
15 *Base Closure and Realignment Act of 1990 (10 U.S.C. 2687*
16 *note), \$277,538,000, to remain available until expended.*

17 *FAMILY HOUSING CONSTRUCTION, ARMY*

18 *For expenses of family housing for the Army for con-*
19 *struction, including acquisition, replacement, addition, ex-*
20 *pansion, extension, and alteration, as authorized by law,*
21 *\$330,660,000, to remain available until September 30,*
22 *2023.*

23 *FAMILY HOUSING OPERATION AND MAINTENANCE, ARMY*

24 *For expenses of family housing for the Army for oper-*
25 *ation and maintenance, including debt payment, leasing,*

1 *minor construction, principal and interest charges, and in-*
2 *surance premiums, as authorized by law, \$376,509,000.*

3 *FAMILY HOUSING CONSTRUCTION, NAVY AND MARINE*
4 *CORPS*

5 *For expenses of family housing for the Navy and Ma-*
6 *rine Corps for construction, including acquisition, replace-*
7 *ment, addition, expansion, extension, and alteration, as au-*
8 *thorized by law, \$104,581,000, to remain available until*
9 *September 30, 2023.*

10 *FAMILY HOUSING OPERATION AND MAINTENANCE, NAVY*
11 *AND MARINE CORPS*

12 *For expenses of family housing for the Navy and Ma-*
13 *rine Corps for operation and maintenance, including debt*
14 *payment, leasing, minor construction, principal and inter-*
15 *est charges, and insurance premiums, as authorized by law,*
16 *\$314,536,000.*

17 *FAMILY HOUSING CONSTRUCTION, AIR FORCE*

18 *For expenses of family housing for the Air Force for*
19 *construction, including acquisition, replacement, addition,*
20 *expansion, extension, and alteration, as authorized by law,*
21 *\$78,446,000, to remain available until September 30, 2023.*

22 *FAMILY HOUSING OPERATION AND MAINTENANCE, AIR*
23 *FORCE*

24 *For expenses of family housing for the Air Force for*
25 *operation and maintenance, including debt payment, leas-*

1 *ing, minor construction, principal and interest charges,*
2 *and insurance premiums, as authorized by law,*
3 *\$317,274,000.*

4 *FAMILY HOUSING OPERATION AND MAINTENANCE,*
5 *DEFENSE-WIDE*

6 *For expenses of family housing for the activities and*
7 *agencies of the Department of Defense (other than the mili-*
8 *tary departments) for operation and maintenance, leasing,*
9 *and minor construction, as authorized by law, \$58,373,000.*

10 *DEPARTMENT OF DEFENSE*

11 *FAMILY HOUSING IMPROVEMENT FUND*

12 *For the Department of Defense Family Housing Im-*
13 *provement Fund, \$1,653,000, to remain available until ex-*
14 *pendent, for family housing initiatives undertaken pursuant*
15 *to section 2883 of title 10, United States Code, providing*
16 *alternative means of acquiring and improving military*
17 *family housing and supporting facilities.*

18 *DEPARTMENT OF DEFENSE*

19 *MILITARY UNACCOMPANIED HOUSING IMPROVEMENT*
20 *FUND*

21 *For the Department of Defense Military Unaccom-*
22 *panied Housing Improvement Fund, \$600,000, to remain*
23 *available until expended, for unaccompanied housing ini-*
24 *tiatives undertaken pursuant to section 2883 of title 10,*
25 *United States Code, providing alternative means of acquir-*

1 *ing and improving military unaccompanied housing and*
2 *supporting facilities.*

3 *ADMINISTRATIVE PROVISIONS*

4 *SEC. 101. None of the funds made available in this*
5 *title shall be expended for payments under a cost-plus-a-*
6 *fixed-fee contract for construction, where cost estimates ex-*
7 *ceed \$25,000, to be performed within the United States, ex-*
8 *cept Alaska, without the specific approval in writing of the*
9 *Secretary of Defense setting forth the reasons therefor.*

10 *SEC. 102. Funds made available in this title for con-*
11 *struction shall be available for hire of passenger motor vehi-*
12 *cles.*

13 *SEC. 103. Funds made available in this title for con-*
14 *struction may be used for advances to the Federal Highway*
15 *Administration, Department of Transportation, for the con-*
16 *struction of access roads as authorized by section 210 of*
17 *title 23, United States Code, when projects authorized there-*
18 *in are certified as important to the national defense by the*
19 *Secretary of Defense.*

20 *SEC. 104. None of the funds made available in this*
21 *title may be used to begin construction of new bases in the*
22 *United States for which specific appropriations have not*
23 *been made.*

24 *SEC. 105. None of the funds made available in this*
25 *title shall be used for purchase of land or land easements*

1 *in excess of 100 percent of the value as determined by the*
2 *Army Corps of Engineers or the Naval Facilities Engineer-*
3 *ing Command, except: (1) where there is a determination*
4 *of value by a Federal court; (2) purchases negotiated by*
5 *the Attorney General or the designee of the Attorney Gen-*
6 *eral; (3) where the estimated value is less than \$25,000; or*
7 *(4) as otherwise determined by the Secretary of Defense to*
8 *be in the public interest.*

9 *SEC. 106. None of the funds made available in this*
10 *title shall be used to: (1) acquire land; (2) provide for site*
11 *preparation; or (3) install utilities for any family housing,*
12 *except housing for which funds have been made available*
13 *in annual Acts making appropriations for military con-*
14 *struction.*

15 *SEC. 107. None of the funds made available in this*
16 *title for minor construction may be used to transfer or relo-*
17 *cate any activity from one base or installation to another,*
18 *without prior notification to the Committees on Appropria-*
19 *tions of both Houses of Congress.*

20 *SEC. 108. None of the funds made available in this*
21 *title may be used for the procurement of steel for any con-*
22 *struction project or activity for which American steel pro-*
23 *ducers, fabricators, and manufacturers have been denied the*
24 *opportunity to compete for such steel procurement.*

1 *SEC. 109. None of the funds available to the Depart-*
2 *ment of Defense for military construction or family housing*
3 *during the current fiscal year may be used to pay real prop-*
4 *erty taxes in any foreign nation.*

5 *SEC. 110. None of the funds made available in this*
6 *title may be used to initiate a new installation overseas*
7 *without prior notification to the Committees on Appropria-*
8 *tions of both Houses of Congress.*

9 *SEC. 111. None of the funds made available in this*
10 *title may be obligated for architect and engineer contracts*
11 *estimated by the Government to exceed \$500,000 for projects*
12 *to be accomplished in Japan, in any North Atlantic Treaty*
13 *Organization member country, or in countries bordering the*
14 *Arabian Gulf, unless such contracts are awarded to United*
15 *States firms or United States firms in joint venture with*
16 *host nation firms.*

17 *SEC. 112. None of the funds made available in this*
18 *title for military construction in the United States terri-*
19 *ories and possessions in the Pacific and on Kwajalein*
20 *Atoll, or in countries bordering the Arabian Gulf, may be*
21 *used to award any contract estimated by the Government*
22 *to exceed \$1,000,000 to a foreign contractor: Provided, That*
23 *this section shall not be applicable to contract awards for*
24 *which the lowest responsive and responsible bid of a United*
25 *States contractor exceeds the lowest responsive and respon-*

1 *sible bid of a foreign contractor by greater than 20 percent:*
2 *Provided further, That this section shall not apply to con-*
3 *tract awards for military construction on Kwajalein Atoll*
4 *for which the lowest responsive and responsible bid is sub-*
5 *mitted by a Marshallese contractor.*

6 *SEC. 113. The Secretary of Defense shall inform the*
7 *appropriate committees of both Houses of Congress, includ-*
8 *ing the Committees on Appropriations, of plans and scope*
9 *of any proposed military exercise involving United States*
10 *personnel 30 days prior to its occurring, if amounts ex-*
11 *pended for construction, either temporary or permanent,*
12 *are anticipated to exceed \$100,000.*

13 *SEC. 114. Funds appropriated to the Department of*
14 *Defense for construction in prior years shall be available*
15 *for construction authorized for each such military depart-*
16 *ment by the authorizations enacted into law during the cur-*
17 *rent session of Congress.*

18 *SEC. 115. For military construction or family housing*
19 *projects that are being completed with funds otherwise ex-*
20 *pired or lapsed for obligation, expired or lapsed funds may*
21 *be used to pay the cost of associated supervision, inspection,*
22 *overhead, engineering and design on those projects and on*
23 *subsequent claims, if any.*

24 *SEC. 116. Notwithstanding any other provision of law,*
25 *any funds made available to a military department or de-*

1 *fense agency for the construction of military projects may*
2 *be obligated for a military construction project or contract,*
3 *or for any portion of such a project or contract, at any*
4 *time before the end of the fourth fiscal year after the fiscal*
5 *year for which funds for such project were made available,*
6 *if the funds obligated for such project: (1) are obligated from*
7 *funds available for military construction projects; and (2)*
8 *do not exceed the amount appropriated for such project,*
9 *plus any amount by which the cost of such project is in-*
10 *creased pursuant to law.*

11 *(INCLUDING TRANSFER OF FUNDS)*

12 *SEC. 117. Subject to 30 days prior notification, or 14*
13 *days for a notification provided in an electronic medium*
14 *pursuant to sections 480 and 2883 of title 10, United States*
15 *Code, to the Committees on Appropriations of both Houses*
16 *of Congress, such additional amounts as may be determined*
17 *by the Secretary of Defense may be transferred to: (1) the*
18 *Department of Defense Family Housing Improvement Fund*
19 *from amounts appropriated for construction in “Family*
20 *Housing” accounts, to be merged with and to be available*
21 *for the same purposes and for the same period of time as*
22 *amounts appropriated directly to the Fund; or (2) the De-*
23 *partment of Defense Military Unaccompanied Housing Im-*
24 *provement Fund from amounts appropriated for construc-*
25 *tion of military unaccompanied housing in “Military Con-*

1 *struction” accounts, to be merged with and to be available*
2 *for the same purposes and for the same period of time as*
3 *amounts appropriated directly to the Fund: Provided, That*
4 *appropriations made available to the Funds shall be avail-*
5 *able to cover the costs, as defined in section 502(5) of the*
6 *Congressional Budget Act of 1974, of direct loans or loan*
7 *guarantees issued by the Department of Defense pursuant*
8 *to the provisions of subchapter IV of chapter 169 of title*
9 *10, United States Code, pertaining to alternative means of*
10 *acquiring and improving military family housing, military*
11 *unaccompanied housing, and supporting facilities.*

12 *(INCLUDING TRANSFER OF FUNDS)*

13 *SEC. 118. In addition to any other transfer authority*
14 *available to the Department of Defense, amounts may be*
15 *transferred from the Department of Defense Base Closure*
16 *Account to the fund established by section 1013(d) of the*
17 *Demonstration Cities and Metropolitan Development Act of*
18 *1966 (42 U.S.C. 3374) to pay for expenses associated with*
19 *the Homeowners Assistance Program incurred under 42*
20 *U.S.C. 3374(a)(1)(A). Any amounts transferred shall be*
21 *merged with and be available for the same purposes and*
22 *for the same time period as the fund to which transferred.*

23 *SEC. 119. Notwithstanding any other provision of law,*
24 *funds made available in this title for operation and mainte-*
25 *nance of family housing shall be the exclusive source of*

1 *funds for repair and maintenance of all family housing*
2 *units, including general or flag officer quarters: Provided,*
3 *That not more than \$35,000 per unit may be spent annu-*
4 *ally for the maintenance and repair of any general or flag*
5 *officer quarters without 30 days prior notification, or 14*
6 *days for a notification provided in an electronic medium*
7 *pursuant to sections 480 and 2883 of title 10, United States*
8 *Code, to the Committees on Appropriations of both Houses*
9 *of Congress, except that an after-the-fact notification shall*
10 *be submitted if the limitation is exceeded solely due to costs*
11 *associated with environmental remediation that could not*
12 *be reasonably anticipated at the time of the budget submis-*
13 *sion: Provided further, That the Under Secretary of Defense*
14 *(Comptroller) is to report annually to the Committees on*
15 *Appropriations of both Houses of Congress all operation*
16 *and maintenance expenditures for each individual general*
17 *or flag officer quarters for the prior fiscal year.*

18 *SEC. 120. Amounts contained in the Ford Island Im-*
19 *provement Account established by subsection (h) of section*
20 *2814 of title 10, United States Code, are appropriated and*
21 *shall be available until expended for the purposes specified*
22 *in subsection (i)(1) of such section or until transferred pur-*
23 *suant to subsection (i)(3) of such section.*

