

116TH CONGRESS
1ST SESSION

H. R. 268

AN ACT

Making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 That the following sums are hereby appropriated, out of
2 any money in the Treasury not otherwise appropriated,
3 and out of applicable corporate or other revenues, receipts,
4 and funds, for the several departments, agencies, corpora-
5 tions, and other organizational units of Government for
6 fiscal year 2019, and for other purposes, namely:

TITLE I

DEPARTMENT OF AGRICULTURE

AGRICULTURAL PROGRAMS

10 PROCESSING, RESEARCH AND MARKETING

11 OFFICE OF THE SECRETARY

12 For an additional amount for the “Office of the Sec-
13 retary”, \$1,105,442,000 (increased by \$1,900,000,000),
14 which shall remain available until December 31, 2020, for
15 necessary expenses related to losses of crops (including
16 milk and harvested adulterated wine grapes), trees,
17 bushes, and vines, as a consequence of Hurricanes Michael
18 or Florence, other hurricanes, typhoons, volcanic activity,
19 or wildfires occurring in calendar year 2018 under such
20 terms and conditions as determined by the Secretary: *Pro-*
21 *vided*, That the Secretary may provide assistance for such
22 losses in the form of block grants to eligible states and
23 territories and such assistance may include compensation
24 to producers, as determined by the Secretary, for past or
25 future crop insurance premiums, forest restoration, and

1 poultry and livestock losses: *Provided further*, That of the
2 amounts provided under this heading, tree assistance pay-
3 ments may be made under section 1501(e) of the Agricul-
4 tural Act of 2014 (7 U.S.C. 9081(e)) to eligible orchard-
5 ists or nursery tree growers (as defined in such section)
6 of pecan trees with a tree mortality rate that exceeds 7.5
7 percent (adjusted for normal mortality) and is less than
8 15 percent (adjusted for normal mortality), to be available
9 until expended, for losses incurred during the period be-
10 ginning January 1, 2018, and ending December 31, 2018:
11 *Provided further*, That in the case of producers impacted
12 by volcanic activity that resulted in the loss of crop land,
13 or access to crop land, the Secretary shall consider all
14 measures available, as appropriate, to bring replacement
15 land into production: *Provided further*, That the total
16 amount of payments received under this heading and ap-
17 plicable policies of crop insurance under the Federal Crop
18 Insurance Act (7 U.S.C. 1501 et seq.) or the Noninsured
19 Crop Disaster Assistance Program (NAP) under section
20 196 of the Federal Agriculture Improvement and Reform
21 Act of 1996 (7 U.S.C. 7333) shall not exceed 90 percent
22 of the loss as determined by the Secretary: *Provided fur-*
23 *ther*, That the total amount of payments received under
24 this heading for producers who did not obtain a policy or
25 plan of insurance for an insurable commodity for the ap-

1 pliable crop year under the Federal Crop Insurance Act
2 (7 U.S.C. 1501 et seq.) for the crop incurring the losses
3 or did not file the required paperwork and pay the service
4 fee by the applicable State filing deadline for a noninsur-
5 able commodity for the applicable crop year under NAP
6 for the crop incurring the losses shall not exceed 70 per-
7 cent of the loss as determined by the Secretary: *Provided*
8 *further*, That producers receiving payments under this
9 heading, as determined by the Secretary, shall be required
10 to purchase crop insurance where crop insurance is avail-
11 able for the next two available crop years, excluding tree
12 insurance policies, and producers receiving payments
13 under this heading shall be required to purchase coverage
14 under NAP where crop insurance is not available in the
15 next two available crop years, as determined by the Sec-
16 retary: *Provided further*, That, not later than 120 days
17 after the end of fiscal year 2019, the Secretary shall sub-
18 mit a report to the Congress specifying the type, amount,
19 and method of such assistance by state and territory: *Pro-*
20 *vided further*, That such amount is designated by the Con-
21 gress as being for an emergency requirement pursuant to
22 section 251(b)(2)(A)(i) of the Balanced Budget and
23 Emergency Deficit Control Act of 1985.

1 FARM SERVICE AGENCY

2 EMERGENCY FOREST RESTORATION PROGRAM

3 For an additional amount for the “Emergency Forest
4 Restoration Program”, for necessary expenses related to
5 the consequences of Hurricanes Michael and Florence and
6 wildfires occurring in calendar year 2018, and other nat-
7 ural disasters, \$480,000,000, to remain available until ex-
8 pended: *Provided*, That such amount is designated by the
9 Congress as being for an emergency requirement pursuant
10 to section 251(b)(2)(A)(i) of the Balanced Budget and
11 Emergency Deficit Control Act of 1985.

12 NATURAL RESOURCES CONSERVATION SERVICE

13 WATERSHED AND FLOOD PREVENTION OPERATIONS

14 For an additional amount for “Watershed and Flood
15 Prevention Operations”, for necessary expenses for the
16 Emergency Watershed Protection Program related to the
17 consequences of Hurricanes Michael and Florence and
18 wildfires occurring in calendar year 2018, and other nat-
19 ural disasters, \$125,000,000, to remain available until ex-
20 pended: *Provided*, That such amount is designated by the
21 Congress as being for an emergency requirement pursuant
22 to section 251(b)(2)(A)(i) of the Balanced Budget and
23 Emergency Deficit Control Act of 1985.

1 RURAL DEVELOPMENT

2 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

3 For an additional amount for the cost of grants for
4 rural community facilities programs as authorized by sec-
5 tion 306 and described in section 381E(d)(1) of the Con-
6 solidated Farm and Rural Development Act, for necessary
7 expenses related to the consequences of Hurricanes Mi-
8 chael and Florence and wildfires occurring in calendar
9 year 2018, and other natural disasters, \$150,000,000, to
10 remain available until expended: *Provided*, That sections
11 381E-H and 381N of the Consolidated Farm and Rural
12 Development Act are not applicable to the funds made
13 available under this heading: *Provided further*, That such
14 amount is designated by the Congress as being for an
15 emergency requirement pursuant to section
16 251(b)(2)(A)(i) of the Balanced Budget and Emergency
17 Deficit Control Act of 1985.

18 GENERAL PROVISIONS—THIS TITLE

19 SEC. 101. In addition to other amounts made avail-
20 able by section 309 of Public Law 115–72, there is hereby
21 appropriated \$600,000,000 (increased by \$5,000,000) (in-
22 creased by \$5,000,000) for the Secretary of Agriculture
23 to provide a grant to the Commonwealth of Puerto Rico
24 for disaster nutrition assistance in response to Presi-
25 dentially declared major disasters and emergencies: *Pro-*

1 *vided*, That the funds made available to the Common-
2 wealth of Puerto Rico under this section shall remain
3 available for obligation by the Commonwealth until Sep-
4 tember 30, 2020, and shall be in addition to funds other-
5 wise made available: *Provided further*, That such amount
6 is designated by the Congress as being for an emergency
7 requirement pursuant to section 251(b)(2)(A)(i) of the
8 Balanced Budget and Emergency Deficit Control Act of
9 1985.

10 SEC. 102. In addition to amounts otherwise made
11 available, out of the funds made available under section
12 18 of Food and Nutrition Act of 2008, \$10,200,000 (in-
13 creased by \$15,000,000) shall be available for the Sec-
14 retary to provide a grant to the Commonwealth of the
15 Northern Mariana Islands for disaster nutrition assistance
16 in response to the Presidentially declared major disasters
17 and emergencies: *Provided*, That funds made available to
18 the Commonwealth of the Northern Mariana Islands
19 under this section shall remain available for obligation by
20 the Commonwealth until September 30, 2020: *Provided*
21 *further*, That such amount is designated by the Congress
22 as being for an emergency requirement pursuant to sec-
23 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
24 gency Deficit Control Act of 1985.

1 SEC. 103. For purposes of administering title I of
2 subdivision 1 of division B of the Bipartisan Budget Act
3 of 2018 (Public Law 115–123), losses to agricultural pro-
4 ducers resulting from hurricanes shall also include losses
5 of peach and blueberry crops in calendar year 2017 due
6 to extreme cold: *Provided*, That the amounts provided by
7 this section are designated by the Congress as being for
8 an emergency requirement pursuant to section
9 251(b)(2)(A)(i) of the Balanced Budget and Emergency
10 Deficit Control Act of 1985: *Provided further*, That
11 amounts repurposed under this heading that were pre-
12 viously designated by the Congress as an emergency re-
13 quirement pursuant to the Balanced Budget and Emer-
14 gency Deficit Control Act of 1985 are designated by the
15 Congress as an emergency requirement pursuant to sec-
16 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
17 gency Deficit Control Act of 1985.

18 SEC. 104. (a)(1) Except as provided in paragraph
19 (2), a person or legal entity is not eligible to receive a
20 payment under the Market Facilitation Program estab-
21 lished pursuant to the Commodity Credit Corporation
22 Charter Act (15 U.S.C. 714 et seq.) if the average ad-
23 justed gross income of such person or legal entity is great-
24 er than \$900,000.

1 (2) Paragraph (1) shall not apply to a person or legal
2 entity if at least 75 percent of the adjusted gross income
3 of such person or legal entity is derived from farming,
4 ranching, or forestry related activities.

5 (b) A person or legal entity may not receive a pay-
6 ment under the Market Facilitation Program described in
7 subsection (a)(1), directly or indirectly, of more than
8 \$125,000.

9 (c) In this section, the term “average adjusted gross
10 income” has the meaning given the term defined in section
11 760.1502 of title 7 Code of Federal Regulations (as in
12 effect July 18, 2018).

13 (d) The amount provided by this section is designated
14 by the Congress as being for an emergency requirement
15 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
16 et and Emergency Deficit Control Act of 1985.

17 **TITLE II**

18 **DEPARTMENT OF COMMERCE**

19 **ECONOMIC DEVELOPMENT ADMINISTRATION**

20 **ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS**

21 **(INCLUDING TRANSFERS OF FUNDS)**

22 Pursuant to section 703 of the Public Works and
23 Economic Development Act (42 U.S.C. 3233), for an addi-
24 tional amount for “Economic Development Assistance
25 Programs” for necessary expenses related to flood mitigations.