1 (INCLUDING TRANSFER OF FUNDS)

2 *SEC. 121. During the 5-year period after appropri-*
3 *tions available in this Act to the Department of Defense*
4 *for military construction and family housing operation and*
5 *maintenance and construction have expired for obligation,*
6 *upon a determination that such appropriations will not be*
7 *necessary for the liquidation of obligations or for making*
8 *authorized adjustments to such appropriations for obliga-*
9 *tions incurred during the period of availability of such ap-*
10 *propriations, unobligated balances of such appropriations*
11 *may be transferred into the appropriation “Foreign Cur-*
12 *rency Fluctuations, Construction, Defense”, to be merged*
13 *with and to be available for the same time period and for*
14 *the same purposes as the appropriation to which trans-*
15 *ferred.*

16 *SEC. 122. Amounts appropriated or otherwise made*
17 *available in an account funded under the headings in this*
18 *title may be transferred among projects and activities with-*
19 *in the account in accordance with the reprogramming*
20 *guidelines for military construction and family housing*
21 *construction contained in Department of Defense Financial*
22 *Management Regulation 7000.14–R, Volume 3, Chapter 7,*
23 *of March 2011, as in effect on the date of enactment of this*
24 *Act.*

1 *SEC. 123. None of the funds made available in this*
2 *title may be obligated or expended for planning and design*
3 *and construction of projects at Arlington National Ceme-*
4 *tery.*

5 *SEC. 124. For an additional amount for the accounts*
6 *and in the amounts specified, to remain available until*
7 *September 30, 2023:*

8 *“Military Construction, Army”, \$77,600,000;*

9 *“Military Construction, Navy and Marine*
10 *Corps”, \$244,400,000, of which \$10,000,000 is for*
11 *planning and design;*

12 *“Military Construction, Air Force”,*
13 *\$118,516,000, of which \$22,316,000 is for planning*
14 *and design;*

15 *“Military Construction, Army National Guard”,*
16 *\$22,000,000;*

17 *“Military Construction, Air National Guard”,*
18 *\$11,100,000, for planning and design;*

19 *“Military Construction, Army Reserve”,*
20 *\$10,000,000; and*

21 *“Military Construction, Air Force Reserve”,*
22 *\$14,400,000, of which \$5,000,000 is for planning and*
23 *design:*

24 *Provided, That such funds may only be obligated to carry*
25 *out construction projects identified in the respective mili-*

1 tary department's unfunded priority list for fiscal year
2 2019 submitted to Congress: Provided further, That such
3 projects are subject to authorization prior to obligation and
4 expenditure of funds to carry out construction: Provided
5 further, That not later than 30 days after enactment of this
6 Act, the Secretary of the military department concerned, or
7 his or her designee, shall submit to the Committees on Ap-
8 propriations of both Houses of Congress an expenditure
9 plan for funds provided under this section.

10 (RESCISSIONS OF FUNDS)

11 SEC. 125. Of the unobligated balances available to the
12 Department of Defense from prior appropriation Acts, the
13 following funds are hereby rescinded from the following ac-
14 counts in the amounts specified:

15 "Military Construction, Air Force", \$31,158,000;

16 "Military Construction, Army National Guard",
17 \$10,000,000; and

18 "Family Housing Construction, Navy and Ma-
19 rine Corps", \$2,138,000:

20 Provided, That no amounts may be rescinded from amounts
21 that were designated by the Congress for Overseas Contin-
22 gency Operations/Global War on Terrorism or as an emer-
23 gency requirement pursuant to a concurrent resolution on
24 the budget or the Balanced Budget and Emergency Deficit
25 Control Act of 1985, as amended.

1 *SEC. 126. For the purposes of this Act, the term “con-*
2 *gressional defense committees” means the Committees on*
3 *Armed Services of the House of Representatives and the*
4 *Senate, the Subcommittee on Military Construction and*
5 *Veterans Affairs of the Committee on Appropriations of the*
6 *Senate, and the Subcommittee on Military Construction*
7 *and Veterans Affairs of the Committee on Appropriations*
8 *of the House of Representatives.*

9 *SEC. 127. None of the funds made available by this*
10 *Act may be used to carry out the closure or realignment*
11 *of the United States Naval Station, Guantánamo Bay,*
12 *Cuba.*

13 *SEC. 128. Notwithstanding any other provision of law,*
14 *none of the funds appropriated or otherwise made available*
15 *by this or any other Act may be used to consolidate or relo-*
16 *cate any element of a United States Air Force Rapid Engi-*
17 *neer Deployable Heavy Operational Repair Squadron En-*
18 *gineer (RED HORSE) outside of the United States until*
19 *the Secretary of the Air Force (1) completes an analysis*
20 *and comparison of the cost and infrastructure investment*
21 *required to consolidate or relocate a RED HORSE squad-*
22 *ron outside of the United States versus within the United*
23 *States; (2) provides to the Committees on Appropriations*
24 *of both Houses of Congress (“the Committees”) a report de-*
25 *tailing the findings of the cost analysis; and (3) certifies*

1 *in writing to the Committees that the preferred site for the*
2 *consolidation or relocation yields the greatest savings for*
3 *the Air Force: Provided, That the term “United States” in*
4 *this section does not include any territory or possession of*
5 *the United States.*

6 *SEC. 129. Notwithstanding section 123 of this Act, for*
7 *an additional amount for “Military Construction, Army”*
8 *in this title, \$30,000,000, to remain available until ex-*
9 *pended, is provided for completion of the Defense Access*
10 *Roads project and land acquisition for Arlington National*
11 *Cemetery as authorized by section 2101 of the National De-*
12 *fense Authorization Act for Fiscal Year 2016 (Public Law*
13 *114–92) and section 2829A of the National Defense Author-*
14 *ization Act for Fiscal Year 2017 (Public Law 114–328):*
15 *Provided, That such funds shall be in addition to any other*
16 *funds made available in this or prior year Acts for such*
17 *purposes, including funds made available by section 132 of*
18 *the Military Construction, Veterans Affairs, and Related*
19 *Agencies Appropriations Act, 2016 (Public Law 114–113).*

20 *SEC. 130. All amounts appropriated to the “Depart-*
21 *ment of Defense—Military Construction, Army”, “Depart-*
22 *ment of Defense—Military Construction, Navy and Marine*
23 *Corps”, “Department of Defense—Military Construction,*
24 *Air Force”, and “Department of Defense—Military Con-*
25 *struction, Defense-Wide” accounts pursuant to the author-*

1 *ization of appropriations in a National Defense Authoriza-*
2 *tion Act specified for fiscal year 2019 in the funding table*
3 *in section 4601 of that Act shall be immediately available*
4 *and allotted to contract for the full scope of authorized*
5 *projects.*

6 *REPORT ON CELL SITE SIMULATORS DETECTED NEAR*
7 *FACILITIES OF THE DEPARTMENT OF DEFENSE*

8 *SEC. 131. The Secretary of Defense shall submit to the*
9 *congressional defense committees a full accounting of cell*
10 *site simulators detected near facilities of the Department*
11 *of Defense during the three year period ending on the date*
12 *of the enactment of this Act and the actions taken by the*
13 *Secretary to protect personnel of the Department, their fam-*
14 *ilies, and facilities of the Department from foreign powers*
15 *using such technology to conduct surveillance.*

16 *TITLE II*
17 *DEPARTMENT OF VETERANS AFFAIRS*
18 *VETERANS BENEFITS ADMINISTRATION*
19 *COMPENSATION AND PENSIONS*
20 *(INCLUDING TRANSFER OF FUNDS)*

21 *For the payment of compensation benefits to or on be-*
22 *half of veterans and a pilot program for disability examina-*
23 *tions as authorized by section 107 and chapters 11, 13, 18,*
24 *51, 53, 55, and 61 of title 38, United States Code; pension*
25 *benefits to or on behalf of veterans as authorized by chapters*

1 15, 51, 53, 55, and 61 of title 38, United States Code; and
2 burial benefits, the Reinstated Entitlement Program for
3 Survivors, emergency and other officers' retirement pay, ad-
4 justed-service credits and certificates, payment of premiums
5 due on commercial life insurance policies guaranteed under
6 the provisions of title IV of the Servicemembers Civil Relief
7 Act (50 U.S.C. App. 541 et seq.) and for other benefits as
8 authorized by sections 107, 1312, 1977, and 2106, and
9 chapters 23, 51, 53, 55, and 61 of title 38, United States
10 Code, \$108,530,139,000, to remain available until ex-
11 pended, of which \$107,119,807,000 shall become available
12 on October 1, 2019: Provided, That not to exceed
13 \$18,047,000 of the amount made available for fiscal year
14 2020 under this heading shall be reimbursed to "General
15 Operating Expenses, Veterans Benefits Administration",
16 and "Information Technology Systems" for necessary ex-
17 penses in implementing the provisions of chapters 51, 53,
18 and 55 of title 38, United States Code, the funding source
19 for which is specifically provided as the "Compensation and
20 Pensions" appropriation: Provided further, That such sums
21 as may be earned on an actual qualifying patient basis,
22 shall be reimbursed to "Medical Care Collections Fund" to
23 augment the funding of individual medical facilities for
24 nursing home care provided to pensioners as authorized.

1 *tion 502 of the Congressional Budget Act of 1974: Provided*
2 *further, That, during fiscal year 2019, within the resources*
3 *available, not to exceed \$500,000 in gross obligations for*
4 *direct loans are authorized for specially adapted housing*
5 *loans.*

6 *In addition, for administrative expenses to carry out*
7 *the direct and guaranteed loan programs, \$200,612,000.*

8 *VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT*

9 *For the cost of direct loans, \$39,000, as authorized by*
10 *chapter 31 of title 38, United States Code: Provided, That*
11 *such costs, including the cost of modifying such loans, shall*
12 *be as defined in section 502 of the Congressional Budget*
13 *Act of 1974: Provided further, That funds made available*
14 *under this heading are available to subsidize gross obliga-*
15 *tions for the principal amount of direct loans not to exceed*
16 *\$2,037,366.*

17 *In addition, for administrative expenses necessary to*
18 *carry out the direct loan program, \$396,000, which may*
19 *be paid to the appropriation for “General Operating Ex-*
20 *penses, Veterans Benefits Administration”.*

21 *NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM*

22 *ACCOUNT*

23 *For administrative expenses to carry out the direct*
24 *loan program authorized by subchapter V of chapter 37 of*
25 *title 38, United States Code, \$1,163,000.*

1 *GENERAL OPERATING EXPENSES, VETERANS BENEFITS*2 *ADMINISTRATION*

3 *For necessary operating expenses of the Veterans Bene-*
4 *fits Administration, not otherwise provided for, including*
5 *hire of passenger motor vehicles, reimbursement of the Gen-*
6 *eral Services Administration for security guard services,*
7 *and reimbursement of the Department of Defense for the*
8 *cost of overseas employee mail, \$2,956,316,000: Provided,*
9 *That expenses for services and assistance authorized under*
10 *paragraphs (1), (2), (5), and (11) of section 3104(a) of title*
11 *38, United States Code, that the Secretary of Veterans Af-*
12 *fairs determines are necessary to enable entitled veterans:*
13 *(1) to the maximum extent feasible, to become employable*
14 *and to obtain and maintain suitable employment; or (2)*
15 *to achieve maximum independence in daily living, shall be*
16 *charged to this account: Provided further, That, of the funds*
17 *made available under this heading, not to exceed 10 percent*
18 *shall remain available until September 30, 2020.*

19 *VETERANS HEALTH ADMINISTRATION*20 *MEDICAL SERVICES*

21 *For necessary expenses for furnishing, as authorized*
22 *by law, inpatient and outpatient care and treatment to*
23 *beneficiaries of the Department of Veterans Affairs and vet-*
24 *erans described in section 1705(a) of title 38, United States*
25 *Code, including care and treatment in facilities not under*