1 tion, disaster relief, long-term recovery, and restoration of
2 infrastructure in areas that received a major disaster des-
3 ignation as a result of Hurricanes Florence, Michael, and
4 Lane, Typhoons Yutu and Mangkhut, and of wildfires, vol-
5 canic eruptions, earthquakes, and other natural disasters
6 occurring in calendar year 2018 under the Robert T. Staf-
7 ford Disaster Relief and Emergency Assistance Act (42
8 U.S.C. 5121 et seq.), \$600,000,000, to remain available
9 until expended: *Provided*, That such amount is designated
10 by the Congress as being for an emergency requirement
11 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
12 et and Emergency Deficit Control Act of 1985: *Provided*
13 *further*, That within the amount appropriated, up to 2 per-
14 cent of funds may be transferred to the “Salaries and Ex-
15 penses” account for administration and oversight activi-
16 ties: *Provided further*, That within the amount appro-
17 priated, \$1,000,000 shall be transferred to the “Office of
18 Inspector General” account for carrying out investigations
19 and audits related to the funding provided under this
20 heading.

21 NATIONAL OCEANIC AND ATMOSPHERIC

22 ADMINISTRATION

23 OPERATIONS, RESEARCH, AND FACILITIES

24 For an additional amount for “Operations, Research,
25 and Facilities” for necessary expenses related to the con-

1 sequences of Hurricanes Florence and Michael, Typhoon
2 Yutu, and of wildfires, \$120,570,000, to remain available
3 until September 30, 2020, as follows:

4 (1) \$3,000,000 for repair and replacement of
5 observing assets, real property, and equipment;

6 (2) \$11,000,000 for marine debris assessment
7 and removal;

8 (3) \$31,570,000 for mapping, charting, and ge-
9 odesy services;

10 (4) \$25,000,000 to improve: (a) hurricane in-
11 tensity forecasting, including through deployment of
12 unmanned ocean observing platforms and enhanced
13 data assimilation; (b) flood prediction, forecasting,
14 and mitigation capabilities; and (c) wildfire pre-
15 diction, detection, and forecasting; and

16 (5) \$50,000,000 for Title IX Fund grants as
17 authorized under section 906(c) of division O of
18 Public Law 114–113:

19 *Provided*, That such amount is designated by the Congress
20 as being for an emergency requirement pursuant to sec-
21 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
22 gency Deficit Control Act of 1985: *Provided further*, That
23 the National Oceanic and Atmospheric Administration
24 shall submit a spending plan to the Committees on Approp-
25 priations of the House of Representatives and the Senate

1 for funding provided under subsection (4) of this heading
2 within 45 days after the date of enactment of this Act.

3 PROCUREMENT, ACQUISITION AND CONSTRUCTION

4 For an additional amount for “Procurement, Acquisi-
5 tion and Construction”, \$25,000,000, to remain available
6 until September 30, 2021, for improvements to oper-
7 ational and research weather supercomputing infrastruc-
8 ture and satellite ground services used for hurricane inten-
9 sity and track prediction; flood prediction, forecasting, and
10 mitigation; and wildfire prediction, detection, and fore-
11 casting: *Provided*, That such amount is designated by the
12 Congress as being for an emergency requirement pursuant
13 to section 251(b)(2)(A)(i) of the Balanced Budget and
14 Emergency Deficit Control Act of 1985: *Provided further*,
15 That the National Oceanic and Atmospheric Administra-
16 tion shall submit a spending plan to the Committees on
17 Appropriations of the House of Representatives and the
18 Senate within 45 days after the date of enactment of this
19 Act.

20 FISHERIES DISASTER ASSISTANCE

21 For an additional amount for “Fisheries Disaster As-
22 sistance” for necessary expenses associated with the miti-
23 gation of fishery disasters, \$150,000,000, to remain avail-
24 able until expended: *Provided*, That funds shall be used
25 for mitigating the effects of commercial fishery failures

1 and fishery resource disasters declared by the Secretary
2 of Commerce, including those declared by the Secretary
3 to be a direct result of Hurricanes Florence and Michael
4 and Typhoons Yutu and Mangkhut: *Provided further,*
5 That such amount is designated by the Congress as being
6 for an emergency requirement pursuant to section
7 251(b)(2)(A)(i) of the Balanced Budget and Emergency
8 Deficit Control Act of 1985.

9 DEPARTMENT OF JUSTICE

10 UNITED STATES MARSHALS SERVICE

11 SALARIES AND EXPENSES

12 For an additional amount for “Salaries and Ex-
13 penses” for necessary expenses related to the con-
14 sequences of Hurricanes Florence and Michael and Ty-
15 phoon Yutu, \$1,336,000: *Provided*, That such amount is
16 designated by the Congress as being for an emergency re-
17 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
18 anced Budget and Emergency Deficit Control Act of 1985.

19 FEDERAL PRISON SYSTEM

20 BUILDINGS AND FACILITIES

21 For an additional amount for “Buildings and Facili-
22 ties” for necessary expenses related to the consequences
23 of Hurricanes Florence and Michael and Typhoon Yutu,
24 \$28,400,000, to remain available until expended: *Pro-*
25 *vided*, That such amount is designated by the Congress

1 as being for an emergency requirement pursuant to sec-
2 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
3 gency Deficit Control Act of 1985.

4 RELATED AGENCIES

5 LEGAL SERVICES CORPORATION

6 PAYMENT TO THE LEGAL SERVICES CORPORATION

7 For an additional amount for “Payment to the Legal
8 Services Corporation” to carry out the purposes of the
9 Legal Services Corporation Act by providing for necessary
10 expenses related to the consequences of Hurricanes Flor-
11 ence, Michael, and Lane, Typhoons Yutu and Mangkhut,
12 and calendar year 2018 wildfires, volcanic eruptions, and
13 earthquakes, \$15,000,000: *Provided*, That such amount is
14 designated by the Congress as being for an emergency re-
15 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
16 anced Budget and Emergency Deficit Control Act of 1985:
17 *Provided further*, That none of the funds appropriated in
18 this Act to the Legal Services Corporation shall be ex-
19 pended for any purpose prohibited or limited by, or con-
20 trary to any of the provisions of, sections 501, 502, 503,
21 504, 505, and 506 of Public Law 105–119, and all funds
22 appropriated in this Act to the Legal Services Corporation
23 shall be subject to the same terms and conditions set forth
24 in such sections, except that all references in sections 502
25 and 503 to 1997 and 1998 shall be deemed to refer in-

1 steady to 2018 and 2019, respectively, and except that sec-
2 tions 501 and 503 of Public Law 104–134 (referenced by
3 Public Law 105–119) shall not apply to the amount made
4 available under this heading: *Provided further*, That, for
5 the purposes of this Act, the Legal Services Corporation
6 shall be considered an agency of the United States Gov-
7 ernment.

TITLE III

DEPARTMENT OF DEFENSE

10 OPERATION AND MAINTENANCE, MARINE CORPS

11 For an additional amount for “Operation and Main-
12 tenance, Marine Corps”, \$200,000,000, for necessary ex-
13 penses related to the consequences of Hurricanes Michael
14 and Florence: *Provided*, That such amount is designated
15 by the Congress as being for an emergency requirement
16 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
17 et and Emergency Deficit Control Act of 1985.

18 OPERATION AND MAINTENANCE, AIR FORCE

19 For an additional amount for “Operation and Main-
20 tenance, Air Force”, \$400,000,000, for necessary ex-
21 penses related to the consequences of Hurricanes Michael
22 and Florence: *Provided*, That such amount is designated
23 by the Congress as being for an emergency requirement
24 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
25 et and Emergency Deficit Control Act of 1985.

5 For an additional amount for “Investigations” for
6 necessary expenses related to the completion, or initiation
7 and completion, of flood and storm damage reduction, in-
8 cluding shore protection, studies which are currently au-
9 thorized or which are authorized after the date of enact-
10 ment of this Act, to reduce risk from future floods and
11 hurricanes, at full Federal expense, \$35,000,000, to re-
12 main available until expended, in States and insular areas
13 that were impacted by Hurricanes Florence and Michael,
14 Typhoon Mangkhut, Super Typhoon Yutu, and Tropical
15 Storm Gita: *Provided*, That such amount is designated by
16 the Congress as being for an emergency requirement pur-
17 suant to section 251(b)(2)(A)(i) of the Balanced Budget
18 and Emergency Deficit Control Act of 1985: *Provided fur-*
19 *ther*, That the Assistant Secretary of the Army for Civil
20 Works shall provide a monthly report directly to the Com-
21 mittees on Appropriations of the House and the Senate
22 detailing the allocation and obligation of these funds, in-
23 cluding new studies selected to be initiated using funds
24 provided under this heading, beginning not later than 60
25 days after the enactment of this Act.