1 *the jurisdiction of the Department, and including medical*
2 *supplies and equipment, bioengineering services, food serv-*
3 *ices, and salaries and expenses of healthcare employees*
4 *hired under title 38, United States Code, aid to State homes*
5 *as authorized by section 1741 of title 38, United States*
6 *Code, assistance and support services for caregivers as au-*
7 *thorized by section 1720G of title 38, United States Code,*
8 *loan repayments authorized by section 604 of the Caregivers*
9 *and Veterans Omnibus Health Services Act of 2010 (Public*
10 *Law 111–163; 124 Stat. 1174; 38 U.S.C. 7681 note),*
11 *monthly assistance allowances authorized by section 322(d)*
12 *of title 38, United States Code, grants authorized by section*
13 *521A of title 38, United States Code, and administrative*
14 *expenses necessary to carry out sections 322(d) and 521A*
15 *of title 38, United States Code, and hospital care and med-*
16 *ical services authorized by section 1787 of title 38, United*
17 *States Code; \$750,000,000, which shall be in addition to*
18 *funds previously appropriated under this heading that be-*
19 *come available on October 1, 2018; and, in addition,*
20 *\$51,411,165,000, plus reimbursements, shall become avail-*
21 *able on October 1, 2019, and shall remain available until*
22 *September 30, 2020: Provided, That, of the amount made*
23 *available on October 1, 2019, under this heading,*
24 *\$1,500,000,000 shall remain available until September 30,*
25 *2021: Provided further, That, notwithstanding any other*

1 *provision of law, the Secretary of Veterans Affairs shall es-*
2 *tablish a priority for the provision of medical treatment*
3 *for veterans who have service-connected disabilities, lower*
4 *income, or have special needs: Provided further, That, not-*
5 *withstanding any other provision of law, the Secretary of*
6 *Veterans Affairs shall give priority funding for the provi-*
7 *sion of basic medical benefits to veterans in enrollment pri-*
8 *ority groups 1 through 6: Provided further, That, notwith-*
9 *standing any other provision of law, the Secretary of Vet-*
10 *erans Affairs may authorize the dispensing of prescription*
11 *drugs from Veterans Health Administration facilities to en-*
12 *rolled veterans with privately written prescriptions based*
13 *on requirements established by the Secretary: Provided fur-*
14 *ther, That the implementation of the program described in*
15 *the previous proviso shall incur no additional cost to the*
16 *Department of Veterans Affairs: Provided further, That the*
17 *Secretary of Veterans Affairs shall ensure that sufficient*
18 *amounts appropriated under this heading for medical sup-*
19 *plies and equipment are available for the acquisition of*
20 *prosthetics designed specifically for female veterans.*

21 *MEDICAL COMMUNITY CARE*

22 *For necessary expenses for furnishing health care to*
23 *individuals pursuant to chapter 17 of title 38, United*
24 *States Code, at non-Department facilities, \$1,000,000,000,*
25 *which shall be in addition to funds previously appropriated*

1 *under this heading that become available on October 1,*
2 *2018; and, in addition, \$10,758,399,000, plus reimburse-*
3 *ments, shall become available on October 1, 2019, and shall*
4 *remain available until September 30, 2020: Provided, That,*
5 *of the amount made available on October 1, 2019, under*
6 *this heading, \$2,000,000,000 shall remain available until*
7 *September 30, 2021.*

8 *MEDICAL SUPPORT AND COMPLIANCE*

9 *For necessary expenses in the administration of the*
10 *medical, hospital, nursing home, domiciliary, construction,*
11 *supply, and research activities, as authorized by law; ad-*
12 *ministrative expenses in support of capital policy activities;*
13 *and administrative and legal expenses of the Department*
14 *for collecting and recovering amounts owed the Department*
15 *as authorized under chapter 17 of title 38, United States*
16 *Code, and the Federal Medical Care Recovery Act (42*
17 *U.S.C. 2651 et seq.), \$7,239,156,000, plus reimbursements,*
18 *shall become available on October 1, 2019, and shall remain*
19 *available until September 30, 2020: Provided, That, of the*
20 *amount made available on October 1, 2019, under this*
21 *heading, \$100,000,000 shall remain available until Sep-*
22 *tember 30, 2021.*

23 *MEDICAL FACILITIES*

24 *For necessary expenses for the maintenance and oper-*
25 *ation of hospitals, nursing homes, domiciliary facilities,*

1 *and other necessary facilities of the Veterans Health Admin-*
2 *istration; for administrative expenses in support of plan-*
3 *ning, design, project management, real property acquisition*
4 *and disposition, construction, and renovation of any facil-*
5 *ity under the jurisdiction or for the use of the Department;*
6 *for oversight, engineering, and architectural activities not*
7 *charged to project costs; for repairing, altering, improving,*
8 *or providing facilities in the several hospitals and homes*
9 *under the jurisdiction of the Department, not otherwise pro-*
10 *vided for, either by contract or by the hire of temporary*
11 *employees and purchase of materials; for leases of facilities;*
12 *and for laundry services; \$211,000,000, which shall be in*
13 *addition to funds previously appropriated under this head-*
14 *ing that become available on October 1, 2018; and, in addi-*
15 *tion, \$6,141,880,000, plus reimbursements, shall become*
16 *available on October 1, 2019, and shall remain available*
17 *until September 30, 2020: Provided, That, of the amount*
18 *made available on October 1, 2019, under this heading,*
19 *\$250,000,000 shall remain available until September 30,*
20 *2021.*

21 *MEDICAL AND PROSTHETIC RESEARCH*

22 *For necessary expenses in carrying out programs of*
23 *medical and prosthetic research and development as author-*
24 *ized by chapter 73 of title 38, United States Code,*
25 *\$779,000,000, plus reimbursements, shall remain available*

1 *until September 30, 2020: Provided, That the Secretary of*
2 *Veterans Affairs shall ensure that sufficient amounts appro-*
3 *priated under this heading are available for prosthetic re-*
4 *search specifically for female veterans, and for toxic expo-*
5 *sure research.*

6 *NATIONAL CEMETERY ADMINISTRATION*

7 *For necessary expenses of the National Cemetery Ad-*
8 *ministration for operations and maintenance, not otherwise*
9 *provided for, including uniforms or allowances therefor;*
10 *cemeterial expenses as authorized by law; purchase of one*
11 *passenger motor vehicle for use in cemeterial operations;*
12 *hire of passenger motor vehicles; and repair, alteration or*
13 *improvement of facilities under the jurisdiction of the Na-*
14 *tional Cemetery Administration, \$315,836,000, of which*
15 *not to exceed 10 percent shall remain available until Sep-*
16 *tember 30, 2020.*

17 *DEPARTMENTAL ADMINISTRATION*

18 *GENERAL ADMINISTRATION*

19 *(INCLUDING TRANSFER OF FUNDS)*

20 *For necessary operating expenses of the Department of*
21 *Veterans Affairs, not otherwise provided for, including ad-*
22 *ministrative expenses in support of Department-wide cap-*
23 *ital planning, management and policy activities, uniforms,*
24 *or allowances therefor; not to exceed \$25,000 for official re-*
25 *ception and representation expenses; hire of passenger*

1 *motor vehicles; and reimbursement of the General Services*
2 *Administration for security guard services, \$365,976,000,*
3 *of which not to exceed 10 percent shall remain available*
4 *until September 30, 2020: Provided, That funds provided*
5 *under this heading may be transferred to “General Oper-*
6 *ating Expenses, Veterans Benefits Administration”.*

7 *BOARD OF VETERANS APPEALS*

8 *For necessary operating expenses of the Board of Vet-*
9 *erans Appeals, \$174,748,000, of which not to exceed 10 per-*
10 *cent shall remain available until September 30, 2020.*

11 *INFORMATION TECHNOLOGY SYSTEMS*

12 *(INCLUDING TRANSFER OF FUNDS)*

13 *For necessary expenses for information technology sys-*
14 *tems and telecommunications support, including develop-*
15 *mental information systems and operational information*
16 *systems; for pay and associated costs; and for the capital*
17 *asset acquisition of information technology systems, includ-*
18 *ing management and related contractual costs of said ac-*
19 *quisitions, including contractual costs associated with oper-*
20 *ations authorized by section 3109 of title 5, United States*
21 *Code, \$4,184,571,000, plus reimbursements: Provided, That*
22 *\$1,243,220,000 shall be for pay and associated costs, of*
23 *which not to exceed 3 percent shall remain available until*
24 *September 30, 2020: Provided further, That \$2,560,780,000*
25 *shall be for operations and maintenance, of which not to*

1 *exceed 5 percent shall remain available until September 30,*
2 *2020: Provided further, That \$380,571,000 shall be for in-*
3 *formation technology systems development, and shall re-*
4 *main available until September 30, 2020: Provided further,*
5 *That amounts made available for salaries and expenses, op-*
6 *erations and maintenance, and information technology sys-*
7 *tems development may be transferred among the three sub-*
8 *accounts after the Secretary of Veterans Affairs requests*
9 *from the Committees on Appropriations of both Houses of*
10 *Congress the authority to make the transfer and an ap-*
11 *proval is issued: Provided further, That amounts made*
12 *available for the “Information Technology Systems” ac-*
13 *count for development may be transferred among projects*
14 *or to newly defined projects: Provided further, That no*
15 *project may be increased or decreased by more than*
16 *\$1,000,000 of cost prior to submitting a request to the Com-*
17 *mittees on Appropriations of both Houses of Congress to*
18 *make the transfer and an approval is issued, or absent a*
19 *response, a period of 30 days has elapsed: Provided further,*
20 *That the funds made available under this heading for infor-*
21 *mation technology systems development shall be for the*
22 *projects, and in the amounts, specified under this heading*
23 *in the report accompanying this Act.*

1 *VETERANS ELECTRONIC HEALTH RECORD*

2 *For activities related to implementation, preparation,*
3 *development, interface, management, rollout, and mainte-*
4 *nance of a Veterans Electronic Health Record system, in-*
5 *cluding contractual costs associated with operations author-*
6 *ized by section 3109 of title 5, United States Code, and sala-*
7 *ries and expenses of employees hired under titles 5 and 38,*
8 *United States Code, \$800,000,000, to remain available*
9 *until September 30, 2020: Provided, That the Secretary of*
10 *Veterans Affairs shall submit to the Committees on Appro-*
11 *priations of both Houses of Congress quarterly reports de-*
12 *tailing obligations, expenditures, and deployment imple-*
13 *mentation by facility: Provided further, That the funds pro-*
14 *vided in this account shall only be available to the Office*
15 *of the Deputy Secretary, to be administered by that Office.*

16 *OFFICE OF INSPECTOR GENERAL*

17 *For necessary expenses of the Office of Inspector Gen-*
18 *eral, to include information technology, in carrying out the*
19 *provisions of the Inspector General Act of 1978 (5 U.S.C.*
20 *App.), \$192,000,000, of which not to exceed 10 percent shall*
21 *remain available until September 30, 2020.*

22 *CONSTRUCTION, MAJOR PROJECTS*

23 *For constructing, altering, extending, and improving*
24 *any of the facilities, including parking projects, under the*
25 *jurisdiction or for the use of the Department of Veterans*

1 *Affairs, or for any of the purposes set forth in sections 316,*
2 *2404, 2406 and chapter 81 of title 38, United States Code,*
3 *not otherwise provided for, including planning, architec-*
4 *tural and engineering services, construction management*
5 *services, maintenance or guarantee period services costs as-*
6 *sociated with equipment guarantees provided under the*
7 *project, services of claims analysts, offsite utility and storm*
8 *drainage system construction costs, and site acquisition,*
9 *where the estimated cost of a project is more than the*
10 *amount set forth in section 8104(a)(3)(A) of title 38, United*
11 *States Code, or where funds for a project were made avail-*
12 *able in a previous major project appropriation,*
13 *\$1,127,486,000, of which \$647,486,000 shall remain avail-*
14 *able until September 30, 2023, and of which \$480,000,000*
15 *shall remain available until expended, of which*
16 *\$400,000,000 shall be available for seismic improvement*
17 *projects and seismic program management activities: Pro-*
18 *vided, That except for advance planning activities, includ-*
19 *ing needs assessments which may or may not lead to capital*
20 *investments, and other capital asset management related*
21 *activities, including portfolio development and management*
22 *activities, and investment strategy studies funded through*
23 *the advance planning fund and the planning and design*
24 *activities funded through the design fund, including needs*
25 *assessments which may or may not lead to capital invest-*