1 CONSTRUCTION

2 For an additional amount for “Construction” for nec-
3 essary expenses, \$715,000,000 (increased by
4 \$25,000,000), to remain available until expended, to con-
5 struct flood and storm damage reduction, including shore
6 protection, projects which are currently authorized or
7 which are authorized after the date of enactment of this
8 Act, and flood and storm damage reduction, including
9 shore protection, projects which have signed Chief’s Re-
10 ports as of the date of enactment of this Act or which
11 are studied using funds provided under the heading “In-
12 vestigations” if the Secretary determines such projects to
13 be technically feasible, economically justified, and environ-
14 mentally acceptable, in States and insular areas that were
15 impacted by Hurricanes Florence and Michael, Typhoon
16 Mangkhut, Super Typhoon Yutu, and Tropical Storm
17 Gita: *Provided*, That projects receiving funds provided in
18 Public Law 115–123 shall not be eligible for funding pro-
19 vided under this heading: *Provided further*, That for
20 projects receiving funding under this heading, the provi-
21 sions of Section 902 of the Water Resources Act of 1986
22 shall not apply to these funds: *Provided further*, That the
23 completion of ongoing construction projects receiving
24 funds provided under this heading shall be at full Federal
25 expense with respect to such funds: *Provided further*, That

1 using funds provided under this heading, the non-Federal
2 cash contribution for projects not eligible as ongoing con-
3 struction projects shall be financed in accordance with the
4 provisions of section 103(k) of Public Law 99–662 over
5 a period of 30 years from the date of completion of the
6 project or separable element: *Provided further*, That of
7 this amount \$25,000,000 shall be used for Corps of Engi-
8 neers ecosystem restoration projects: *Provided further*,
9 That up to \$25,000,000 of the funds made available under
10 this heading shall be used for continuing authorities
11 projects to reduce the risk of flooding and storm damage:
12 *Provided further*, That any projects using funds appro-
13 priated under this heading shall be initiated only after
14 non-Federal interests have entered into binding agree-
15 ments with the Secretary requiring, where applicable, the
16 non-Federal interests to pay 100 percent of the operation,
17 maintenance, repair, replacement, and rehabilitation costs
18 of the project and to hold and save the United States free
19 from damages due to the construction or operation and
20 maintenance of the project, except for damages due to the
21 fault or negligence of the United States or its contractors:
22 *Provided further*, That such amount is designated by the
23 Congress as being for an emergency requirement pursuant
24 to section 251(b)(2)(A)(i) of the Balanced Budget and
25 Emergency Deficit Control Act of 1985: *Provided further*,

1 That the Assistant Secretary of the Army for Civil Works
2 shall provide a monthly report directly to the Committees
3 on Appropriations of the House of Representatives and the
4 Senate detailing the allocation and obligation of these
5 funds, beginning not later than 60 days after the date of
6 the enactment of this Act.

7 MISSISSIPPI RIVER AND TRIBUTARIES

8 For an additional amount for “Mississippi River and
9 Tributaries” for necessary expenses to address emergency
10 situations at Corps of Engineers projects and rehabilitate
11 and repair damages to Corps of Engineers projects,
12 caused by natural disasters, \$225,000,000, to remain
13 available until expended: *Provided*, That such amount is
14 designated by the Congress as being for an emergency re-
15 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
16 anced Budget and Emergency Deficit Control Act of 1985:
17 *Provided further*, That the Assistant Secretary of the
18 Army for Civil Works shall provide a monthly report di-
19 rectly to the Committees on Appropriations of the House
20 of Representatives and the Senate detailing the allocation
21 and obligation of these funds, beginning not later than 60
22 days after the enactment of this Act.

23 OPERATION AND MAINTENANCE

24 For an additional amount for “Operation and Main-
25 tenance” for necessary expenses to dredge Federal naviga-

1 tion projects in response to, and repair damages to Corps
2 of Engineers Federal projects caused by, natural disasters,
3 \$245,000,000, to remain available until expended, of
4 which such sums as are necessary to cover the Federal
5 share of eligible operation and maintenance costs for
6 coastal harbors and channels, and for inland harbors shall
7 be derived from the Harbor Maintenance Trust Fund:
8 *Provided*, That such amount is designated by the Congress
9 as being for an emergency requirement pursuant to sec-
10 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
11 gency Deficit Control Act of 1985: *Provided further*, That
12 the Assistant Secretary of the Army for Civil Works shall
13 provide a monthly report directly to the Committees on
14 Appropriations of the House of Representatives and the
15 Senate detailing the allocation and obligation of these
16 funds, beginning not later than 60 days after the enact-
17 ment of this Act.

18 DEPARTMENT OF THE INTERIOR

19 CENTRAL UTAH PROJECT

20 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

21 For an additional amount for “Central Utah Project
22 Completion Account”, \$350,000, to be deposited into the
23 Utah Reclamation Mitigation and Conservation Account
24 for use by the Utah Reclamation Mitigation and Conserva-
25 tion Commission, to remain available until expended, for

1 expenses necessary in carrying out fire remediation activi-
2 ties related to wildfires in 2018: *Provided*, That such
3 amount is designated by the Congress as being for an
4 emergency requirement pursuant to section
5 251(b)(2)(A)(i) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985.

7 BUREAU OF RECLAMATION

8 WATER AND RELATED RESOURCES

9 For an additional amount for “Water and Related
10 Resources”, \$15,500,000, to remain available until ex-
11 pended, for fire remediation and suppression emergency
12 assistance related to wildfires in 2017 and 2018: *Provided*,
13 That such amount is designated by the Congress as being
14 for an emergency requirement pursuant to section
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 DEPARTMENT OF ENERGY

18 ENERGY PROGRAMS

19 ELECTRICITY DELIVERY

20 For an additional amount for “Electricity Delivery”,
21 \$15,500,000, to remain available until expended, for nec-
22 essary expenses related to the consequences of Hurricanes
23 Harvey, Irma, and Maria, and Super Typhoon Yutu, in-
24 cluding technical assistance related to electric grids: *Pro-*
25 *vided*, That such amount is designated by the Congress

1 as being for an emergency requirement pursuant to sec-
2 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
3 gency Deficit Control Act of 1985: *Provided further*, That
4 the Assistant Secretary of Electricity Delivery shall pro-
5 vide a monthly report to the Committees on Appropriations
6 of the House of Representatives and the Senate de-
7 tailing the allocation and obligation of these funds, begin-
8 ning not later than 60 days after the enactment of this
9 Act.

16 For an additional amount for “Operations and Sup-
17 port” for necessary expenses related to the consequences
18 of Hurricanes Michael, Florence, and Lane, Tropical
19 Storm Gordon, and Typhoon Mangkhut, \$46,977,000, to
20 remain available until September 30, 2020: *Provided*,
21 That such amount is designated by the Congress as being
22 for an emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

2 For an additional amount for “Procurement, Con-
3 struction, and Improvements” for necessary expenses re-
4 lated to the consequences of Hurricanes Michael, Flor-
5 ence, and Lane, Tropical Storm Gordon, and Typhoon
6 Mangkhut, \$476,755,000, to remain available until Sep-
7 tember 30, 2023: *Provided*, That such amount is des-
8 ignated by the Congress as being for an emergency re-
9 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
10 anced Budget and Emergency Deficit Control Act of 1985.

11 ENVIRONMENTAL COMPLIANCE AND RESTORATION

12 For an additional amount for “Environmental Com-
13 pliance and Restoration” for necessary expenses related
14 to the consequences of Hurricanes Michael and Florence,
15 \$2,000,000, to remain available until September 30, 2023:
16 *Provided*, That such amount is designated by the Congress
17 as being for an emergency requirement pursuant to sec-
18 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
19 gency Deficit Control Act of 1985.

20 GENERAL PROVISIONS—THIS TITLE

21 SEC. 501. (a) IN GENERAL.—The Federal share of
22 assistance provided for DR-4336-PR, DR-4339-PR,
23 DR-4340-USVI and DR-4335-USVI under sections
24 403, 406 and 407 of the Robert T. Stafford Disaster Re-
25 lief and Emergency Assistance Act (42 U.S.C. 5170b and

1 5173) shall be 100 percent of the eligible costs under such
2 sections.

3 (b) APPLICABILITY.—The Federal share provided by
4 subsection (a) shall apply to disaster assistance applied
5 for before, on, or after the date of enactment of this Act.

6 SEC. 502. The Administrator of the Federal Emer-
7 gency Management Agency may provide assistance, pursu-
8 ant to section 428 of the Robert T. Stafford Disaster Re-
9 lief and Emergency Assistance Act (42 U.S.C. 5121 et
10 seq.), for critical services as defined in section 406 of the
11 Robert T. Stafford Disaster Relief and Emergency Assist-
12 ance Act for the duration of the recovery for incidents
13 DR-4404, DR-4396, and DR-4398 to—

14 (1) replace or restore the function of a facility
15 or system to industry standards without regard to
16 the pre-disaster condition of the facility or system;
17 and

18 (2) replace or restore components of the facility
19 or system not damaged by the disaster where nec-
20 essary to fully effectuate the replacement or restora-
21 tion of disaster-damaged components to restore the
22 function of the facility or system to industry stand-
23 ards.

5 For an additional amount for “Construction” for nec-
6 essary expenses related to the consequences of Hurricanes
7 Florence, Lane, and Michael, and flooding associated with
8 major declared disaster DR-4365, and calendar year 2018
9 earthquakes, \$82,400,000, to remain available until ex-
10 pended: *Provided*, That of this amount \$50,000,000 shall
11 be used to restore and rebuild national wildlife refuges and
12 increase the resiliency and capacity of coastal habitat and
13 infrastructure to withstand storms and reduce the amount
14 of damage caused by such storms: *Provided further*, That
15 such amount is designated by the Congress as being for
16 an emergency requirement pursuant to section
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency
18 Deficit Control Act of 1985.

1 necessary to complete compliance activities required by
2 section 306108 of title 54, United States Code (formerly
3 section 106 of the National Historic Preservation Act) and
4 costs needed to administer the program: *Provided*, That
5 grants shall only be available for areas that have received
6 a major disaster declaration pursuant to the Robert T.
7 Stafford Disaster Relief and Emergency Assistance Act
8 (42 U.S.C. 5121 et seq.): *Provided further*, That individual
9 grants shall not be subject to a non-Federal matching re-
10 quirement: *Provided further*, That such amount is des-
11 ignated by the Congress as being for an emergency re-
12 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
13 anced Budget and Emergency Deficit Control Act of 1985.

14 CONSTRUCTION

15 For an additional amount for “Construction” for nec-
16 essary expenses related to the consequences of Hurricanes
17 Florence and Michael, Typhoons Yutu and Mangkhut, and
18 calendar year 2018 wildfires, earthquakes, and volcanic
19 eruptions, \$78,000,000, to remain available until ex-
20 pended: *Provided*, That such amount is designated by the
21 Congress as being for an emergency requirement pursuant
22 to section 251(b)(2)(A)(i) of the Balanced Budget and
23 Emergency Deficit Control Act of 1985.

1 UNITED STATES GEOLOGICAL SURVEY

2 SURVEYS, INVESTIGATIONS, AND RESEARCH

3 For an additional amount for “Surveys, Investiga-
4 tions, and Research” for necessary expenses related to the
5 consequences of Hurricanes Florence and Michael, and
6 calendar year 2018 wildfires, earthquake damage associ-
7 ated with emergency declaration EM–3410, and in those
8 areas impacted by a major disaster declared pursuant to
9 the Robert T. Stafford Disaster Relief and Emergency As-
10 sistance Act (42 U.S.C. 5121 et seq.) with respect to cal-
11 endar year 2018 wildfires or volcanic eruptions,
12 \$98,500,000, to remain available until expended: *Pro-*
13 *vided*, That of this amount, \$72,310,000 is for costs re-
14 lated to the repair and replacement of equipment and fa-
15 cilities damaged by disasters in 2018: *Provided further*,
16 That, not later than 90 days after enactment of this Act,
17 the Survey shall submit a report to the Committees on
18 Appropriations that describes the potential options to re-
19 place the facility damaged by the 2018 volcano disaster
20 along with cost estimates and a description of how the
21 Survey will provide direct access for monitoring volcanic
22 activity and the potential threat to at-risk communities:
23 *Provided further*, That such amount is designated by the
24 Congress as being for an emergency requirement pursuant

1 to section 251(b)(2)(A)(i) of the Balanced Budget and
2 Emergency Deficit Control Act of 1985.

3 DEPARTMENTAL OFFICES

4 INSULAR AFFAIRS

5 ASSISTANCE TO TERRITORIES

6 For an additional amount for “Technical Assistance”
7 for financial management expenses related to the con-
8 sequences of Typhoon Yutu, \$2,000,000, to remain avail-
9 able until expended: *Provided*, That such amount is des-
10 ignated by the Congress as being for an emergency re-
11 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
12 anced Budget and Emergency Deficit Control Act of 1985.

13 OFFICE OF INSPECTOR GENERAL

14 SALARIES AND EXPENSES

15 For an additional amount for “Salaries and Ex-
16 penses” for necessary expenses related to the con-
17 sequences of major disasters declared pursuant to the
18 Robert T. Stafford Disaster Relief and Emergency Assist-
19 ance Act (42 U.S.C. 5121 et seq.) in 2018, \$1,000,000,
20 to remain available until expended: *Provided*, That such
21 amount is designated by the Congress as being for an
22 emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 ENVIRONMENTAL PROTECTION AGENCY

2 SCIENCE AND TECHNOLOGY

3 For an additional amount for “Science and Tech-
4 nology” for necessary expenses related to improving pre-
5 paredness of the water sector, \$600,000, to remain avail-
6 able until expended: *Provided*, That such amount is des-
7 ignated by the Congress as being for an emergency re-
8 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
9 anced Budget and Emergency Deficit Control Act of 1985.

10 LEAKING UNDERGROUND STORAGE TANK TRUST FUND

11 PROGRAM

12 For an additional amount for “Leaking Underground
13 Storage Tank Fund” for necessary expenses related to the
14 consequences of Hurricanes Florence and Michael, cal-
15 endar year 2018 earthquakes, and Typhoon Yutu,
16 \$1,500,000, to remain available until expended: *Provided*,
17 That such amount is designated by the Congress as being
18 for an emergency requirement pursuant to section
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985.

21 STATE AND TRIBAL ASSISTANCE GRANTS

22 For additional amounts for “State and Tribal Assist-
23 ance Grants” for necessary expenses related to the con-
24 sequences of Hurricanes Florence and Michael and cal-
25 endar year 2018 earthquakes for the hazardous waste fi-

1 nancial assistance grants program, \$1,500,000, to remain
2 available until expended; for necessary expenses related to
3 the consequences of Typhoon Yutu for the hazardous
4 waste financial assistance grants program and for other
5 solid waste management activities, \$56,000,000, to remain
6 available until expended, provided that none of these funds
7 shall be subject to section 3011(b) of the Solid Waste Dis-
8 posal Act; and for grants under section 106 of the Federal
9 Water Pollution Control Act, \$5,000,000, to remain avail-
10 able until expended, to address impacts of Hurricane Flor-
11 ence, Hurricane Michael, Typhoon Yutu, and calendar
12 year 2018 wildfires, notwithstanding subsections (b), (e),
13 and (f), of such section: *Provided*, That such amounts are
14 designated by the Congress as being for an emergency re-
15 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
16 anced Budget and Emergency Deficit Control Act of 1985.

17 For an additional amount for “State and Tribal As-
18 sistance Grants”, \$349,400,000 to remain available until
19 expended, of which \$53,300,000 shall be for capitalization
20 grants for the Clean Water State Revolving Funds under
21 title VI of the Federal Water Pollution Control Act, and
22 of which \$296,100,000 shall be for capitalization grants
23 under section 1452 of the Safe Drinking Water Act: *Pro-*
24 *vided*, That notwithstanding section 604(a) of the Federal
25 Water Pollution Control Act and section 1452(a)(1)(D) of

1 the Safe Drinking Water Act, funds appropriated herein
2 shall be provided to States in EPA Regions 4, 9, and 10
3 in amounts determined by the Administrator for waste-
4 water treatment works and drinking water facilities im-
5 pacted by Hurricanes Florence and Michael, Typhoon
6 Yutu, and calendar year 2018 wildfires and earthquakes;
7 *Provided further*, That notwithstanding the requirements
8 of section 603(i) of the Federal Water Pollution Control
9 Act and section 1452(d) of the Safe Drinking Water Act,
10 for the funds appropriated herein, each State shall use not
11 less than 20 percent but not more than 30 percent amount
12 of its capitalization grants to provide additional subsidiza-
13 tion to eligible recipients in the form of forgiveness of prin-
14 cipal, negative interest loans or grants or any combination
15 of these: *Provided further*, That the Administrator shall
16 retain \$10,400,000 of the funds appropriated herein for
17 grants for drinking water facilities and waste water treat-
18 ment plants impacted by Typhoon Yutu: *Provided further*,
19 That the funds appropriated herein shall be used for eligi-
20 ble projects whose purpose is to reduce flood or fire dam-
21 age risk and vulnerability or to enhance resiliency to rapid
22 hydrologic change or natural disaster at treatment works
23 as defined by section 212 of the Federal Water Pollution
24 Control Act or any eligible facilities under section 1452
25 of the Safe Drinking Water Act, and for other eligible

1 tasks at such treatment works or facilities necessary to
2 further such purposes: *Provided further*, That the Admin-
3 istrator of the Environmental Protection Agency may re-
4 tain up to \$1,000,000 of the funds appropriated herein
5 for management and oversight: *Provided further*, That
6 such amount is designated by the Congress as being for
7 an emergency requirement pursuant to section
8 251(b)(2)(A)(i) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 In addition, for an additional amount for “State and
11 Tribal Assistance Grants”, \$500,000,000, to remain avail-
12 able until expended, of which \$261,000,000 shall be for
13 capitalization grants for the Clean Water State Revolving
14 Funds under title VI of the Federal Water Pollution Con-
15 trol Act, and of which \$239,000,000 shall be for capital-
16 ization grants under section 1452 of the Safe Drinking
17 Water Act: *Provided*, That notwithstanding section 604(a)
18 of the Federal Water Pollution Control Act and section
19 1452(a)(1)(D) of the Safe Drinking Water Act, funds ap-
20 propriated herein shall be provided to States or Territories
21 in EPA Regions 2, 4 and 6 in amounts determined by
22 the Administrator for wastewater and drinking water
23 treatment works and facilities impacted by Hurricanes
24 Harvey, Irma, and Maria: *Provided further*, That, for Re-
25 gion 2, such funds allocated from funds appropriated here-

1 in shall not be subject to the matching or cost share re-
2 quirements of sections 602(b)(2), 602(b)(3) of the Federal
3 Water Pollution Control Act nor the matching require-
4 ments of section 1452(e) of the Safe Drinking Water Act:
5 *Provided further*, That, for Region 2, notwithstanding the
6 requirements of section 603(i) of the Federal Water Pollu-
7 tion Control Act and section 1452(d) of the Safe Drinking
8 Water Act, each State and Territory shall use the full
9 amount of its capitalization grants allocated from funds
10 appropriated herein to provide additional subsidization to
11 eligible recipients in the form of forgiveness of principal,
12 negative interest loans or grants or any combination of
13 these: *Provided further*, That, for Regions 4 and 6, not-
14 withstanding the requirements of section 603(i) of the
15 Federal Water Pollution Control Act and section 1452(d)
16 of the Safe Drinking Water Act, for the funds allocated,
17 each State shall use not less than 20 percent but not more
18 than 30 percent amount of its capitalization grants allo-
19 cated from funds appropriated herein to provide additional
20 subsidization to eligible recipients in the form of forgive-
21 ness of principal, negative interest loans or grants or any
22 combination of these: *Provided further*, That the Adminis-
23 trator shall retain \$74,600,000 of the funds appropriated
24 herein for grants to any state or territory that has not
25 established a water pollution control revolving fund pursu-

1 ant to title VI of the Federal Water Pollution Control Act
2 or section 1452 of the Safe Drinking Water Act for drink-
3 ing water facilities and waste water treatment plants im-
4 pacted by Hurricanes Irma and Maria: *Provided further,*
5 That the funds appropriated herein shall only be used for
6 eligible projects whose purpose is to reduce flood damage
7 risk and vulnerability or to enhance resiliency to rapid hy-
8 drologic change or a natural disaster at treatment works
9 as defined by section 212 of the Federal Water Pollution
10 Control Act or any eligible facilities under section 1452
11 of the Safe Drinking Water Act, and for other eligible
12 tasks at such treatment works or facilities necessary to
13 further such purposes: *Provided further,* That, for Region
14 2, notwithstanding section 603(d)(2) of the Federal Water
15 Pollution Control Act and section 1452(f)(2) of the Safe
16 Drinking Water Act, funds allocated from funds appro-
17 priated herein may be used to make loans or to buy, refi-
18 nance or restructure the debt obligations of eligible recipi-
19 ents only where such debt was incurred on or after Sep-
20 tember 20, 2017: *Provided further,* That the Adminis-
21 trator of the Environmental Protection Agency may retain
22 up to \$1,000,000 of the funds appropriated herein for
23 management and oversight: *Provided further,* That such
24 amount is designated by the Congress as being for an
25 emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985.