1 *ments, and salaries and associated costs of the resident engi-*
2 *neers who oversee those capital investments funded through*
3 *this account and contracting officers who manage specific*
4 *major construction projects, and funds provided for the pur-*
5 *chase, security, and maintenance of land for the National*
6 *Cemetery Administration through the land acquisition line*
7 *item, none of the funds made available under this heading*
8 *shall be used for any project that has not been notified to*
9 *Congress through the budgetary process or that has not been*
10 *approved by the Congress through statute, joint resolution,*
11 *or in the explanatory statement accompanying such Act*
12 *and presented to the President at the time of enrollment:*
13 *Provided further, That funds made available under this*
14 *heading for fiscal year 2019, for each approved project shall*
15 *be obligated: (1) by the awarding of a construction docu-*
16 *ments contract by September 30, 2019; and (2) by the*
17 *awarding of a construction contract by September 30, 2020:*
18 *Provided further, That the Secretary of Veterans Affairs*
19 *shall promptly submit to the Committees on Appropriations*
20 *of both Houses of Congress a written report on any ap-*
21 *proved major construction project for which obligations are*
22 *not incurred within the time limitations established above.*

23 *CONSTRUCTION, MINOR PROJECTS*

24 *For constructing, altering, extending, and improving*
25 *any of the facilities, including parking projects, under the*

1 *jurisdiction or for the use of the Department of Veterans*
2 *Affairs, including planning and assessments of needs which*
3 *may lead to capital investments, architectural and engi-*
4 *neering services, maintenance or guarantee period services*
5 *costs associated with equipment guarantees provided under*
6 *the project, services of claims analysts, offsite utility and*
7 *storm drainage system construction costs, and site acquisi-*
8 *tion, or for any of the purposes set forth in sections 316,*
9 *2404, 2406 and chapter 81 of title 38, United States Code,*
10 *not otherwise provided for, where the estimated cost of a*
11 *project is equal to or less than the amount set forth in sec-*
12 *tion 8104(a)(3)(A) of title 38, United States Code,*
13 *\$706,889,000, to remain available until September 30,*
14 *2023, along with unobligated balances of previous “Con-*
15 *struction, Minor Projects” appropriations which are hereby*
16 *made available for any project where the estimated cost is*
17 *equal to or less than the amount set forth in such section:*
18 *Provided, That funds made available under this heading*
19 *shall be for: (1) repairs to any of the nonmedical facilities*
20 *under the jurisdiction or for the use of the Department*
21 *which are necessary because of loss or damage caused by*
22 *any natural disaster or catastrophe; and (2) temporary*
23 *measures necessary to prevent or to minimize further loss*
24 *by such causes.*

1 *GRANTS FOR CONSTRUCTION OF*
2 *STATE EXTENDED CARE FACILITIES*

3 *For grants to assist States to acquire or construct*
4 *State nursing home and domiciliary facilities and to re-*
5 *model, modify, or alter existing hospital, nursing home, and*
6 *domiciliary facilities in State homes, for furnishing care*
7 *to veterans as authorized by sections 8131 through 8137 of*
8 *title 38, United States Code, \$150,000,000, to remain avail-*
9 *able until expended.*

10 *GRANTS FOR CONSTRUCTION OF VETERANS CEMETERIES*

11 *For grants to assist States and tribal organizations*
12 *in establishing, expanding, or improving veterans ceme-*
13 *teries as authorized by section 2408 of title 38, United*
14 *States Code, \$45,000,000, to remain available until ex-*
15 *pended.*

16 *ADMINISTRATIVE PROVISIONS*
17 *(INCLUDING TRANSFER OF FUNDS)*

18 *SEC. 201. Any appropriation for fiscal year 2019 for*
19 *“Compensation and Pensions”, “Readjustment Benefits”,*
20 *and “Veterans Insurance and Indemnities” may be trans-*
21 *ferred as necessary to any other of the mentioned appro-*
22 *priations: Provided, That, before a transfer may take place,*
23 *the Secretary of Veterans Affairs shall request from the*
24 *Committees on Appropriations of both Houses of Congress*
25 *the authority to make the transfer and such Committees*

1 *issue an approval, or absent a response, a period of 30 days*
2 *has elapsed.*

3 *(INCLUDING TRANSFER OF FUNDS)*

4 *SEC. 202. Amounts made available for the Department*
5 *of Veterans Affairs for fiscal year 2019, in this or any other*
6 *Act, under the “Medical Services”, “Medical Community*
7 *Care”, “Medical Support and Compliance”, and “Medical*
8 *Facilities” accounts may be transferred among the ac-*
9 *counts: Provided, That any transfers among the “Medical*
10 *Services”, “Medical Community Care”, and “Medical Sup-*
11 *port and Compliance” accounts of 1 percent or less of the*
12 *total amount appropriated to the account in this or any*
13 *other Act may take place subject to notification from the*
14 *Secretary of Veterans Affairs to the Committees on Appro-*
15 *priations of both Houses of Congress of the amount and*
16 *purpose of the transfer: Provided further, That any trans-*
17 *fers among the “Medical Services”, “Medical Community*
18 *Care”, and “Medical Support and Compliance” accounts*
19 *in excess of 1 percent, or exceeding the cumulative 1 percent*
20 *for the fiscal year, may take place only after the Secretary*
21 *requests from the Committees on Appropriations of both*
22 *Houses of Congress the authority to make the transfer and*
23 *an approval is issued: Provided further, That any transfers*
24 *to or from the “Medical Facilities” account may take place*
25 *only after the Secretary requests from the Committees on*

1 *Appropriations of both Houses of Congress the authority to*
2 *make the transfer and an approval is issued.*

3 *SEC. 203. Appropriations available in this title for sal-*
4 *aries and expenses shall be available for services authorized*
5 *by section 3109 of title 5, United States Code; hire of pas-*
6 *senger motor vehicles; lease of a facility or land or both;*
7 *and uniforms or allowances therefore, as authorized by sec-*
8 *tions 5901 through 5902 of title 5, United States Code.*

9 *SEC. 204. No appropriations in this title (except the*
10 *appropriations for “Construction, Major Projects”, and*
11 *“Construction, Minor Projects”) shall be available for the*
12 *purchase of any site for or toward the construction of any*
13 *new hospital or home.*

14 *SEC. 205. No appropriations in this title shall be*
15 *available for hospitalization or examination of any persons*
16 *(except beneficiaries entitled to such hospitalization or ex-*
17 *amination under the laws providing such benefits to vet-*
18 *erans, and persons receiving such treatment under sections*
19 *7901 through 7904 of title 5, United States Code, or the*
20 *Robert T. Stafford Disaster Relief and Emergency Assist-*
21 *ance Act (42 U.S.C. 5121 et seq.)), unless reimbursement*
22 *of the cost of such hospitalization or examination is made*
23 *to the “Medical Services” account at such rates as may be*
24 *fixed by the Secretary of Veterans Affairs.*

1 *Provided, That reimbursement shall be made only from the*
2 *surplus earnings accumulated in such an insurance pro-*
3 *gram during fiscal year 2019 that are available for divi-*
4 *dends in that program after claims have been paid and ac-*
5 *tuarily determined reserves have been set aside: Provided*
6 *further, That if the cost of administration of such an insur-*
7 *ance program exceeds the amount of surplus earnings accu-*
8 *mulated in that program, reimbursement shall be made*
9 *only to the extent of such surplus earnings: Provided fur-*
10 *ther, That the Secretary shall determine the cost of adminis-*
11 *tration for fiscal year 2019 which is properly allocable to*
12 *the provision of each such insurance program and to the*
13 *provision of any total disability income insurance included*
14 *in that insurance program.*

15 *SEC. 209. Amounts deducted from enhanced-use lease*
16 *proceeds to reimburse an account for expenses incurred by*
17 *that account during a prior fiscal year for providing en-*
18 *hanced-use lease services, may be obligated during the fiscal*
19 *year in which the proceeds are received.*

20 *(INCLUDING TRANSFER OF FUNDS)*

21 *SEC. 210. Funds available in this title or funds for*
22 *salaries and other administrative expenses shall also be*
23 *available to reimburse the Office of Resolution Management,*
24 *the Office of Employment Discrimination Complaint Adju-*
25 *dication, the Office of Accountability and Whistleblower*

1 *Protection, and the Office of Diversity and Inclusion for*
2 *all services provided at rates which will recover actual costs*
3 *but not to exceed \$48,431,000 for the Office of Resolution*
4 *Management, \$4,333,000 for the Office of Employment Dis-*
5 *crimination Complaint Adjudication, \$17,700,000 for the*
6 *Office of Accountability and Whistleblower Protection, and*
7 *\$3,230,000 for the Office of Diversity and Inclusion: Pro-*
8 *vided, That payments may be made in advance for services*
9 *to be furnished based on estimated costs: Provided further,*
10 *That amounts received shall be credited to the “General Ad-*
11 *ministration” and “Information Technology Systems” ac-*
12 *counts for use by the office that provided the service.*

13 *SEC. 211. No funds of the Department of Veterans Af-*
14 *fairs shall be available for hospital care, nursing home care,*
15 *or medical services provided to any person under chapter*
16 *17 of title 38, United States Code, for a non-service-con-*
17 *nected disability described in section 1729(a)(2) of such*
18 *title, unless that person has disclosed to the Secretary of*
19 *Veterans Affairs, in such form as the Secretary may require,*
20 *current, accurate third-party reimbursement information*
21 *for purposes of section 1729 of such title: Provided, That*
22 *the Secretary may recover, in the same manner as any other*
23 *debt due the United States, the reasonable charges for such*
24 *care or services from any person who does not make such*
25 *disclosure as required: Provided further, That any amounts*

1 *so recovered for care or services provided in a prior fiscal*
2 *year may be obligated by the Secretary during the fiscal*
3 *year in which amounts are received.*

4 *(INCLUDING TRANSFER OF FUNDS)*

5 *SEC. 212. Notwithstanding any other provision of law,*
6 *proceeds or revenues derived from enhanced-use leasing ac-*
7 *tivities (including disposal) may be deposited into the*
8 *“Construction, Major Projects” and “Construction, Minor*
9 *Projects” accounts and be used for construction (including*
10 *site acquisition and disposition), alterations, and improve-*
11 *ments of any medical facility under the jurisdiction or for*
12 *the use of the Department of Veterans Affairs. Such sums*
13 *as realized are in addition to the amount provided for in*
14 *“Construction, Major Projects” and “Construction, Minor*
15 *Projects”.*

16 *SEC. 213. Amounts made available under “Medical*
17 *Services” are available—*

18 *(1) for furnishing recreational facilities, sup-*
19 *plies, and equipment; and*

20 *(2) for funeral expenses, burial expenses, and*
21 *other expenses incidental to funerals and burials for*
22 *beneficiaries receiving care in the Department.*

23 *(INCLUDING TRANSFER OF FUNDS)*

24 *SEC. 214. Such sums as may be deposited to the Med-*
25 *ical Care Collections Fund pursuant to section 1729A of*

1 *title 38, United States Code, may be transferred to the*
2 *“Medical Services” and “Medical Community Care” ac-*
3 *counts to remain available until expended for the purposes*
4 *of these accounts.*

5 *SEC. 215. The Secretary of Veterans Affairs may enter*
6 *into agreements with Federally Qualified Health Centers in*
7 *the State of Alaska and Indian tribes and tribal organiza-*
8 *tions which are party to the Alaska Native Health Compact*
9 *with the Indian Health Service, to provide healthcare, in-*
10 *cluding behavioral health and dental care, to veterans in*
11 *rural Alaska. The Secretary shall require participating vet-*
12 *erans and facilities to comply with all appropriate rules*
13 *and regulations, as established by the Secretary. The term*
14 *“rural Alaska” shall mean those lands which are not within*
15 *the boundaries of the municipality of Anchorage or the*
16 *Fairbanks North Star Borough.*

17 *(INCLUDING TRANSFER OF FUNDS)*

18 *SEC. 216. Such sums as may be deposited to the De-*
19 *partment of Veterans Affairs Capital Asset Fund pursuant*
20 *to section 8118 of title 38, United States Code, may be*
21 *transferred to the “Construction, Major Projects” and “Con-*
22 *struction, Minor Projects” accounts, to remain available*
23 *until expended for the purposes of these accounts.*

24 *SEC. 217. Not later than 30 days after the end of each*
25 *fiscal quarter, the Secretary of Veterans Affairs shall submit*

1 *to the Committees on Appropriations of both Houses of Con-*
2 *gress a report on the financial status of the Department*
3 *of Veterans Affairs for the preceding quarter: Provided,*
4 *That, at a minimum, the report shall include the direction*
5 *contained in the paragraph entitled “Quarterly reporting”,*
6 *under the heading “General Administration” in the joint*
7 *explanatory statement accompanying Public Law 114–223.*

8 *(INCLUDING TRANSFER OF FUNDS)*

9 *SEC. 218. Amounts made available under the “Medical*
10 *Services”, “Medical Community Care”, “Medical Support*
11 *and Compliance”, “Medical Facilities”, “General Oper-*
12 *ating Expenses, Veterans Benefits Administration”, “Board*
13 *of Veterans Appeals”, “General Administration”, and “Na-*
14 *tional Cemetery Administration” accounts for fiscal year*
15 *2019 may be transferred to or from the “Information Tech-*
16 *nology Systems” account: Provided, That such transfers*
17 *may not result in a more than 10 percent aggregate increase*
18 *in the total amount made available by this Act for the “In-*
19 *formation Technology Systems” account: Provided further,*
20 *That, before a transfer may take place, the Secretary of Vet-*
21 *erans Affairs shall request from the Committees on Appro-*
22 *priations of both Houses of Congress the authority to make*
23 *the transfer and an approval is issued.*

1 (INCLUDING TRANSFER OF FUNDS)

2 *SEC. 219. Of the amounts appropriated to the Depart-*
3 *ment of Veterans Affairs for fiscal year 2019 for “Medical*
4 *Services”, “Medical Community Care”, “Medical Support*
5 *and Compliance”, “Medical Facilities”, “Construction,*
6 *Minor Projects”, and “Information Technology Systems”,*
7 *up to \$301,578,000, plus reimbursements, may be trans-*
8 *ferred to the Joint Department of Defense—Department of*
9 *Veterans Affairs Medical Facility Demonstration Fund, es-*
10 *tablished by section 1704 of the National Defense Authoriza-*
11 *tion Act for Fiscal Year 2010 (Public Law 111–84; 123*
12 *Stat. 3571) and may be used for operation of the facilities*
13 *designated as combined Federal medical facilities as de-*
14 *scribed by section 706 of the Duncan Hunter National De-*
15 *fense Authorization Act for Fiscal Year 2009 (Public Law*
16 *110–417; 122 Stat. 4500): Provided, That additional funds*
17 *may be transferred from accounts designated in this section*
18 *to the Joint Department of Defense—Department of Vet-*
19 *erans Affairs Medical Facility Demonstration Fund upon*
20 *written notification by the Secretary of Veterans Affairs to*
21 *the Committees on Appropriations of both Houses of Con-*
22 *gress: Provided further, That section 220 of title II of divi-*
23 *sion J of Public Law 115–141 is repealed.*

1 (INCLUDING TRANSFER OF FUNDS)

2 SEC. 220. *Of the amounts appropriated to the Depart-*
3 *ment of Veterans Affairs which become available on October*
4 *1, 2019, for “Medical Services”, “Medical Community*
5 *Care”, “Medical Support and Compliance”, and “Medical*
6 *Facilities”, up to \$307,609,000, plus reimbursements, may*
7 *be transferred to the Joint Department of Defense—Depart-*
8 *ment of Veterans Affairs Medical Facility Demonstration*
9 *Fund, established by section 1704 of the National Defense*
10 *Authorization Act for Fiscal Year 2010 (Public Law 111–*
11 *84; 123 Stat. 3571) and may be used for operation of the*
12 *facilities designated as combined Federal medical facilities*
13 *as described by section 706 of the Duncan Hunter National*
14 *Defense Authorization Act for Fiscal Year 2009 (Public*
15 *Law 110–417; 122 Stat. 4500): Provided, That additional*
16 *funds may be transferred from accounts designated in this*
17 *section to the Joint Department of Defense—Department*
18 *of Veterans Affairs Medical Facility Demonstration Fund*
19 *upon written notification by the Secretary of Veterans Af-*
20 *airs to the Committees on Appropriations of both Houses*
21 *of Congress.*

22 (INCLUDING TRANSFER OF FUNDS)

23 SEC. 221. *Such sums as may be deposited to the Med-*
24 *ical Care Collections Fund pursuant to section 1729A of*
25 *title 38, United States Code, for healthcare provided at fa-*

1 *cilities designated as combined Federal medical facilities as*
2 *described by section 706 of the Duncan Hunter National*
3 *Defense Authorization Act for Fiscal Year 2009 (Public*
4 *Law 110–417; 122 Stat. 4500) shall also be available: (1)*
5 *for transfer to the Joint Department of Defense—Depart-*
6 *ment of Veterans Affairs Medical Facility Demonstration*
7 *Fund, established by section 1704 of the National Defense*
8 *Authorization Act for Fiscal Year 2010 (Public Law 111–*
9 *84; 123 Stat. 3571); and (2) for operations of the facilities*
10 *designated as combined Federal medical facilities as de-*
11 *scribed by section 706 of the Duncan Hunter National De-*
12 *fense Authorization Act for Fiscal Year 2009 (Public Law*
13 *110–417; 122 Stat. 4500): Provided, That, notwithstanding*
14 *section 1704(b)(3) of the National Defense Authorization*
15 *Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat.*
16 *2573), amounts transferred to the Joint Department of De-*
17 *fense—Department of Veterans Affairs Medical Facility*
18 *Demonstration Fund shall remain available until expended.*

19 *(INCLUDING TRANSFER OF FUNDS)*

20 *SEC. 222. Of the amounts available in this title for*
21 *“Medical Services”, “Medical Community Care”, “Medical*
22 *Support and Compliance”, and “Medical Facilities”, a*
23 *minimum of \$15,000,000 shall be transferred to the DOD–*
24 *VA Health Care Sharing Incentive Fund, as authorized by*
25 *section 8111(d) of title 38, United States Code, to remain*

1 *available until expended, for any purpose authorized by sec-*
2 *tion 8111 of title 38, United States Code.*

3 *SEC. 223. None of the funds available to the Depart-*
4 *ment of Veterans Affairs, in this or any other Act, may*
5 *be used to replace the current system by which the Veterans*
6 *Integrated Service Networks select and contract for diabetes*
7 *monitoring supplies and equipment.*

8 *SEC. 224. The Secretary of Veterans Affairs shall no-*
9 *tify the Committees on Appropriations of both Houses of*
10 *Congress of all bid savings in a major construction project*
11 *that total at least \$5,000,000, or 5 percent of the pro-*
12 *grammed amount of the project, whichever is less: Provided,*
13 *That such notification shall occur within 14 days of a con-*
14 *tract identifying the programmed amount: Provided fur-*
15 *ther, That the Secretary shall notify the Committees on Ap-*
16 *propriations of both Houses of Congress 14 days prior to*
17 *the obligation of such bid savings and shall describe the an-*
18 *ticipated use of such savings.*

19 *SEC. 225. None of the funds made available for “Con-*
20 *struction, Major Projects” may be used for a project in ex-*
21 *cess of the scope specified for that project in the original*
22 *justification data provided to the Congress as part of the*
23 *request for appropriations unless the Secretary of Veterans*
24 *Affairs receives approval from the Committees on Appro-*
25 *priations of both Houses of Congress.*

1 *SEC. 226. Not later than 30 days after the end of each*
2 *fiscal quarter, the Secretary of Veterans Affairs shall submit*
3 *to the Committees on Appropriations of both Houses of Con-*
4 *gress a quarterly report containing performance measures*
5 *and data from each Veterans Benefits Administration Re-*
6 *gional Office: Provided, That, at a minimum, the report*
7 *shall include the direction contained in the section entitled*
8 *“Disability claims backlog”, under the heading “General*
9 *Operating Expenses, Veterans Benefits Administration” in*
10 *the joint explanatory statement accompanying Public Law*
11 *114–223: Provided further, That the report shall also in-*
12 *clude information on the number of appeals pending at the*
13 *Veterans Benefits Administration as well as the Board of*
14 *Veterans Appeals on a quarterly basis.*

15 *SEC. 227. The Secretary of Veterans Affairs shall pro-*
16 *vide written notification to the Committees on Appropria-*
17 *tions of both Houses of Congress 15 days prior to organiza-*
18 *tional changes which result in the transfer of 25 or more*
19 *full-time equivalents from one organizational unit of the*
20 *Department of Veterans Affairs to another.*

21 *SEC. 228. The Secretary of Veterans Affairs shall pro-*
22 *vide on a quarterly basis to the Committees on Appropria-*
23 *tions of both Houses of Congress notification of any single*
24 *national outreach and awareness marketing campaign in*
25 *which obligations exceed \$2,000,000.*

1 (INCLUDING TRANSFER OF FUNDS)

2 *SEC. 229. The Secretary of Veterans Affairs, upon de-*
3 *termination that such action is necessary to address needs*
4 *of the Veterans Health Administration, may transfer to the*
5 *“Medical Services” account any discretionary appropria-*
6 *tions made available for fiscal year 2019 in this title (except*
7 *appropriations made to the “General Operating Expenses,*
8 *Veterans Benefits Administration” account) or any discre-*
9 *tionary unobligated balances within the Department of Vet-*
10 *erans Affairs, including those appropriated for fiscal year*
11 *2019, that were provided in advance by appropriations*
12 *Acts: Provided, That transfers shall be made only with the*
13 *approval of the Office of Management and Budget: Provided*
14 *further, That the transfer authority provided in this section*
15 *is in addition to any other transfer authority provided by*
16 *law: Provided further, That no amounts may be transferred*
17 *from amounts that were designated by Congress as an emer-*
18 *gency requirement pursuant to a concurrent resolution on*
19 *the budget or the Balanced Budget and Emergency Deficit*
20 *Control Act of 1985: Provided further, That such authority*
21 *to transfer may not be used unless for higher priority items,*
22 *based on emergent healthcare requirements, than those for*
23 *which originally appropriated and in no case where the*
24 *item for which funds are requested has been denied by Con-*
25 *gress: Provided further, That, upon determination that all*

1 *or part of the funds transferred from an appropriation are*
2 *not necessary, such amounts may be transferred back to that*
3 *appropriation and shall be available for the same purposes*
4 *as originally appropriated: Provided further, That before*
5 *a transfer may take place, the Secretary of Veterans Affairs*
6 *shall request from the Committees on Appropriations of*
7 *both Houses of Congress the authority to make the transfer*
8 *and receive approval of that request.*

9 *(INCLUDING TRANSFER OF FUNDS)*

10 *SEC. 230. Amounts made available for the Department*
11 *of Veterans Affairs for fiscal year 2019, under the “Board*
12 *of Veterans Appeals” and the “General Operating Expenses,*
13 *Veterans Benefits Administration” accounts may be trans-*
14 *ferred between such accounts: Provided, That before a trans-*
15 *fer may take place, the Secretary of Veterans Affairs shall*
16 *request from the Committees on Appropriations of both*
17 *Houses of Congress the authority to make the transfer and*
18 *receive approval of that request.*

19 *SEC. 231. The Secretary of Veterans Affairs may not*
20 *reprogram funds among major construction projects or pro-*
21 *grams if such instance of reprogramming will exceed*
22 *\$7,000,000, unless such reprogramming is approved by the*
23 *Committees on Appropriations of both Houses of Congress.*

1 *SEC. 232. (a) The Secretary of Veterans Affairs shall*
2 *ensure that the toll-free suicide hotline under section*
3 *1720F(h) of title 38, United States Code—*

4 *(1) provides to individuals who contact the hot-*
5 *line immediate assistance from a trained professional;*
6 *and*

7 *(2) adheres to all requirements of the American*
8 *Association of Suicidology.*

9 *(b)(1) None of the funds made available by this Act*
10 *may be used to enforce or otherwise carry out any Executive*
11 *action that prohibits the Secretary of Veterans Affairs from*
12 *appointing an individual to occupy a vacant civil service*
13 *position, or establishing a new civil service position, at the*
14 *Department of Veterans Affairs with respect to such a posi-*
15 *tion relating to the hotline specified in subsection (a).*

16 *(2) In this subsection—*

17 *(A) the term “civil service” has the meaning*
18 *given such term in section 2101(1) of title 5, United*
19 *States Code; and*

20 *(B) the term “Executive action” includes—*

21 *(i) any Executive order, presidential memo-*
22 *randum, or other action by the President; and*

23 *(ii) any agency policy, order, or other direc-*
24 *tive.*

1 (c)(1) *The Secretary of Veterans Affairs shall conduct*
2 *a study on the effectiveness of the hotline specified in sub-*
3 *section (a) during the five-year period beginning on Janu-*
4 *ary 1, 2016, based on an analysis of national suicide data*
5 *and data collected from such hotline.*