3 RELATED AGENCIES

4 DEPARTMENT OF AGRICULTURE

5 FOREST SERVICE

6 FOREST AND RANGELAND RESEARCH

7 For an additional amount for “Forest and Rangeland
8 Research” for necessary expenses related to the con-
9 sequences of Hurricanes Florence and Michael, and the
10 calendar year 2018 wildfires, \$1,000,000, to remain avail-
11 able until expended for the forest inventory and analysis
12 program: *Provided*, That such amount is designated by the
13 Congress as being for an emergency requirement pursuant
14 to section 251(b)(2)(A)(i) of the Balanced Budget and
15 Emergency Deficit Control Act of 1985.

16 STATE AND PRIVATE FORESTRY

17 For an additional amount for “State and Private
18 Forestry” for necessary expenses related to the con-
19 sequences of Hurricanes Florence and Michael, and the
20 calendar year 2018 wildfires, \$2,000,000 (increased by
21 \$10,000,000), to remain available until expended: *Pro-*
22 *vided*, That such amount is designated by the Congress
23 as being for an emergency requirement pursuant to sec-
24 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
25 gency Deficit Control Act of 1985.

1 NATIONAL FOREST SYSTEM

2 For an additional amount for “National Forest Sys-
3 tem” for necessary expenses related to the consequences
4 of Hurricanes Florence and Michael, and the calendar
5 year 2018 wildfires, \$84,960,000, to remain available
6 until expended: *Provided*, That of this amount
7 \$21,000,000 shall be used for hazardous fuels manage-
8 ment activities: *Provided further*, That such amount is des-
9 ignated by the Congress as being for an emergency re-
10 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
11 anced Budget and Emergency Deficit Control Act of 1985.

12 CAPITAL IMPROVEMENT AND MAINTENANCE

13 For an additional amount for “Capital Improvement
14 and Maintenance” for necessary expenses related to the
15 consequences of Hurricanes Florence and Michael, and the
16 calendar year 2018 wildfires, \$36,040,000, to remain
17 available until expended: *Provided*, That such amount is
18 designated by the Congress as being for an emergency re-
19 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
20 anced Budget and Emergency Deficit Control Act of 1985.

21 WILDLAND FIRE MANAGEMENT

22 (INCLUDING TRANSFER OF FUNDS)

23 For an additional amount for “Wildland Fire Man-
24 agement”, \$720,271,000, to remain available through
25 September 30, 2022, for urgent wildland fire suppression

1 operations: *Provided*, That such funds shall be solely avail-
2 able to be transferred to and merged with other appropria-
3 tions accounts from which funds were previously trans-
4 ferred for wildland fire suppression in fiscal year 2018 to
5 fully repay those amounts: *Provided further*, That such
6 amount is designated by the Congress as an emergency
7 requirement pursuant to section 251(b)(2)(A)(i) of the
8 Balanced Budget and Emergency Deficit Control Act of
9 1985.

10 DEPARTMENT OF HEALTH AND HUMAN
11 SERVICES

12 NATIONAL INSTITUTES OF HEALTH

13 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
14 SCIENCES

15 For an additional amount for “National Institute of
16 Environmental Health Sciences” for necessary expenses in
17 carrying out activities set forth in section 311(a) of the
18 Comprehensive Environmental Response, Compensation,
19 and Liability Act of 1980 (42 U.S.C. 9660(a)) and section
20 126(g) of the Superfund Amendments and Reauthoriza-
21 tion Act of 1986 related to the consequences of major dis-
22 asters declared pursuant to the Robert T. Stafford Dis-
23 aster Relief and Emergency Assistance Act (42 U.S.C.
24 5121 et seq.) in 2018, \$1,000,000, to remain available
25 until expended: *Provided*, That such amount is designated

1 by the Congress as being for an emergency requirement
2 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
3 et and Emergency Deficit Control Act of 1985.

4 GENERAL PROVISION—THIS TITLE

5 SEC. 601. Not later than 45 days after the date of
6 enactment of this Act, the agencies receiving funds appro-
7 priated by this title shall provide a detailed operating plan
8 of anticipated uses of funds made available in this title
9 by State and Territory, and by program, project, and ac-
10 tivity, to the Committees on Appropriations: *Provided*,
11 That no such funds shall be obligated before the operating
12 plans are provided to the Committees: *Provided further*,
13 That such plans shall be updated, including obligations to
14 date, and submitted to the Committees on Appropriations
15 every 60 days until all such funds are expended.

16 TITLE VII

17 DEPARTMENT OF LABOR

18 EMPLOYMENT AND TRAINING ADMINISTRATION

19 TRAINING AND EMPLOYMENT SERVICES

20 (INCLUDING TRANSFER OF FUNDS)

21 For an additional amount for “Training and Employ-
22 ment Services”, \$50,000,000, for the dislocated workers
23 assistance national reserve for necessary expenses directly
24 related to the consequences of Hurricanes Florence and
25 Michael, Typhoon Mangkhut, Super Typhoon Yutu, or the

1 California wildfires occurring in calendar year 2018, to re-
2 main available through September 30, 2020: *Provided*,
3 That the Secretary of Labor may transfer up to
4 \$1,000,000 of such funds to any other Department of
5 Labor account for reconstruction and recovery needs, in-
6 cluding worker protection activities: *Provided further*, That
7 these sums may be used to replace grant funds previously
8 obligated to the impacted areas: *Provided further*, That of
9 the amount provided, up to \$500,000, to remain available
10 until expended, shall be transferred to “Office of Inspector
11 General” for oversight of activities responding to such con-
12 sequences: *Provided further*, That such amount is des-
13 ignated by the Congress as being for an emergency re-
14 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
15 anced Budget and Emergency Deficit Control Act of 1985.

16 DEPARTMENT OF HEALTH AND HUMAN

17 SERVICES

18 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES

19 ADMINISTRATION

20 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

21 For an additional amount for “Health Surveillance
22 and Program Support”, \$30,000,000, to remain available
23 until September 30, 2019, for grants, contracts and coop-
24 erative agreements for behavioral health treatment, crisis
25 counseling, and other related helplines, and for other simi-

1 lar programs to provide support to individuals impacted
2 by Hurricanes Florence and Michael, Typhoon Mangkhut,
3 Super Typhoon Yutu, and the California wildfires occur-
4 ring in 2018 in those areas for which a major disaster
5 or emergency has been declared under section 401 or 501
6 of the Robert T. Stafford Disaster Relief and Emergency
7 Assistance Act (42 U.S.C. 5170 and 5191): *Provided*,
8 That obligations incurred for the purposes provided herein
9 prior to the date of enactment of this Act may be charged
10 to funds appropriated under this heading: *Provided fur-*
11 *ther*, That such amount is designated by the Congress as
12 being for an emergency requirement pursuant to section
13 251(b)(2)(A)(i) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 ADMINISTRATION FOR CHILDREN AND FAMILIES

16 SOCIAL SERVICES BLOCK GRANT

17 For an additional amount for “Social Services Block
18 Grant”, \$250,000,000, which shall remain available
19 through September 30, 2020, for necessary expenses di-
20 rectly related to the consequences of Hurricanes Florence
21 and Michael, Typhoon Mangkhut, Super Typhoon Yutu,
22 and the California wildfires in 2018 in those areas for
23 which a major disaster or emergency has been declared
24 under section 401 or 501 of the Robert T. Stafford Dis-
25 aster Relief and Emergency Assistance Act (42 U.S.C.

1 5170 and 5191): *Provided*, That notwithstanding section
2 2002 of the Social Security Act, the distribution of such
3 amount shall be limited to States directly affected by these
4 events: *Provided further*, That the time limits in section
5 2002(c) of the Social Security Act shall not apply to funds
6 appropriated in this paragraph that are used for renova-
7 tion, repair or construction: *Provided further*, That funds
8 appropriated in this paragraph are in addition to the enti-
9 tlement grants authorized by section 2002(a)(1) of the So-
10 cial Security Act and shall not be available for such enti-
11 tlement grants: *Provided further*, That in addition to other
12 uses permitted by title XX of the Social Security Act,
13 funds appropriated in this paragraph may be used for
14 health services (including mental health services), and for
15 costs of renovating, repairing, and construction of health
16 care facilities (including mental health facilities), child
17 care centers, and other social services facilities: *Provided*
18 *further*, That of the amount provided, up to \$1,000,000,
19 to remain available until expended, shall be transferred to
20 “Office of the Secretary—Office of Inspector General” for
21 oversight of activities responding to such hurricanes, ty-
22 phoons, and wildfires: *Provided further*, That funds appro-
23 priated in this paragraph shall not be available for costs
24 that are reimbursed by the Federal Emergency Manage-
25 ment Agency, under a contract for insurance, or by self-

1 insurance: *Provided further*, That obligations incurred for
2 the purposes provided herein prior to the date of enact-
3 ment of this Act may be charged to funds appropriated
4 under this heading: *Provided further*, That up to
5 \$3,000,000 may be used to supplement amounts available
6 for the necessary expenses of administering subtitle A of
7 title XX of the Social Security Act: *Provided further*, That
8 such amount is designated by the Congress as being for
9 an emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985.

12 CHILDREN AND FAMILIES SERVICES PROGRAMS

13 For an additional amount for “Children and Families
14 Services Programs”, \$60,000,000, to remain available
15 until September 30, 2021, for Head Start programs, in-
16 cluding making payments under the Head Start Act, for
17 necessary expenses directly related to the consequences of
18 Hurricanes Florence and Michael, Typhoon Mangkhut,
19 Super Typhoon Yutu, and the California wildfires in 2018
20 in those areas for which a major disaster or emergency
21 has been declared under section 401 or 501 of the Robert
22 T. Stafford Disaster Relief and Emergency Assistance Act
23 (42 U.S.C. 5170 and 5191): *Provided*, That none of the
24 funds appropriated in this paragraph shall be included in
25 the calculation of the “base grant” in subsequent fiscal

1 years, as such term is defined in sections 640(a)(7)(A),
2 641A(h)(1)(B), or 645(d)(3) of the Head Start Act: *Pro-*
3 *vided further*, That funds appropriated in this paragraph
4 are not subject to the allocation requirements of section
5 640(a) of the Head Start Act: *Provided further*, That
6 funds appropriated in this paragraph shall not be available
7 for costs that are reimbursed by the Federal Emergency
8 Management Agency, under a contract for insurance, or
9 by self-insurance: *Provided further*, That up to \$2,000,000
10 shall be available for Federal administrative expenses:
11 *Provided further*, That obligations incurred for the pur-
12 poses provided herein prior to the date of enactment of
13 this Act may be charged to funds appropriated under this
14 heading: *Provided further*, That such amount is designated
15 by the Congress as being for an emergency requirement
16 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
17 et and Emergency Deficit Control Act of 1985.

18 DEPARTMENT OF EDUCATION

19 EDUCATION RECOVERY

20 (INCLUDING TRANSFER OF FUNDS)

21 For an additional amount for “Education Recovery”
22 for necessary expenses related to the consequences of Hur-
23 rricanes Florence and Michael, Typhoon Mangkhut, Super
24 Typhoon Yutu, the California wildfires in 2018, the No-
25 vember 2018 Anchorage Earthquake or the volcanic eru-

1 tion and earthquakes in Hawaii in 2018 in those areas
2 for which a major disaster or emergency has been declared
3 under section 401 or 501 of the Robert T. Stafford Dis-
4 aster Relief and Emergency Assistance Act (42 U.S.C.
5 5170 and 5191) (referred to under this heading as a “cov-
6 ered disaster or emergency”), \$165,000,000, to remain
7 available through September 30, 2019: *Provided*, That
8 such amount is designated by the Congress as being for
9 an emergency requirement pursuant to section
10 251(b)(2)(A)(i) of the Balanced Budget and Emergency
11 Deficit Control Act of 1985: *Provided further*, That such
12 assistance may be provided through any of the programs
13 authorized under this heading in division B of title VIII
14 of Public Law 115–123 (as amended by Public Law 115–
15 141), as determined by the Secretary of Education, and
16 subject to the terms and conditions that applied to those
17 programs, except that references to dates and school years
18 in Public Law 115–123 shall be deemed to be the cor-
19 responding dates and school years for the covered disaster
20 or emergency: *Provided further*, That the Secretary of
21 Education may determine the amounts to be used for each
22 such program and shall notify the Committees on Approp-
23 priations of the House of Representatives and the Senate
24 of these amounts not later than 7 days prior to obligation:
25 *Provided further*, \$2,000,000 of the funds made available

1 under this heading, to remain available until expended,
2 shall be transferred to the Office of the Inspector General
3 of the Department of Education for oversight of activities
4 supported with funds appropriated under this heading,
5 and up to \$1,000,000 of the funds made available under
6 this heading shall be for program administration.

7 GENERAL PROVISIONS—THIS TITLE

8 SEC. 701. (a) Section 1108(g)(5) of the Social Secu-
9 rity Act (42 U.S.C. 1308(g)(5)) is amended—

10 (1) in subparagraph (A), by striking “and (E)”
11 and inserting “(E), and (F)”;

12 (2) in subparagraph (C), in the matter pre-
13 ceding clause (i), by striking “and (E)” and insert-
14 ing “and (F)”;

15 (3) by redesignating subparagraph (E) as sub-
16 paragraph (F);

17 (4) by inserting after subparagraph (D), the
18 following:

19 “(E) Subject to subparagraph (F), for the
20 period beginning January 1, 2019, and ending
21 September 30, 2019, the amount of the in-
22 crease otherwise provided under subparagraph
23 (A) for the Northern Mariana Islands shall be
24 further increased by \$20,000,000 (increased by
25 \$16,000,000).”; and

1 (5) in subparagraph (F) (as redesignated by
2 paragraph (3) of this section)—

3 (A) by striking “title XIX, during” and in-
4 serting “title XIX—

5 “(i) during”;

6 (B) by striking “and (D)” and inserting “,
7 (D), and (E)”;

8 (C) by striking “and the Virgin Islands”
9 each place it appears and inserting “, the Vir-
10 gin Islands, and the Northern Mariana Is-
11 lands”;

12 (D) by striking the period at the end and
13 inserting “; and”; and

14 (E) by adding at the end the following:

15 “(ii) for the period beginning January
16 1, 2019, and ending September 30, 2019,
17 with respect to payments to Guam and
18 American Samoa from the additional funds
19 provided under subparagraph (A), the Sec-
20 retary shall increase the Federal medical
21 assistance percentage or other rate that
22 would otherwise apply to such payments to
23 100 percent.”.

24 (b) The amounts provided by the amendments made
25 by subsection (a) are designated by the Congress as being

1 for an emergency requirement pursuant to section
2 251(b)(2)(A)(i) of the Balanced Budget and Emergency
3 Deficit Control Act of 1985.

4 SEC. 702. Not later than 30 days after the date of
5 enactment of this Act, the Secretaries of Labor, Health
6 and Human Services, and Education shall provide a de-
7 tailed spend plan of anticipated uses of funds made avail-
8 able in this title, including estimated personnel and admin-
9 istrative costs, to the Committees on Appropriations: *Pro-*
10 *vided*, That such plans shall be updated and submitted
11 to the Committees on Appropriations every 60 days until
12 all funds are expended or expire.

13 SEC. 703. The second proviso under the heading
14 “Hurricane Education Recovery” under the heading “De-
15 partment of Education” under title VIII of subdivision 1
16 of division B of the Bipartisan Budget Act of 2018 (Public
17 Law 115–123; 132 Stat. 95) is amended—

18 (1) in paragraph (2)—
19 (A) in subparagraph (I), by striking “and”
20 after the semicolon; and
21 (B) by adding at the end the following:
22 “(K) assistance provided to an eligible en-
23 tity under this heading, including assistance
24 provided to an eligible entity before the date of
25 enactment of the Supplemental Appropriations

1 Act, 2019, may be used by the eligible entity
2 for a purpose described in section 406 of the
3 Robert T. Stafford Disaster and Relief Emer-
4 gency Act (42 U.S.C. 5172), notwithstanding
5 section 102(e)(3) of title IV of division B of
6 Public Law 109–148 (119 Stat. 2794), if the
7 eligible entity will receive funds for that pur-
8 pose under such section 406; and

9 “(L) any duplicative Federal assistance
10 provided under this heading to an eligible entity
11 may be retained by the entity and used for
12 other activities to restart school operations in
13 accordance with this paragraph;”;

14 (2) in paragraph (9), by striking “and” after
15 the semicolon;

16 (3) by redesignating paragraph (10) as para-
17 graph (11); and

18 (4) by inserting after paragraph (9) the fol-
19 lowing:

20 “(10) amounts available under paragraph (4)
21 that exceed the amount required to meet the need
22 for such funds as determined by the Secretary as of
23 December 31, 2018, shall be available to carry out
24 paragraph (3); and”:

1 *Provided*, That amounts repurposed pursuant to this sec-
2 tion that were previously designated by the Congress as
3 an emergency requirement pursuant to the Balanced
4 Budget and Emergency Deficit Control Act are designated
5 by the Congress as being for an emergency requirement
6 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
7 et and Emergency Deficit Control Act of 1985.

TITLE VIII

LEGISLATIVE BRANCH

GOVERNMENT ACCOUNTABILITY OFFICE

SALARIES AND EXPENSES

12 For an additional amount for “Salaries and Ex-
13 penses”, \$10,000,000, to remain available until expended,
14 for audits and investigations related to Hurricanes Flor-
15 ence, Lane, and Michael, Typhoons Yutu and Mangkhut,
16 the calendar year 2018 wildfires, earthquakes, and volcano
17 eruptions, and other disasters declared pursuant to the
18 Robert T. Stafford Disaster Relief and Emergency Assist-
19 ance Act (42 U.S.C. 5121 et seq.): *Provided*, That, not
20 later than 90 days after the date of enactment of this Act,
21 the Government Accountability Office shall submit to the
22 Committees on Appropriations of the House of Represent-
23 atives and the Senate a spend plan specifying funding esti-
24 mates for audits and investigations of any such declared
25 disasters occurring in 2018 and identifying funding esti-

1 mates or carryover balances, if any, that may be available
2 for audits and investigations of any other such declared
3 disasters: *Provided further*, That such amount is des-
4 ignated by the Congress as being for an emergency re-
5 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
6 anced Budget and Emergency Deficit Control Act of 1985.

TITLE IX

DEPARTMENT OF DEFENSE

9 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

10 For an additional amount for “Military Construction,
11 Navy and Marine Corps”, \$115,000,000, to remain avail-
12 able until September 30, 2023, for planning and design
13 related to the consequences of Hurricanes Florence and
14 Michael on Navy and Marine Corps installations: *Pro-*
15 *vided*, That none of the funds shall be available for obliga-
16 tion until the Committees on Appropriations of the House
17 of Representatives and the Senate receive a master plan
18 for the installations and a form 1391 for each specific
19 project: *Provided further*, That, not later than 60 days
20 after enactment of this Act, the Secretary of the Navy,
21 or his designee, shall submit to the Committees on Approp-
22 priations of the House of Representatives and the Senate
23 a detailed expenditure plan for funds provided under this
24 heading: *Provided further*, That such amount is designated
25 by the Congress as being for an emergency requirement

1 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
2 et and Emergency Deficit Control Act of 1985.