6 (2) *At a minimum, the study required by paragraph*
7 *(1) shall—*

8 (A) *determine the number of veterans who con-*
9 *tact the hotline specified in subsection (a) and who*
10 *receive follow up services from the hotline or mental*
11 *health services from the Department of Veterans Af-*
12 *airs thereafter;*

13 (B) *determine the number of veterans who con-*
14 *tact the hotline who are not referred to, or do not con-*
15 *tinue receiving, mental health care who commit sui-*
16 *cide; and*

17 (C) *determine the number of veterans described*
18 *in subparagraph (A) who commit or attempt suicide.*

19 *SEC. 233. None of the funds in this or any other Act*
20 *may be used to close Department of Veterans Affairs (VA)*
21 *hospitals, domiciliaries, or clinics, conduct an environ-*
22 *mental assessment, or to diminish healthcare services at ex-*
23 *isting Veterans Health Administration medical facilities lo-*
24 *cated in Veterans Integrated Service Network 23 as part*
25 *of a planned realignment of VA services until the Secretary*

1 *provides to the Committees on Appropriations of both*
2 *Houses of Congress a report including the following ele-*
3 *ments:*

4 (1) *a national realignment strategy that includes*
5 *a detailed description of realignment plans within*
6 *each Veterans Integrated Services Network (VISN),*
7 *including an updated Long Range Capital Plan to*
8 *implement realignment requirements;*

9 (2) *an explanation of the process by which those*
10 *plans were developed and coordinated within each*
11 *VISN;*

12 (3) *a cost versus benefit analysis of each planned*
13 *realignment, including the cost of replacing Veterans*
14 *Health Administration services with contract care or*
15 *other outsourced services;*

16 (4) *an analysis of how any such planned re-*
17 *alignment of services will impact access to care for*
18 *veterans living in rural or highly rural areas, includ-*
19 *ing travel distances and transportation costs to access*
20 *a VA medical facility and availability of local spe-*
21 *cialty and primary care;*

22 (5) *an inventory of VA buildings with historic*
23 *designation and the methodology used to determine*
24 *the buildings' condition and utilization;*

1 (6) a description of how any realignment will be
2 consistent with requirements under the National His-
3 toric Preservation Act; and

4 (7) consideration given for reuse of historic
5 buildings within newly identified realignment re-
6 quirements: Provided, That, this provision shall not
7 apply to capital projects in VISN 23, or any other
8 VISN, which have been authorized or approved by
9 Congress.

10 SEC. 234. None of the funds made available to the Sec-
11 retary of Veterans Affairs by this or any other Act may
12 be obligated or expended in contravention of the “Veterans
13 Health Administration Clinical Preventive Services Guid-
14 ance Statement on the Veterans Health Administration’s
15 Screening for Breast Cancer Guidance” published on May
16 10, 2017, as issued by the Veterans Health Administration
17 National Center for Health Promotion and Disease Preven-
18 tion.

19 SEC. 235. (a) Notwithstanding any other provision of
20 law, the amounts appropriated or otherwise made available
21 to the Department of Veterans Affairs for the “Medical
22 Services” account may be used to provide—

23 (1) fertility counseling and treatment using as-
24 sisted reproductive technology to a covered veteran or
25 the spouse of a covered veteran; or

1 (2) *adoption reimbursement to a covered veteran.*

2 **(b) In this section:**

3 (1) *The term “service-connected” has the mean-*
4 *ing given such term in section 101 of title 38, United*
5 *States Code.*

6 (2) *The term “covered veteran” means a veteran,*
7 *as such term is defined in section 101 of title 38,*
8 *United States Code, who has a service-connected dis-*
9 *ability that results in the inability of the veteran to*
10 *procreate without the use of fertility treatment.*

11 (3) *The term “assisted reproductive technology”*
12 *means benefits relating to reproductive assistance pro-*
13 *vided to a member of the Armed Forces who incurs*
14 *a serious injury or illness on active duty pursuant to*
15 *section 1074(c)(4)(A) of title 10, United States Code,*
16 *as described in the memorandum on the subject of*
17 *“Policy for Assisted Reproductive Services for the*
18 *Benefit of Seriously or Severely Ill/Injured (Category*
19 *II or III) Active Duty Service Members” issued by the*
20 *Assistant Secretary of Defense for Health Affairs on*
21 *April 3, 2012, and the guidance issued to implement*
22 *such policy, including any limitations on the amount*
23 *of such benefits available to such a member except*
24 *that—*

1 *Veterans Health Administration—Medical Support and*
2 *Compliance” in title II of division J of the Consolidated*
3 *Appropriations Act, 2018 (Public Law 115–141),*
4 *\$211,000,000 is hereby rescinded.*

5 *SEC. 237. None of the funds appropriated or otherwise*
6 *made available by this Act or any other Act for the Depart-*
7 *ment of Veterans Affairs may be used in a manner that*
8 *is inconsistent with: (1) section 842 of the Transportation,*
9 *Treasury, Housing and Urban Development, the Judiciary,*
10 *the District of Columbia, and Independent Agencies Appro-*
11 *priations Act, 2006 (Public Law 109–115; 119 Stat. 2506);*
12 *or (2) section 8110(a)(5) of title 38, United States Code.*

13 *SEC. 238. Section 842 of Public Law 109–115 shall*
14 *not apply to conversion of an activity or function of the*
15 *Veterans Health Administration, Veterans Benefits Admin-*
16 *istration, or National Cemetery Administration to con-*
17 *tractor performance by a business concern that is at least*
18 *51 percent owned by one or more Indian tribes as defined*
19 *in section 5304(e) of title 25, United States Code, or one*
20 *or more Native Hawaiian Organizations as defined in sec-*
21 *tion 637(a)(15) of title 15, United States Code.*

22 *SEC. 239. (a) Except as provided in subsection (b), the*
23 *Secretary of Veterans Affairs, in consultation with the Sec-*
24 *retary of Defense and the Secretary of Labor, shall dis-*
25 *continue using Social Security account numbers to identify*

1 *individuals in all information systems of the Department*
2 *of Veterans Affairs as follows:*

3 (1) *For all veterans submitting to the Secretary*
4 *of Veterans Affairs new claims for benefits under laws*
5 *administered by the Secretary, not later than 5 years*
6 *after the date of the enactment of this Act.*

7 (2) *For all individuals not described in para-*
8 *graph (1), not later than 8 years after the date of the*
9 *enactment of this Act.*

10 (b) *The Secretary of Veterans Affairs may use a Social*
11 *Security account number to identify an individual in an*
12 *information system of the Department of Veterans Affairs*
13 *if and only if the use of such number is required to obtain*
14 *information the Secretary requires from an information*
15 *system that is not under the jurisdiction of the Secretary.*

16 *SEC. 240. For funds provided to the Department of*
17 *Veterans Affairs for each of fiscal year 2019 and 2020 for*
18 *“Medical Services”, section 239 of Division A of Public Law*
19 *114–223 shall apply.*

20 *SEC. 241. None of the funds appropriated in this or*
21 *prior appropriations Acts or otherwise made available to*
22 *the Department of Veterans Affairs may be used to transfer*
23 *any amounts from the Filipino Veterans Equity Compensa-*
24 *tion Fund to any other account within the Department of*
25 *Veterans Affairs.*

1 *SEC. 242. Of the funds provided to the Department of*
2 *Veterans Affairs for each of fiscal year 2019 and fiscal year*
3 *2020 for “Medical Services”, funds may be used in each*
4 *year to carry out and expand the child care program au-*
5 *thorized by section 205 of Public Law 111–163, notwith-*
6 *standing subsection (e) of such section.*

7 *SEC. 243. For funds provided to the Department of*
8 *Veterans Affairs for each of fiscal year 2019 and 2020, sec-*
9 *tion 248 of Division A of Public Law 114–223 shall apply.*

10 *SEC. 244. (a) The Secretary of Veterans Affairs may*
11 *use amounts appropriated or otherwise made available in*
12 *this title to ensure that the ratio of veterans to full-time*
13 *employment equivalents within any program of rehabilita-*
14 *tion conducted under chapter 31 of title 38, United States*
15 *Code, does not exceed 125 veterans to one full-time employ-*
16 *ment equivalent.*

17 *(b) Not later than 180 days after the date of the enact-*
18 *ment of this Act, the Secretary shall submit to Congress a*
19 *report on the programs of rehabilitation conducted under*
20 *chapter 31 of title 38, United States Code, including—*

21 *(1) an assessment of the veteran-to-staff ratio for*
22 *each such program; and*

23 *(2) recommendations for such action as the Sec-*
24 *retary considers necessary to reduce the veteran-to-*
25 *staff ratio for each such program.*

1 *SEC. 245. None of the funds appropriated or otherwise*
2 *made available in this title may be used by the Secretary*
3 *of Veterans Affairs to enter into an agreement related to*
4 *resolving a dispute or claim with an individual that would*
5 *restrict in any way the individual from speaking to mem-*
6 *bers of Congress or their staff on any topic not otherwise*
7 *prohibited from disclosure by Federal law or required by*
8 *Executive Order to be kept secret in the interest of national*
9 *defense or the conduct of foreign affairs.*

10 *SEC. 246. For funds provided to the Department of*
11 *Veterans Affairs for each of fiscal year 2019 and 2020, sec-*
12 *tion 258 of Division A of Public Law 114–223 shall apply.*

13 *SEC. 247. None of the funds appropriated or otherwise*
14 *made available by this Act may be used to conduct research*
15 *using canines unless: the scientific objectives of the study*
16 *can only be met by research with canines; the study has*
17 *been directly approved by the Secretary; and the study is*
18 *consistent with the revised Department of Veterans Affairs*
19 *canine research policy document released on December 18,*
20 *2017: Provided, That not later than 180 days after enact-*
21 *ment of this Act, the Secretary shall submit to the Commit-*
22 *tees on Appropriations of both Houses of Congress a de-*
23 *tailed report outlining under what circumstances canine re-*
24 *search may be needed if there are no other alternatives, how*
25 *often it was used during that time period, and what proto-*

1 cols are in place to determine both the safety and efficacy
2 of the research.

3 SEC. 248. For an additional amount for the Depart-
4 ment of Veterans Affairs, \$2,000,000,000 to remain avail-
5 able until expended, for infrastructure improvements, in-
6 cluding new construction, and in addition to amounts oth-
7 erwise made available in this Act for such purpose, of
8 which:

9 (1) \$1,000,000,000 shall be for “Veterans Health
10 Administration—Medical Facilities” to be used for
11 non-recurring maintenance;

12 (2) \$500,000,000 shall be for “Departmental Ad-
13 ministration—Construction, Minor Projects”; and

14 (3) \$500,000,000 shall be for “Departmental Ad-
15 ministration—Construction, Major Projects”:

16 Provided, That the additional amounts appropriated for the
17 purposes of non-recurring maintenance and minor con-
18 struction may be used to carry out critical life-safety
19 projects identified in the Department’s annual facility con-
20 dition assessments; sustainment projects; modernization
21 projects; infrastructure repair; renovations at existing Vet-
22 erans Health Administration medical centers and out-
23 patient clinics; and projects included in the Strategic Cap-
24 ital Investment Process plan: Provided further, That, of the
25 funds made available under this section for “Construction,

1 *Major Projects*”, \$300,000,000 shall be available for pre-
2 *viously authorized and partially funded major construction*
3 *projects, and \$200,000,000 shall be available for seismic im-*
4 *provement projects and seismic program management ac-*
5 *tivities: Provided further, That the additional amounts ap-*
6 *propriated under this section may not be obligated or ex-*
7 *pendent until the Secretary of Veterans Affairs submits to*
8 *the Committees on Appropriations of both Houses of Con-*
9 *gress, and such Committees approve, a detailed expenditure*
10 *plan, including project descriptions and costs, for any non-*
11 *recurring maintenance, minor construction, major con-*
12 *struction, or seismic improvement project being funded with*
13 *the additional amounts made available in this administra-*
14 *tive provision.*

15 *SEC. 249. None of the funds appropriated or otherwise*
16 *made available to the Department of Veterans Affairs in*
17 *this Act may be used in a manner that would—*

18 *(1) interfere with the ability of a veteran to par-*
19 *ticipate in a medicinal marijuana program approved*
20 *by a State;*

21 *(2) deny any services from the Department to a*
22 *veteran who is participating in such a program; or*

23 *(3) limit or interfere with the ability of a health*
24 *care provider of the Department to make appropriate*

1 *has responsibilities under the Inspector General Act of 1978*
2 *(5 U.S.C. App.).*

3 (d) *REPORT.—Each Inspector General covered by this*
4 *section shall report to the Committee on Appropriations of*
5 *the Senate and the Committee on Appropriations of the*
6 *House of Representatives within 5 calendar days of any*
7 *failure by any department or agency covered by this section*
8 *to comply with this section.*

9 *SEC. 251. None of the funds made available by this*
10 *Act may be used by the Secretary of Veterans Affairs to*
11 *transfer funds made available for the following programs:*

12 (1) *The Homeless Providers Grant and Per Diem*
13 *program.*

14 (2) *The Domiciliary Care for Homeless Veterans*
15 *program.*

16 (3) *The Supportive Services for Veteran Families*
17 *program.*

18 (4) *The Department of Housing and Urban De-*
19 *velopment Department of Veterans Affairs Supported*
20 *Housing (HUD–VASH) programs.*

21 (5) *The Health Care for Homeless Veterans pro-*
22 *gram.*

23 *REPORT ON CAREGIVER SUPPORT PROGRAM*

24 *SEC. 252. Not later than 90 days after the date of the*
25 *enactment of this Act, the Secretary of Veterans Affairs*

1 *shall submit to the Committee on Appropriations and the*
2 *Committee on Veterans' Affairs of the Senate and the Com-*
3 *mittee on Appropriations and the Committee on Veterans'*
4 *Affairs of the House of Representatives a report that con-*
5 *tains—*

6 (1) *the number of coordinators of caregiver sup-*
7 *port services under the program of support services*
8 *for caregivers of veterans under section 1720G(b) of*
9 *title 38, United States Code, at each medical center*
10 *of the Department of Veterans Affairs;*

11 (2) *the number of staff assigned to appeals for*
12 *such program at each such medical center; and*

13 (3) *a determination by the Secretary of the ap-*
14 *propriate staff-to-participant ratio for such program.*

15 *ESTABLISHMENT OF CENTER OF EXCELLENCE IN PREVEN-*
16 *TION, DIAGNOSIS, MITIGATION, TREATMENT, AND RE-*
17 *HABILITATION OF HEALTH CONDITIONS RELATING TO*
18 *EXPOSURE TO BURN PITS AND OTHER ENVIRON-*
19 *MENTAL EXPOSURES*

20 *SEC. 253. (a) IN GENERAL.—Subchapter II of chapter*
21 *73 of title 38, United States Code, is amended by adding*
22 *at the end the following new section:*

1 **“§ 7330D. Center of excellence in prevention, diag-**
2 **nosis, mitigation, treatment, and rehabili-**
3 **tation of health conditions relating to ex-**
4 **posure to burn pits and other environ-**
5 **mental exposures**

6 “(a) *ESTABLISHMENT.*—(1) *The Secretary shall estab-*
7 *lish within the Department a center of excellence in the pre-*
8 *vention, diagnosis, mitigation, treatment, and rehabilita-*
9 *tion of health conditions relating to exposure to burn pits*
10 *and other environmental exposures to carry out the respon-*
11 *sibilities specified in subsection (d).*

12 “(2) *The Secretary shall establish the center of excel-*
13 *lence under paragraph (1) through the use of—*

14 “(A) *the directives and policies of the Depart-*
15 *ment in effect as of the date of the enactment of this*
16 *section;*

17 “(B) *the recommendations of the Comptroller*
18 *General of the United States and Inspector General of*
19 *the Department in effect as of such date; and*

20 “(C) *guidance issued by the Secretary of Defense*
21 *under section 313 of the National Defense Authoriza-*
22 *tion Act for Fiscal Year 2013 (Public Law 112–239;*
23 *10 U.S.C. 1074 note).*

24 “(b) *SELECTION OF SITE.*—*In selecting the site for the*
25 *center of excellence established under subsection (a), the Sec-*
26 *retary shall consider entities that—*

1 “(1) are equipped with the specialized equipment
2 needed to study, diagnose, and treat health conditions
3 relating to exposure to burn pits and other environ-
4 mental exposures;

5 “(2) have a track record of publishing informa-
6 tion relating to post-deployment health exposures
7 among veterans who served in the Armed Forces in
8 support of Operation Iraqi Freedom and Operation
9 Enduring Freedom;

10 “(3) have access to animal models and in vitro
11 models of dust immunology and lung injury con-
12 sistent with the injuries of members of the Armed
13 Forces who served in support of Operation Iraqi Free-
14 dom and Operation Enduring Freedom; and

15 “(4) have expertise in allergy, immunology, and
16 pulmonary diseases.

17 “(c) COLLABORATION.—The Secretary shall ensure
18 that the center of excellence collaborates, to the maximum
19 extent practicable, with the Secretary of Defense, institu-
20 tions of higher education, and other appropriate public and
21 private entities (including international entities) to carry
22 out the responsibilities specified in subsection (d).

23 “(d) RESPONSIBILITIES.—The center of excellence shall
24 have the following responsibilities:

1 “(1) To provide for the development, testing, and
2 dissemination within the Department of best practices
3 for the treatment of health conditions relating to expo-
4 sure to burn pits and other environmental exposures.

5 “(2) To provide guidance for the health systems
6 of the Department and the Department of Defense in
7 determining the personnel required to provide quality
8 health care for members of the Armed Forces and vet-
9 erans with health conditions relating to exposure to
10 burn pits and other environmental exposures.

11 “(3) To establish, implement, and oversee a com-
12 prehensive program to train health professionals of
13 the Department and the Department of Defense in the
14 treatment of health conditions relating to exposure to
15 burn pits and other environmental exposures.

16 “(4) To facilitate advancements in the study of
17 the short-term and long-term effects of exposure to
18 burn pits and other environmental exposures.

19 “(5) To disseminate within medical facilities of
20 the Department best practices for training health pro-
21 fessionals with respect to health conditions relating to
22 exposure to burn pits and other environmental expo-
23 sures.

24 “(6) To conduct basic science and translational
25 research on health conditions relating to exposure to

1 *burn pits and other environmental exposures for the*
2 *purposes of understanding the etiology of such condi-*
3 *tions and developing preventive interventions and*
4 *new treatments.*

5 “(7) *To provide medical treatment to veterans*
6 *diagnosed with medical conditions specific to exposure*
7 *to burn pits and other environmental exposures.*

8 “(e) *USE OF BURN PITS REGISTRY DATA.—In car-*
9 *rying out its responsibilities under subsection (d), the center*
10 *of excellence shall have access to and make use of the data*
11 *accumulated by the burn pits registry established under sec-*
12 *tion 201 of the Dignified Burial and Other Veterans’ Bene-*
13 *fits Improvement Act of 2012 (Public Law 112–260; 38*
14 *U.S.C. 527 note).*

15 “(f) *FUNDING.—The Secretary shall carry out this sec-*
16 *tion using amounts appropriated to the Department for*
17 *such purpose.*

18 “(g) *DEFINITIONS.—In this section:*

19 “(1) *The term ‘burn pit’ means an area of land*
20 *located in Afghanistan or Iraq that—*

21 “(A) *is designated by the Secretary of De-*
22 *fense to be used for disposing solid waste by*
23 *burning in the outdoor air; and*

24 “(B) *does not contain a commercially man-*
25 *ufactured incinerator or other equipment specifi-*

1 *cally designed and manufactured for the burning*
 2 *of solid waste.*

3 “(2) *The term ‘other environmental exposures’*
 4 *means exposure to environmental hazards, including*
 5 *burn pits, dust or sand, hazardous materials, and*
 6 *waste at any site in Afghanistan or Iraq that emits*
 7 *smoke containing pollutants present in the environ-*
 8 *ment or smoke from fires or explosions.”.*

9 **(b) CLERICAL AMENDMENT.**—*The table of sections at*
 10 *the beginning of chapter 73 of such title is amended by in-*
 11 *serting after the item relating to section 7330C the following*
 12 *new item:*

*“7330D. Center of excellence in prevention, diagnosis, mitigation, treatment, and
 rehabilitation of health conditions relating to exposure to burn
 pits and other environmental exposures.”.*

13 *PLAN TO AVOID CLINICAL MISTAKES BY EMPLOYEES OF*
 14 *THE DEPARTMENT OF VETERANS AFFAIRS THAT RE-*
 15 *SULT IN ADVERSE EVENTS THAT REQUIRE CERTAIN*
 16 *DISCLOSURES*

17 *SEC. 254. (a) PLAN REQUIRED.*—*Not later than 90*
 18 *days after the date of the enactment of this Act, the Sec-*
 19 *retary of Veterans Affairs shall submit to the appropriate*
 20 *committees of Congress a plan to reduce the chances that*
 21 *clinical mistakes by employees of the Department of Vet-*
 22 *erans Affairs will result in adverse events that require insti-*
 23 *tutional or clinical disclosures and to prevent any unneces-*

1 sary hardship for patients and families impacted by such
2 adverse events.

3 (b) *ELEMENTS.*—*The plan required by subsection (a)*
4 *shall include the following:*

5 (1) *A description of a process for the timely*
6 *identification of individuals impacted by disclosures*
7 *described in subsection (a) and the process for con-*
8 *tacting those individuals or their next of kin.*

9 (2) *A description of procedures for expediting*
10 *any remedial or follow-up care required for those in-*
11 *dividuals.*

12 (3) *A detailed outline of proposed changes to the*
13 *process of the Department for clinical quality checks*
14 *and oversight.*

15 (4) *A communication plan to ensure all facilities*
16 *of the Department are made aware of any require-*
17 *ments updated pursuant to the plan.*

18 (5) *A timeline detailing the implementation of*
19 *the plan.*

20 (6) *An identification of the senior executive of*
21 *the Department responsible for ensuring compliance*
22 *with the plan.*

23 (7) *An identification of potential impacts of the*
24 *plan on timely diagnoses for patients.*

1 (8) *An identification of the processes and proce-*
2 *dures for employees of the Department to make lead-*
3 *ership at the facility and the Department aware of*
4 *adverse events that are concerning and that result in*
5 *disclosures and to ensure that the medical impact on*
6 *veterans of such disclosures is minimized.*

7 (c) *APPROPRIATE COMMITTEES OF CONGRESS DE-*
8 *FINED.—In this section, the term “appropriate committees*
9 *of Congress” means—*

10 (1) *the Committee on Veterans’ Affairs and the*
11 *Subcommittee on Military Construction, Veterans Af-*
12 *airs, and Related Agencies of the Committee on Ap-*
13 *propriations of the Senate; and*

14 (2) *the Committee on Veterans’ Affairs and the*
15 *Subcommittee on Military Construction, Veterans Af-*
16 *airs, and Related Agencies of the Committee on Ap-*
17 *propriations of the House of Representatives.*

18 *TRACKING AND MONITORING INFORMATION ABOUT DEBTS*
19 *TO UNITED STATES INCURRED FROM OVERPAYMENT*
20 *BY DEPARTMENT OF VETERANS AFFAIRS OR FOR*
21 *OTHER REASONS*

22 *SEC. 255. (a) IN GENERAL.—Not later than 180 days*
23 *after the date of the enactment of this Act, the Secretary*
24 *of Veterans Affairs shall develop a means to track and mon-*
25 *itor information on—*

1 (1) *the age and amount of debts of persons to the*
2 *United States by virtue of the persons' participation*
3 *in a benefits program administered by the Secretary*
4 *of Veterans Affairs;*

5 (2) *whether such debts may be the result of*
6 *delays in Department of Veterans Affairs processing*
7 *of changes to beneficiary status or other actions of the*
8 *Department; and*

9 (3) *whether such debts are disputed by such per-*
10 *sons.*

11 (b) *REPORT.—The Department should also be required*
12 *to submit a report to congress no later than 90 days after*
13 *development of the tracking means (so, 270 days after enact-*
14 *ment).*

15 *PUBLICATION OF QUALITY RATING OF NURSING HOMES OF*
16 *THE DEPARTMENT OF VETERANS AFFAIRS*

17 *SEC. 256. (a) IN GENERAL.—Not later than 90 days*
18 *after the date of the enactment of this Act, and not less fre-*
19 *quently than annually thereafter, the Secretary of Veterans*
20 *Affairs shall submit to the appropriate committees of Con-*
21 *gress and publish in the Federal Register and on a publicly*
22 *available Internet website of the Department of Veterans Af-*
23 *fairs the rating assigned by the Department to each nursing*
24 *home of the Department with respect to quality of care, in-*

1 *cluding all internal metrics and criteria used in deter-*
2 *mining such rating.*

3 (b) *APPROPRIATE COMMITTEES OF CONGRESS DE-*
4 *FINED.—In this section, the term “appropriate committees*
5 *of Congress” means—*

6 (1) *the Committee on Appropriations and the*
7 *Committee on Veterans’ Affairs of the Senate; and*

8 (2) *the Committee on Appropriations and the*
9 *Committee on Veterans’ Affairs of the House of Rep-*
10 *resentatives.*

11 *SEC. 257. The Inspector General of the Department of*
12 *Veterans Affairs shall conduct an investigation of all nurs-*
13 *ing homes of the Department of Veterans Affairs that had*
14 *an overall one-star rating within the two full calendar*
15 *years prior to the year of enactment, as determined by the*
16 *rating system of the Department.*

17 *SEC. 258. None of the funds made available in this*
18 *Act may be used in a manner that would increase wait*
19 *times for veterans who seek care at medical facilities of the*
20 *Department of Veterans Affairs.*

21 *SEC. 259. None of the funds made available by this*
22 *Act may be used by the Department of Veterans Affairs for*
23 *the modernization or realignment of facilities of the Vet-*
24 *erans Health Administration in States in which the De-*
25 *partment does not operate a full-service medical facility*

1 *pursuant to recommendations by the Asset and Infrastruc-*
2 *ture Review Commission under the VA Asset and Infra-*
3 *structure Review Act of 2018 (subtitle A of title II of Public*
4 *Law 115–182) until the Secretary of Veterans Affairs sub-*
5 *mits to the Committee on Veterans’ Affairs of the Senate,*
6 *the Committee on Veterans’ Affairs of the House of Rep-*
7 *resentatives, and the Commission a report certifying that*
8 *such modernization or realignment will not result in a dis-*
9 *ruption or reduction of services for veterans residing in*
10 *those States.*

11 *LIMITATION ON CONVERSION OF FUNDS FOR PROGRAM TO*
12 *IMPROVE RETENTION OF HOUSING BY FORMERLY*
13 *HOMELESS VETERANS AND VETERANS AT RISK OF BE-*
14 *COMING HOMELESS*

15 *SEC. 260. The Secretary of Veterans Affairs may not*
16 *convert any of the amounts appropriated or otherwise made*
17 *available in a fiscal year to carry out section 2013 of title*
18 *38, United States Code, from a specific purpose program*
19 *to a general purpose program unless the Secretary included*
20 *a proposal to do so in the budget justification materials*
21 *submitted to Congress in support of the Department of Vet-*
22 *erans Affairs budget for such fiscal year (as submitted with*
23 *the budget of the President for such fiscal year under section*
24 *1105(a) of title 31, United States Code).*

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TITLE III

RELATED AGENCIES

AMERICAN BATTLE MONUMENTS COMMISSION

SALARIES AND EXPENSES

For necessary expenses, not otherwise provided for, of the American Battle Monuments Commission, including the acquisition of land or interest in land in foreign countries; purchases and repair of uniforms for caretakers of national cemeteries and monuments outside of the United States and its territories and possessions; rent of office and garage space in foreign countries; purchase (one-for-one replacement basis only) and hire of passenger motor vehicles; not to exceed \$42,000 for official reception and representation expenses; and insurance of official motor vehicles in foreign countries, when required by law of such countries, \$81,000,000, to remain available until expended.

FOREIGN CURRENCY FLUCTUATIONS ACCOUNT

For necessary expenses, not otherwise provided for, of the American Battle Monuments Commission, such sums as may be necessary, to remain available until expended, for purposes authorized by section 2109 of title 36, United States Code.

1 *UNITED STATES COURT OF APPEALS FOR VETERANS*2 *CLAIMS*3 *SALARIES AND EXPENSES*

4 *For necessary expenses for the operation of the United*
5 *States Court of Appeals for Veterans Claims as authorized*
6 *by sections 7251 through 7298 of title 38, United States*
7 *Code, \$34,955,000: Provided, That \$2,580,000 shall be*
8 *available for the purpose of providing financial assistance*
9 *as described and in accordance with the process and report-*
10 *ing procedures set forth under this heading in Public Law*
11 *102–229.*

12 *DEPARTMENT OF DEFENSE—CIVIL*13 *CEMETERIAL EXPENSES, ARMY*14 *SALARIES AND EXPENSES*

15 *For necessary expenses for maintenance, operation,*
16 *and improvement of Arlington National Cemetery and Sol-*
17 *diers' and Airmen's Home National Cemetery, including*
18 *the purchase or lease of passenger motor vehicles for replace-*
19 *ment on a one-for-one basis only, and not to exceed \$2,000*
20 *for official reception and representation expenses,*
21 *\$80,800,000, of which not to exceed \$15,000,000 shall re-*
22 *main available until September 30, 2021. In addition, such*
23 *sums as may be necessary for parking maintenance, repairs*
24 *and replacement, to be derived from the "Lease of Depart-*

1 *ment of Defense Real Property for Defense Agencies” ac-*
2 *count.*

3 *CONSTRUCTION*

4 *For necessary expenses for planning and design and*
5 *construction at Arlington National Cemetery and Soldiers’*
6 *and Airmen’s Home National Cemetery, \$56,600,000, to re-*
7 *main available until expended, for planning and design*
8 *and construction associated with the Southern Expansion*
9 *project at Arlington National Cemetery.*

10 *ARMED FORCES RETIREMENT HOME*

11 *TRUST FUND*

12 *For expenses necessary for the Armed Forces Retire-*
13 *ment Home to operate and maintain the Armed Forces Re-*
14 *tirement Home—Washington, District of Columbia, and the*
15 *Armed Forces Retirement Home—Gulfport, Mississippi, to*
16 *be paid from funds available in the Armed Forces Retire-*
17 *ment Home Trust Fund, \$64,300,000, of which \$1,000,000*
18 *shall remain available until expended for construction and*
19 *renovation of the physical plants at the Armed Forces Re-*
20 *tirement Home—Washington, District of Columbia, and the*
21 *Armed Forces Retirement Home—Gulfport, Mississippi:*
22 *Provided, That of the amounts made available under this*
23 *heading from funds available in the Armed Forces Retire-*
24 *ment Home Trust Fund, \$22,000,000 shall be paid from*
25 *the general fund of the Treasury to the Trust Fund.*

1 *ADMINISTRATIVE PROVISION*

2 *SEC. 301. Amounts deposited into the special account*
3 *established under 10 U.S.C. 4727 are appropriated and*
4 *shall be available until expended to support activities at*
5 *the Army National Military Cemeteries.*

6 *TITLE IV*7 *OVERSEAS CONTINGENCY OPERATIONS*8 *DEPARTMENT OF DEFENSE*9 *MILITARY CONSTRUCTION, ARMY*

10 *For an additional amount for “Military Construction,*
11 *Army”, \$192,250,000, to remain available until September*
12 *30, 2023, for projects outside of the United States: Provided,*
13 *That such amount is designated by the Congress for Over-*
14 *seas Contingency Operations/Global War on Terrorism pur-*
15 *suant to section 251(b)(2)(A)(ii) of the Balanced Budget*
16 *and Emergency Deficit Control Act of 1985.*

17 *MILITARY CONSTRUCTION, NAVY AND MARINE CORPS*

18 *For an additional amount for “Military Construction,*
19 *Navy and Marine Corps”, \$227,320,000, to remain avail-*
20 *able until September 30, 2023, for projects outside of the*
21 *United States: Provided, That such amount is designated*
22 *by the Congress for Overseas Contingency Operations/Glob-*
23 *al War on Terrorism pursuant to section 251(b)(2)(A)(ii)*
24 *of the Balanced Budget and Emergency Deficit Control Act*
25 *of 1985.*

1 *MILITARY CONSTRUCTION, AIR FORCE*

2 *For an additional amount for “Military Construction,*
3 *Air Force” \$414,800,000, to remain available until Sep-*
4 *tember 30, 2023, for projects outside of the United States:*
5 *Provided, That such amount is designated by the Congress*
6 *for Overseas Contingency Operations/Global War on Ter-*
7 *rorism pursuant to section 251(b)(2)(A)(ii) of the Balanced*
8 *Budget and Emergency Deficit Control Act of 1985.*

9 *MILITARY CONSTRUCTION, DEFENSE-WIDE*

10 *For an additional amount for “Military Construction,*
11 *Defense-Wide”, \$87,050,000, to remain available until Sep-*
12 *tember 30, 2023, for projects outside of the United States:*
13 *Provided, That such amount is designated by the Congress*
14 *for Overseas Contingency Operations/Global War on Ter-*
15 *rorism pursuant to section 251(b)(2)(A)(ii) of the Balanced*
16 *Budget and Emergency Deficit Control Act of 1985.*

17 *ADMINISTRATIVE PROVISIONS*

18 *SEC. 401. Each amount designated in this Act by the*
19 *Congress for Overseas Contingency Operations/Global War*
20 *on Terrorism pursuant to section 251(b)(2)(A)(ii) of the*
21 *Balanced Budget and Emergency Deficit Control Act of*
22 *1985 shall be available only if the President subsequently*
23 *so designates all such amounts and transmits such designa-*
24 *tions to the Congress.*

1 “E-Commerce” technologies and procedures in the conduct
2 of their business practices and public service activities.

3 SEC. 504. Unless stated otherwise, all reports and noti-
4 fications required by this Act shall be submitted to the Sub-
5 committee on Military Construction and Veterans Affairs,
6 and Related Agencies of the Committee on Appropriations
7 of the House of Representatives and the Subcommittee on
8 Military Construction and Veterans Affairs, and Related
9 Agencies of the Committee on Appropriations of the Senate.

10 SEC. 505. None of the funds made available in this
11 Act may be transferred to any department, agency, or in-
12 strumentality of the United States Government except pur-
13 suant to a transfer made by, or transfer authority provided
14 in, this or any other appropriations Act.

15 SEC. 506. (a) Any agency receiving funds made avail-
16 able in this Act, shall, subject to subsections (b) and (c),
17 post on the public Web site of that agency any report re-
18 quired to be submitted by the Congress in this or any other
19 Act, upon the determination by the head of the agency that
20 it shall serve the national interest.

21 (b) Subsection (a) shall not apply to a report if—

22 (1) the public posting of the report compromises
23 national security; or

24 (2) the report contains confidential or propri-
25 etary information.

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

5 *SEC. 507. (a) None of the funds made available in this*
6 *Act may be used to maintain or establish a computer net-*
7 *work unless such network blocks the viewing, downloading,*
8 *and exchanging of pornography.*

9 *(b) Nothing in subsection (a) shall limit the use of*
10 *funds necessary for any Federal, State, tribal, or local law*
11 *enforcement agency or any other entity carrying out crimi-*
12 *nal investigations, prosecution, or adjudication activities.*

13 *SEC. 508. None of the funds made available in this*
14 *Act may be used by an agency of the executive branch to*
15 *pay for first-class travel by an employee of the agency in*
16 *contravention of sections 301–10.122 through 301–10.124 of*
17 *title 41, Code of Federal Regulations.*

18 *SEC. 509. None of the funds made available in this*
19 *Act may be used to execute a contract for goods or services,*
20 *including construction services, where the contractor has*
21 *not complied with Executive Order No. 12989.*

22 *SEC. 510. None of the funds made available by this*
23 *Act may be used by the Department of Defense or the De-*
24 *partment of Veterans Affairs to lease or purchase new light*
25 *duty vehicles for any executive fleet, or for an agency's fleet*

1 *inventory, except in accordance with Presidential Memo-*
2 *randum—Federal Fleet Performance, dated May 24, 2011.*

3 *SEC. 511. (a) IN GENERAL.—None of the funds appro-*
4 *priated or otherwise made available to the Department of*
5 *Defense in this Act may be used to construct, renovate, or*
6 *expand any facility in the United States, its territories, or*
7 *possessions to house any individual detained at United*
8 *States Naval Station, Guantánamo Bay, Cuba, for the pur-*
9 *poses of detention or imprisonment in the custody or under*
10 *the control of the Department of Defense.*

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

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

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

19 *(2) is—*

20 *(A) in the custody or under the effective*
21 *control of the Department of Defense; or*

22 *(B) otherwise under detention at United*
23 *States Naval Station, Guantánamo Bay, Cuba.*

1 *This division may be cited as the “Military Construc-*
2 *tion, Veterans Affairs, and Related Agencies Appropria-*
3 *tions Act, 2019”.*

Attest:

Secretary.

115TH CONGRESS
2^D SESSION

H.R. 5895

AMENDMENT