3 MILITARY CONSTRUCTION, AIR FORCE

4 For an additional amount for “Military Construction,
5 Air Force”, \$700,000,000, to remain available until Sep-
6 tember 30, 2023, for planning and design, and construc-
7 tion expenses related to the consequences of Hurricane
8 Michael: *Provided*, That none of the funds shall be avail-
9 able for obligation until the Committees on Appropriations
10 of the House of Representatives and the Senate receive
11 a basing plan and future mission requirements for instal-
12 lations significantly damaged by Hurricane Michael: *Pro-*
13 *vided further*, That, not later than 60 days after enact-
14 ment of this Act, the Secretary of the Air Force, or his
15 designee, shall submit to the Committees on Appropria-
16 tions of the House of Representatives and the Senate a
17 detailed expenditure plan for funds provided under this
18 heading: *Provided further*, That such amount is designated
19 by the Congress as being for an emergency requirement
20 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
21 et and Emergency Deficit Control Act of 1985.

22 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

23 For an additional amount for “Military Construction,
24 Army National Guard”, \$42,400,000, to remain available
25 until September 30, 2023, for necessary expenses related

1 to the consequences of Hurricanes Florence and Michael:
2 *Provided*, That none of the funds shall be available for
3 obligation until the Committees on Appropriations of the
4 House of Representatives and the Senate receive form
5 1391 for each specific request: *Provided further*, That, not
6 later than 60 days after enactment of this Act, the Direc-
7 tor of the Army National Guard, or his designee, shall
8 submit to the Committees on Appropriations of the House
9 of Representatives and the Senate a detailed expenditure
10 plan for funds provided under this heading: *Provided fur-*
11 *ther*, That such funds may be obligated or expended for
12 planning and design and military construction projects not
13 otherwise authorized by law: *Provided further*, That such
14 amount is designated by the Congress as being for an
15 emergency requirement pursuant to section
16 251(b)(2)(A)(i) of the Balanced Budget and Emergency
17 Deficit Control Act of 1985.

18 DEPARTMENT OF VETERANS AFFAIRS

19 VETERANS HEALTH ADMINISTRATION

20 MEDICAL FACILITIES

21 (INCLUDING TRANSFER OF FUNDS)

22 For an additional amount for “Medical Facilities”,
23 \$3,000,000, to remain available until September 30, 2023,
24 for necessary expenses related to the consequences of Hur-
25 ricanes Florence and Michael and Typhoons Mangkhut

1 and Yutu: *Provided*, That the Secretary of Veterans Af-
2 fairs, upon determination that such action is necessary to
3 address needs as a result of the consequences of Hurri-
4 canes Florence and Michael and Typhoons Mangkhut and
5 Yutu, may transfer such funds to any discretionary ac-
6 count of the Department of Veterans Affairs: *Provided*
7 *further*, That before a transfer may take place, the Sec-
8 retary of Veterans Affairs shall submit notice thereof to
9 the Committee on Appropriations of the House of Rep-
10 resentatives and the Senate: *Provided further*, That none
11 of these funds shall be available for obligation until the
12 Secretary of Veterans Affairs submits to the Committees
13 on Appropriations of the House of Representatives and the
14 Senate a detailed expenditure plan for funds provided
15 under this heading: *Provided further*, That such amount
16 is designated by the Congress as being for an emergency
17 requirement pursuant to section 251(b)(2)(A)(i) of the
18 Balanced Budget and Emergency Deficit Control Act of
19 1985.

20 TITLE X

21 DEPARTMENT OF TRANSPORTATION

22 FEDERAL TRANSIT ADMINISTRATION

23 PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM

24 For an additional amount for the "Public Transpor-
25 tation Emergency Relief Program" as authorized under

1 section 5324 of title 49, United States Code, \$10,542,000
2 to remain available until expended, for transit systems af-
3 fected by major declared disasters occurring in calendar
4 year 2018: *Provided*, That not more than three-quarters
5 of 1 percent of the funds for public transportation emer-
6 gency relief shall be available for administrative expenses
7 and ongoing program management oversight as authorized
8 under sections 5334 and 5338(f)(2) of such title and shall
9 be in addition to any other appropriations for such pur-
10 pose: *Provided further*, That such amount is designated
11 by the Congress as being for an emergency requirement
12 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
13 et and Emergency Deficit Control Act of 1985.

14 FEDERAL AVIATION ADMINISTRATION

15 OPERATIONS

16 (AIRPORT AND AIRWAY TRUST FUND)

17 Of the amounts made available for “Federal Aviation
18 Administration—Operations” in division B of the Bipar-
19 tisan Budget Act of 2018 (Public Law 115–123), up to
20 \$18,000,000 shall also be available for necessary expenses
21 related to the consequences of major declared disasters oc-
22 curring in calendar year 2018: *Provided*, That amounts
23 repurposed under this heading that were previously des-
24 ignated by the Congress as an emergency requirement
25 pursuant to the Balanced Budget and Emergency Deficit

1 Control Act of 1985 are designated by the Congress as
2 an emergency requirement pursuant to section
3 251(b)(2)(A)(i) of the Balanced Budget and Emergency
4 Deficit Control Act of 1985.

5 FEDERAL HIGHWAY ADMINISTRATION

6 EMERGENCY RELIEF PROGRAM

7 For an additional amount for the Emergency Relief
8 Program as authorized under section 125 of title 23,
9 United States Code, \$1,650,000,000, to remain available
10 until expended: *Provided*, That such amount is designated
11 by the Congress as being for an emergency requirement
12 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
13 et and Emergency Deficit Control Act of 1985.

14 DEPARTMENT OF HOUSING AND URBAN
15 DEVELOPMENT

16 COMMUNITY PLANNING AND DEVELOPMENT

17 COMMUNITY DEVELOPMENT FUND

18 (INCLUDING TRANSFERS OF FUNDS)

19 For an additional amount for “Community Develop-
20 ment Fund”, \$1,160,000,000 (increased by \$50,000,000),
21 to remain available until expended, for necessary expenses
22 for activities authorized under title I of the Housing and
23 Community Development Act of 1974 (42 U.S.C. 5301 et
24 seq.) related to disaster relief, long-term recovery, restora-
25 tion of infrastructure and housing, economic revitalization,

1 and mitigation in the most impacted and distressed areas
2 resulting from a major disaster that occurred in 2018 (ex-
3 cept as otherwise provided under this heading) pursuant
4 to the Robert T. Stafford Disaster Relief and Emergency
5 Assistance Act (42 U.S.C. 5121 et seq.): *Provided*, That
6 funds shall be awarded directly to the State, unit of gen-
7 eral local government, or Indian tribe (as such term is de-
8 fined in section 102 of the Housing and Community De-
9 velopment Act of 1974) at the discretion of the Secretary:
10 *Provided further*, That of the amounts made available
11 under this heading \$100,000,000 (increased by
12 \$50,000,000) shall be allocated to meet unmet infrastruc-
13 ture needs for grantees that received allocations for disas-
14 ters that occurred in 2017 (excluding disasters specified
15 in section 501(a) of title V of this Act) under this heading
16 of division B of Public Law 115–56 and title XI of Public
17 Law 115–123: *Provided further*, That of the amounts pro-
18 vided in the previous proviso, the Secretary's unmet infra-
19 structure needs determinations shall not take into account
20 mitigation-specific allocations: *Provided further*, That any
21 funds made available under this heading and under the
22 same heading in Public Law 115–254 that remain avail-
23 able, after the funds under such headings have been allo-
24 cated for necessary expenses for activities authorized
25 under such headings, shall be allocated to grantees, for

1 mitigation activities in the most impacted and distressed
2 areas resulting from a major disaster that occurred in
3 2018: *Provided further*, That such allocations shall be
4 made in the same proportion that the amount of funds
5 each grantee received under this Act and the same heading
6 in division I of Public Law 115–254 bears to the amount
7 of all funds provided to all grantees that received alloca-
8 tions for disasters that occurred in 2018: *Provided further*,
9 That of the amounts made available under the text pre-
10 ceding the first proviso under this heading and under the
11 same heading in Public Law 115–254, the Secretary shall
12 allocate to all such grantees an aggregate amount not less
13 than 33 percent of the sum of such amounts of funds with-
14 in 120 days after the enactment of this Act based on the
15 best available data, and shall allocate no less than 100
16 percent of such funds by no later than 180 days after the
17 enactment of this Act: *Provided further*, That the Sec-
18 retary shall not prohibit the use of funds made available
19 under this heading and the same heading in Public Law
20 115–254 for non-Federal share as authorized by section
21 105(a)(9) of the Housing and Community Development
22 Act of 1974 (42 U.S.C. 5305(a)(9)): *Provided further*,
23 That of the amounts made available under this heading,
24 grantees may establish grant programs to assist small
25 businesses for working capital purposes to aid in recovery:

1 *Provided further*, That as a condition of making any grant,
2 the Secretary shall certify in advance that such grantee
3 has in place proficient financial controls and procurement
4 processes and has established adequate procedures to pre-
5 vent any duplication of benefits as defined by section 312
6 of the Robert T. Stafford Disaster Relief and Emergency
7 Assistance Act (42 U.S.C. 5155), to ensure timely expend-
8 iture of funds, to maintain comprehensive websites regard-
9 ing all disaster recovery activities assisted with these
10 funds, and to detect and prevent waste, fraud, and abuse
11 of funds: *Provided further*, That with respect to any such
12 duplication of benefits, the Secretary shall act in accord-
13 ance with section 1210 of Public Law 115–254 (132 Stat.
14 3442) and section 312 of the Robert T. Stafford Disaster
15 Relief and Emergency Assistance Act (42 U.S.C. 5155):
16 *Provided further*, That the Secretary shall require grantees
17 to maintain on a public website information containing
18 common reporting criteria established by the Department
19 that permits individuals and entities awaiting assistance
20 and the general public to see how all grant funds are used,
21 including copies of all relevant procurement documents,
22 grantee administrative contracts and details of ongoing
23 procurement processes, as determined by the Secretary:
24 *Provided further*, That prior to the obligation of funds a
25 grantee shall submit a plan to the Secretary for approval

1 detailing the proposed use of all funds, including criteria
2 for eligibility and how the use of these funds will address
3 long-term recovery and restoration of infrastructure and
4 housing, economic revitalization, and mitigation in the
5 most impacted and distressed areas: *Provided further,*
6 That such funds may not be used for activities reimbursed
7 by, or for which funds have been made available by, the
8 Federal Emergency Management Agency or the Army
9 Corps of Engineers, in excess of the authorized amount
10 of the project or its components: *Provided further,* That
11 funds allocated under this heading shall not be considered
12 relevant to the non-disaster formula allocations made pur-
13 suant to section 106 of the Housing and Community De-
14 velopment Act of 1974 (42 U.S.C. 5306): *Provided fur-*
15 *ther,* That a State, unit of general local government, or
16 Indian tribe may use up to 5 percent of its allocation for
17 administrative costs: *Provided further,* That the first pro-
18 viso under this heading in the Supplemental Appropriations
19 for Disaster Relief Requirements Act, 2018 (division
20 I of Public Law 115–254) is amended by striking “State
21 or unit of general local government” and inserting “State,
22 unit of general local government, or Indian tribe (as such
23 term is defined in section 102 of the Housing and Commu-
24 nity Development Act of 1974 (42 U.S.C. 5302))”: *Pro-*
25 *vided further,* That the sixth proviso under this heading

1 in the Supplemental Appropriations for Disaster Relief
2 Requirements Act, 2018 (division I of Public Law 115–
3 254) is amended by striking “State or subdivision thereof”
4 and inserting “State, unit of general local government, or
5 Indian tribe (as such term is defined in section 102 of
6 the Housing and Community Development Act of 1974
7 (42 U.S.C. 5302))”: *Provided further*, That in admin-
8 istering the funds under this heading, the Secretary of
9 Housing and Urban Development may waive, or specify
10 alternative requirements for, any provision of any statute
11 or regulation that the Secretary administers in connection
12 with the obligation by the Secretary or the use by the re-
13 cipient of these funds (except for requirements related to
14 fair housing, nondiscrimination, labor standards, and the
15 environment), if the Secretary finds that good cause exists
16 for the waiver or alternative requirement and such waiver
17 or alternative requirement would not be inconsistent with
18 the overall purpose of title I of the Housing and Commu-
19 nity Development Act of 1974: *Provided further*, That,
20 notwithstanding the preceding proviso, recipients of funds
21 provided under this heading that use such funds to supple-
22 ment Federal assistance provided under section 402, 403,
23 404, 406, 407, 408 (c)(4), or 502 of the Robert T. Staf-
24 ford Disaster Relief and Emergency Assistance Act (42
25 U.S.C. 5121 et seq.) may adopt, without review or public

1 comment, any environmental review, approval, or permit
2 performed by a Federal agency, and such adoption shall
3 satisfy the responsibilities of the recipient with respect to
4 such environmental review, approval or permit: *Provided*
5 *further*, That, notwithstanding section 104(g)(2) of the
6 Housing and Community Development Act of 1974 (42
7 U.S.C. 5304(g)(2)), the Secretary may, upon receipt of
8 a request for release of funds and certification, imme-
9 diately approve the release of funds for an activity or
10 project assisted under this heading if the recipient has
11 adopted an environmental review, approval or permit
12 under the preceding proviso or the activity or project is
13 categorically excluded from review under the National En-
14 vironmental Policy Act of 1969 (42 U.S.C. 4321 et seq.):
15 *Provided further*, That the Secretary shall publish via no-
16 tice in the Federal Register any waiver, or alternative re-
17 quirement, to any statute or regulation that the Secretary
18 administers pursuant to title I of the Housing and Com-
19 munity Development Act of 1974 no later than 5 days be-
20 fore the effective date of such waiver or alternative re-
21 quirement: *Provided further*, That of the amounts made
22 available under this heading, up to \$5,000,000 shall be
23 made available for capacity building and technical assist-
24 ance, including assistance on contracting and procurement
25 processes, to support States, units of general local govern-

1 ment, or Indian tribes (and their subrecipients) that re-
2 ceive allocations pursuant to this heading, received dis-
3 aster recovery allocations under the same heading in Pub-
4 lic Law 115–254, or may receive similar allocations for
5 disaster recovery in future appropriations Acts: *Provided*
6 *further*, That of the amounts made available under this
7 heading and under the same heading in Public Law 115–
8 254, up to \$2,500,000 shall be transferred, in aggregate,
9 to “Department of Housing and Urban Development—
10 Program Office Salaries and Expenses—Community Plan-
11 ning and Development” for necessary costs, including in-
12 formation technology costs, of administering and over-
13 seeing the obligation and expenditure of amounts under
14 this heading: *Provided further*, That the amount specified
15 in the preceding proviso shall be combined with funds ap-
16 propriated under the same heading and for the same pur-
17 pose in Public Law 115–254 and the aggregate of such
18 amounts shall be available for any of the same such pur-
19 poses specified under this heading or the same heading
20 in Public Law 115–254 without limitation: *Provided fur-*
21 *ther*, That such amount is designated by the Congress as
22 being for an emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 GENERAL PROVISION—THIS TITLE

2 SEC. 1001. (a) Amounts previously made available
3 for activities authorized under title I of the Housing and
4 Community Development Act of 1974 (42 U.S.C. 5301 et
5 seq.) related to disaster relief, long-term recovery, restora-
6 tion of infrastructure and housing, economic revitalization,
7 and mitigation in the most impacted and distressed areas
8 resulting from a major disaster, including funds provided
9 under section 145 of division C of Public Law 114–223,
10 section 192 of division C of Public Law 114–223 (as
11 added by section 101(3) of division A of Public Law 114–
12 254), section 421 of division K of Public Law 115–31,
13 and any mitigation funding provided under the heading
14 “Department of Housing and Urban Development—Com-
15 munity Planning and Development—Community Develop-
16 ment Fund” of Public Law 115–123, that were allocated
17 in response to Hurricane Matthew, may be used inter-
18 changeably and without limitation for the same activities
19 in the most impacted and distressed areas related to Hur-
20 ricane Florence. In addition, any funds provided under the
21 heading “Department of Housing and Urban Develop-
22 ment—Community Planning and Development—Commu-
23 nity Development Fund” in this Act or in division I of
24 Public Law 115–254 that are allocated in response to
25 Hurricane Florence may be used interchangeably and

1 without limitation for the same activities in the most im-
2 pacted and distressed areas related to Hurricane Matthew.
3 Until HUD publishes the Federal Register Notice imple-
4 menting this provision, grantees may submit for HUD ap-
5 proval revised plans for the use of funds related to Hurri-
6 cane Matthew that expand the eligible beneficiaries of ex-
7 isting programs contained in such previously approved
8 plans to include those impacted by Hurricane Florence.
9 Approval of any such revised plans shall include the execu-
10 tion of revised grant terms and conditions as necessary.
11 Once the implementing Notice is published, any additional
12 action plan revisions shall follow the requirements con-
13 tained therein.

14 (b) Amounts made available for administrative costs
15 for activities authorized under title I of the Housing and
16 Community Development Act of 1974 (42 U.S.C. 5301 et
17 seq.) related to disaster relief, long-term recovery, restora-
18 tion of infrastructure and housing, economic revitalization,
19 and mitigation in the most impacted and distressed areas
20 under this Act or any future Act, and amounts previously
21 provided under section 420 of division L of Public Law
22 114–113, section 145 of division C of Public Law 114–
23 223, section 192 of division C of Public Law 114–223 (as
24 added by section 101(3) of division A of Public Law 114–
25 254), section 421 of division K of Public Law 115–31,

1 and under the heading “Department of Housing and
2 Urban Development—Community Planning and Develop-
3 ment—Community Development Fund” of division B of
4 Public Law 115–56, Public Law 115–123, and Public
5 Law 115–254, shall be available for eligible administrative
6 costs of the grantee related to any disaster relief funding
7 identified in this subsection without regard to the par-
8 ticular disaster appropriation from which such funds origi-
9 nated.

10 (c) The additional uses pursuant to this section for
11 amounts that were previously designated by the Congress,
12 respectively, as an emergency requirement or as being for
13 disaster relief pursuant to the Balanced Budget and
14 Emergency Deficit Control Act are designated by the Con-
15 gress as being for an emergency requirement pursuant to
16 section 251(b)(2)(A)(i) of the Balanced Budget and
17 Emergency Deficit Control Act of 1985 or as being for
18 disaster relief pursuant to section 251(b)(2)(D) of the
19 Balanced Budget and Emergency Deficit Control Act of
20 1985.

TITLE XI

GENERAL PROVISION—THIS ACT

23 SEC. 1101. Each amount designated in this Act by
24 the Congress as being for an emergency requirement pur-
25 suant to section 251(b)(2)(A)(i) of the Balanced Budget

1 and Emergency Deficit Control Act of 1985 shall be avail-
2 able (or rescinded or transferred, if applicable) only if the
3 President subsequently so designates all such amounts
4 and transmits such designations to the Congress.

5 SEC. 1102. None of the funds made available by this
6 Act for the Department of Homeland Security may be
7 used for the construction or expansion of immigration de-
8 tention facilities.

9 SEC. 1103. None of the funds appropriated or other-
10 wise made available by this Act for the Army Corps of
11 Engineers or Department of Homeland Security may be
12 obligated or expended to plan, develop, or construct a new
13 physical barrier along the Southwest border.

14 **TITLE XII—FURTHER CONTINUING
15 APPROPRIATIONS**

16 SEC. 1201. The Continuing Appropriations Act, 2019
17 (division C of Public Law 115–245) is further amended
18 by striking the date specified in section 105(3) and insert-
19 ing “February 8, 2019”.

1 This Act may be cited as the “Supplemental Appro-
2 priations Act, 2019”.

Passed the House of Representatives January 16,
2019.

Attest:

Clerk.

116TH CONGRESS
1ST SESSION

H. R. 268

AN ACT

Making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes.