

116<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 8337

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## AN ACT

Making continuing appropriations for fiscal year 2021, 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 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Continuing Appropria-  
3 tions Act, 2021 and Other Extensions Act”.

4 **SEC. 2. TABLE OF CONTENTS.**

5       The table of contents of this Act is as follows:

- Sec. 1. Short Title.
- Sec. 2. Table of Contents.
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DIVISION A—CONTINUING APPROPRIATIONS ACT, 2021

DIVISION B—SURFACE TRANSPORTATION PROGRAM EXTENSION

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Title IV—Extensions of Other Authorities and Other Matters

6 **SEC. 3. REFERENCES.**

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

1           **DIVISION A—CONTINUING**  
2           **APPROPRIATIONS ACT, 2021**

3           The following sums are hereby appropriated, out of  
4 any money in the Treasury not otherwise appropriated,  
5 and out of applicable corporate or other revenues, receipts,  
6 and funds, for the several departments, agencies, corpora-  
7 tions, and other organizational units of Government for  
8 fiscal year 2021, and for other purposes, namely:

9           SEC. 101. Such amounts as may be necessary, at a  
10 rate for operations as provided in the applicable appro-  
11 priations Acts for fiscal year 2020 and under the authority  
12 and conditions provided in such Acts, for continuing  
13 projects or activities (including the costs of direct loans  
14 and loan guarantees) that are not otherwise specifically  
15 provided for in this Act, that were conducted in fiscal year  
16 2020, and for which appropriations, funds, or other au-  
17 thority were made available in the following appropriations  
18 Acts:

19           (1) The Agriculture, Rural Development, Food  
20 and Drug Administration, and Related Agencies Ap-  
21 propriations Act, 2020 (division B of Public Law  
22 116–94), except sections 791 and 792.

23           (2) The Commerce, Justice, Science, and Re-  
24 lated Agencies Appropriations Act, 2020 (division B  
25 of Public Law 116–93), except the last proviso

1 under the heading “Department of Commerce—Bu-  
2 reau of the Census—Periodic Censuses and Pro-  
3 grams”.

4 (3) The Department of Defense Appropriations  
5 Act, 2020 (division A of Public Law 116–93), except  
6 title X.

7 (4) The Energy and Water Development and  
8 Related Agencies Appropriations Act, 2020 (division  
9 C of Public Law 116–94).

10 (5) The Financial Services and General Govern-  
11 ment Appropriations Act, 2020 (division C of Public  
12 Law 116–93).

13 (6) The Department of Homeland Security Ap-  
14 propriations Act, 2020 (division D of Public Law  
15 116–93) (except for amounts in title II of division  
16 D of Public Law 116–93 that were designated by  
17 the Congress as being for an emergency requirement  
18 pursuant to section 251(b)(2)(A)(i) of the Balanced  
19 Budget and Emergency Deficit Control Act of  
20 1985), and title I of division I of Public Law 116–  
21 94.

22 (7) The Department of the Interior, Environ-  
23 ment, and Related Agencies Appropriations Act,  
24 2020 (division D of Public Law 116–94).

1           (8) The Departments of Labor, Health and  
2           Human Services, and Education, and Related Agen-  
3           cies Appropriations Act, 2020 (division A of Public  
4           Law 116–94).

5           (9) The Legislative Branch Appropriations Act,  
6           2020 (division E of Public Law 116–94), and sec-  
7           tion 7 of Public Law 116–94.

8           (10) The Military Construction, Veterans Af-  
9           fairs, and Related Agencies Appropriations Act,  
10          2020 (division F of Public Law 116–94), except title  
11          V.

12          (11) The Department of State, Foreign Oper-  
13          ations, and Related Programs Appropriations Act,  
14          2020 (division G of Public Law 116–94).

15          (12) The Transportation, Housing and Urban  
16          Development, and Related Agencies Appropriations  
17          Act, 2020 (division H of Public Law 116–94).

18          SEC. 102. (a) No appropriation or funds made avail-  
19          able or authority granted pursuant to section 101 for the  
20          Department of Defense shall be used for:

21                 (1) the new production of items not funded for  
22                 production in fiscal year 2020 or prior years;

23                 (2) the increase in production rates above those  
24                 sustained with fiscal year 2020 funds; or

1           (3) The initiation, resumption, or continuation  
2 of any project, activity, operation, or organization  
3 (defined as any project, subproject, activity, budget  
4 activity, program element, and subprogram within a  
5 program element, and for any investment items de-  
6 fined as a P–1 line item in a budget activity within  
7 an appropriation account and an R–1 line item that  
8 includes a program element and subprogram element  
9 within an appropriation account) for which appro-  
10 priations, funds, or other authority were not avail-  
11 able during fiscal year 2020.

12           (b) No appropriation or funds made available or au-  
13 thority granted pursuant to section 101 for the Depart-  
14 ment of Defense shall be used to initiate multi-year pro-  
15 curements utilizing advance procurement funding for eco-  
16 nomic order quantity procurement unless specifically ap-  
17 propriated later.

18           SEC. 103. Appropriations made by section 101 shall  
19 be available to the extent and in the manner that would  
20 be provided by the pertinent appropriations Act.

21           SEC. 104. Except as otherwise provided in section  
22 102, no appropriation or funds made available or author-  
23 ity granted pursuant to section 101 shall be used to ini-  
24 tiate or resume any project or activity for which appro-

1 priations, funds, or other authority were not available dur-  
2 ing fiscal year 2020.

3 SEC. 105. Appropriations made and authority grant-  
4 ed pursuant to this Act shall cover all obligations or ex-  
5 penditures incurred for any project or activity during the  
6 period for which funds or authority for such project or  
7 activity are available under this Act.

8 SEC. 106. Unless otherwise provided for in this Act  
9 or in the applicable appropriations Act for fiscal year  
10 2021, appropriations and funds made available and au-  
11 thority granted pursuant to this Act shall be available  
12 until whichever of the following first occurs:

13 (1) The enactment into law of an appropriation  
14 for any project or activity provided for in this Act.

15 (2) The enactment into law of the applicable  
16 appropriations Act for fiscal year 2021 without any  
17 provision for such project or activity.

18 (3) December 11, 2020.

19 SEC. 107. Expenditures made pursuant to this Act  
20 shall be charged to the applicable appropriation, fund, or  
21 authorization whenever a bill in which such applicable ap-  
22 propriation, fund, or authorization is contained is enacted  
23 into law.

24 SEC. 108. Appropriations made and funds made  
25 available by or authority granted pursuant to this Act may

1 be used without regard to the time limitations for submis-  
2 sion and approval of apportionments set forth in section  
3 1513 of title 31, United States Code, but nothing in this  
4 Act may be construed to waive any other provision of law  
5 governing the apportionment of funds.

6       SEC. 109. Notwithstanding any other provision of  
7 this Act, except section 106, for those programs that  
8 would otherwise have high initial rates of operation or  
9 complete distribution of appropriations at the beginning  
10 of fiscal year 2021 because of distributions of funding to  
11 States, foreign countries, grantees, or others, such high  
12 initial rates of operation or complete distribution shall not  
13 be made, and no grants shall be awarded for such pro-  
14 grams funded by this Act that would impinge on final  
15 funding prerogatives.

16       SEC. 110. This Act shall be implemented so that only  
17 the most limited funding action of that permitted in the  
18 Act shall be taken in order to provide for continuation of  
19 projects and activities.

20       SEC. 111. (a) For entitlements and other mandatory  
21 payments whose budget authority was provided in appro-  
22 priations Acts for fiscal year 2020, and for activities under  
23 the Food and Nutrition Act of 2008, activities shall be  
24 continued at the rate to maintain program levels under  
25 current law, under the authority and conditions provided

1 in the applicable appropriations Act for fiscal year 2020,  
2 to be continued through the date specified in section  
3 106(3).

4 (b) Notwithstanding section 106, obligations for man-  
5 datory payments due on or about the first day of any  
6 month that begins after October 2020 but not later than  
7 30 days after the date specified in section 106(3) may con-  
8 tinue to be made, and funds shall be available for such  
9 payments.

10 SEC. 112. Amounts made available under section 101  
11 for civilian personnel compensation and benefits in each  
12 department and agency may be apportioned up to the rate  
13 for operations necessary to avoid furloughs within such de-  
14 partment or agency, consistent with the applicable appro-  
15 priations Act for fiscal year 2020, except that such author-  
16 ity provided under this section shall not be used until after  
17 the department or agency has taken all necessary actions  
18 to reduce or defer non-personnel-related administrative ex-  
19 penses.

20 SEC. 113. Funds appropriated by this Act may be  
21 obligated and expended notwithstanding section 10 of  
22 Public Law 91-672 (22 U.S.C. 2412), section 15 of the  
23 State Department Basic Authorities Act of 1956 (22  
24 U.S.C. 2680), section 313 of the Foreign Relations Au-  
25 thorization Act, Fiscal Years 1994 and 1995 (22 U.S.C.

1 6212), and section 504(a)(1) of the National Security Act  
2 of 1947 (50 U.S.C. 3094(a)(1)).

3       SEC. 114. (a) Each amount incorporated by reference  
4 in this Act that was previously designated by the Congress  
5 for Overseas Contingency Operations/Global War on Ter-  
6 rorism or as an emergency requirement pursuant to sec-  
7 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
8 Deficit Control Act of 1985 or as being for disaster relief  
9 pursuant to section 251(b)(2)(D) of such Act is des-  
10 igned by the Congress for Overseas Contingency Oper-  
11 ations/Global War on Terrorism or as an emergency re-  
12 quirement pursuant to section 251(b)(2)(A) of such Act  
13 or as being for disaster relief pursuant to section  
14 251(b)(2)(D) of such Act, respectively.

15       (b) Section 6 of Public Law 116–94 shall apply to  
16 amounts designated in subsection (a) and sections 126  
17 and 163 of this Act for Overseas Contingency Operations/  
18 Global War on Terrorism or as an emergency requirement.

19       (c) This section shall become effective immediately  
20 upon enactment of this Act, and shall remain in effect  
21 through the date in section 106(3).

22       SEC. 115. (a) Rescissions or cancellations of discre-  
23 tionary budget authority that continue pursuant to section  
24 101 in Treasury Appropriations Fund Symbols (TAFS)—

1           (1) to which other appropriations are not pro-  
2           vided by this Act, but for which there is a current  
3           applicable TAFS that does receive an appropriation  
4           in this Act; or

5           (2) which are no-year TAFS and receive other  
6           appropriations in this Act,

7           may be continued instead by reducing the rate for oper-  
8           ations otherwise provided by section 101 for such current  
9           applicable TAFS, as long as doing so does not impinge  
10          on the final funding prerogatives of the Congress.

11          (b) Rescissions or cancellations described in sub-  
12          section (a) shall continue in an amount equal to the lesser  
13          of—

14                (1) the amount specified for rescission or can-  
15                cellation in the applicable appropriations Act ref-  
16                erenced in section 101 of this Act; or

17                (2) the amount of balances available, as of Oc-  
18                tober 1, 2020, from the funds specified for rescission  
19                or cancellation in the applicable appropriations Act  
20                referenced in section 101 of this Act.

21          (c) No later than November 20, 2020, the Director  
22          of the Office of Management and Budget shall provide to  
23          the Committees on Appropriations of the House of Rep-  
24          resentatives and the Senate a comprehensive list of the  
25          rescissions or cancellations that will continue pursuant to

1 section 101: *Provided*, That the information in such com-  
2 prehensive list shall be periodically updated to reflect any  
3 subsequent changes in the amount of balances available,  
4 as of October 1, 2020, from the funds specified for rescis-  
5 sion or cancellation in the applicable appropriations Act  
6 referenced in section 101, and such updates shall be trans-  
7 mitted to the Committees on Appropriations of the House  
8 of Representatives and the Senate upon request.

9       SEC. 116. Notwithstanding section 101, amounts are  
10 available in the “Rural Utilities Service—Rural Water and  
11 Waste Disposal Program Account” of the Department of  
12 Agriculture for gross obligations for the principal amount  
13 of direct and guaranteed loans as authorized by section  
14 306 and described in section 381E(d)(2) of the Consoli-  
15 dated Farm and Rural Development Act, as follows:  
16 \$1,400,000,000 for direct loans; and \$50,000,000 for  
17 guaranteed loans.

18       SEC. 117. Amounts made available by section 101 for  
19 “Department of Agriculture—Food and Nutrition Serv-  
20 ice—Child Nutrition Programs” to carry out section  
21 749(g) of the Agriculture, Rural Development, Food and  
22 Drug Administration, and Related Agencies Appropria-  
23 tions Act, 2010 (Public Law 111–80) may be apportioned  
24 up to the rate for operations necessary to ensure that the  
25 program can be fully operational by May 2021.

1        SEC. 118. Amounts made available by section 101 for  
2 “Department of Agriculture—Domestic Food Programs—  
3 Food and Nutrition Service—Commodity Assistance Pro-  
4 gram” may be apportioned up to the rate for operations  
5 necessary to maintain current program caseload in the  
6 Commodity Supplemental Food Program.

7        SEC. 119. Amounts made available by section 101 for  
8 “Farm Service Agency—Agricultural Credit Insurance  
9 Fund Program Account” may be apportioned up to the  
10 rate for operations necessary to accommodate approved  
11 applications for direct and guaranteed farm ownership  
12 loans, as authorized by 7 U.S.C. 1922 et seq.

13        SEC. 120. Section 260 of the Agricultural Marketing  
14 Act of 1946 (7 U.S.C. 1636i) and section 942 of the Live-  
15 stock Mandatory Reporting Act of 1999 (7 U.S.C. 1635  
16 note; Public Law 106–78) shall be applied by substituting  
17 the date specified in section 106(3) of this Act for “Sep-  
18 tember 30, 2020”.

19        SEC. 121. (a) Sections 7(j)(5), 7A(l)(4), and 21(e)  
20 of the United States Grain Standards Act (7 U.S.C.  
21 79(j)(5), 79a(l)(4), 87j(e)) shall be applied by substituting  
22 the date specified in section 106(3) of this Act for “Sep-  
23 tember 30, 2020” each place it appears.

1 (b) Sections 7D and 19 of the United States Grain  
2 Standards Act (7 U.S.C. 79d, 87h) shall be applied by  
3 substituting “2021” for “2020”.

4 SEC. 122. Section 7605(b) of the Agriculture Im-  
5 provement Act of 2018 (7 U.S.C. 5940 note; Public Law  
6 115–334) is amended by striking “the date that is 1 year  
7 after the date on which the Secretary establishes a plan  
8 under section 297C of the Agricultural Marketing Act of  
9 1946” and inserting “September 30, 2021”.

10 SEC. 123. Notwithstanding section 101, the second  
11 paragraph under the heading “Department of Health and  
12 Human Services—Food and Drug Administration—Sala-  
13 ries and Expenses” in title VI of division B of Public Law  
14 116–94 shall be applied by striking “, contingent upon the  
15 enactment of the Over-the-Counter Monograph User Fee  
16 Act of 2019,”.

17 SEC. 124. Notwithstanding section 101, amounts are  
18 provided for “Department of Commerce—Bureau of the  
19 Census—Periodic Censuses and Programs” at a rate for  
20 operations of \$1,514,709,000: *Provided*, That amounts  
21 made available under such heading by this Act may be  
22 apportioned up to the rate for operations necessary to con-  
23 duct the 2020 Decennial Census Program.

24 SEC. 125. (a)(1) Notwithstanding any other provision  
25 of this Act, the Secretary of the Navy may enter into a

1 contract, beginning with fiscal year 2021, for the procure-  
2 ment of up to two Columbia class submarines.

3 (2) With respect to a contract entered into  
4 under subsection (a), the Secretary of the Navy may  
5 use incremental funding to make payments under  
6 the contract.

7 (3) Any contract entered into under subsection  
8 (a) shall provide that—

9 (A) any obligation of the United States to  
10 make a payment under the contract is subject  
11 to the availability of appropriations for that  
12 purpose; and

13 (B) total liability of the Federal Govern-  
14 ment for termination of any contract entered  
15 into shall be limited to the total amount of  
16 funding obligated to the contract at time of ter-  
17 mination.

18 (b) Notwithstanding sections 102 and 104, amounts  
19 made available by section 101 to the Department of De-  
20 fense for “Shipbuilding and Conversion, Navy” may be ap-  
21 portioned up to the rate for operations necessary for  
22 “Ohio Replacement Submarine (Full Funding)” in an  
23 amount not to exceed \$1,620,270,000.

24 SEC. 126. (a) The remaining unobligated balances of  
25 funds as of September 30, 2020, from amounts made

1 available to “Department of Defense—Other Department  
2 of Defense Programs—Office of the Inspector General”  
3 in title III of division B of the CARES Act (Public Law  
4 116–136), are hereby rescinded, and, in addition to  
5 amounts otherwise provided by section 101, an amount of  
6 additional new budget authority equivalent to the amount  
7 rescinded pursuant to this subsection is hereby appro-  
8 priated on September 30, 2020, for an additional amount  
9 for fiscal year 2020, to remain available until September  
10 30, 2021, and shall be available for the same purposes,  
11 in addition to other funds as may be available for such  
12 purposes, and under the same authorities for which the  
13 funds were originally provided in Public Law 116–136:  
14 *Provided*, That the amounts rescinded pursuant to this  
15 subsection that were previously designated by the Con-  
16 gress as an emergency requirement pursuant to section  
17 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
18 Deficit Control Act of 1985 are designated by the Con-  
19 gress as an emergency requirement pursuant to section  
20 251(b)(2)(A)(i) of that Act: *Provided further*, 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 (b)(1) This section shall become effective immediately  
2 upon enactment of this Act.

3 (2) If this Act is enacted after September 30,  
4 2020, or if the designation in section 114(b) occurs  
5 after September 30, 2020, this section shall be ap-  
6 plied as if it were in effect on September 30, 2020.

7 SEC. 127. (a) No funds shall be transferred directly  
8 from “Department of Energy—Power Marketing Admin-  
9 istration—Colorado River Basins Power Marketing Fund,  
10 Western Area Power Administration” to the general fund  
11 of the Treasury in fiscal year 2020.

12 (b)(1) This section shall become effective immediately  
13 upon enactment of this Act.

14 (2) If this Act is enacted after September 30,  
15 2020, this section shall be applied as if it were in  
16 effect on September 30, 2020.

17 SEC. 128. (a) Section 104(c) of the Reclamation  
18 States Emergency Drought Relief Act of 1991 (43 U.S.C.  
19 2214(c)) shall be applied by substituting the date specified  
20 in section 106(3) of this Act for “September 30, 2020”.

21 (b) Section 301 of the Reclamation States Emergency  
22 Drought Relief Act of 1991 (43 U.S.C. 2241) shall be ap-  
23 plied by substituting “2006 through 2021” for “2006  
24 through 2020”.

1        SEC. 129. Section 3007(a)(5)(A)(i)(II)(bb) of the  
2 Scholarships for Opportunity and Results Act (sec. 38–  
3 1853.07(a)(5)(A)(i)(II)(bb), D.C. Official Code) is amend-  
4 ed by striking “5 years” and inserting “6 years”.

5        SEC. 130. Notwithstanding any other provision of  
6 this Act, except section 106, the District of Columbia may  
7 expend local funds made available under the heading “Dis-  
8 trict of Columbia—District of Columbia Funds” for such  
9 programs and activities under the District of Columbia  
10 Appropriations Act, 2020 (title IV of division C of Public  
11 Law 116–93) at the rate set forth in the Fiscal Year 2021  
12 Local Budget Act of 2020 (D.C. Act 23–408), as modified  
13 as of the date of enactment of this Act.

14        SEC. 131. In addition to the amounts otherwise pro-  
15 vided by section 101, for “District of Columbia—Federal  
16 Payment for Emergency Planning and Security Costs in  
17 the District of Columbia”, there is appropriated  
18 \$13,000,000, for an additional amount for fiscal year  
19 2021, to remain available until expended, for costs associ-  
20 ated with the Presidential Inauguration held in January  
21 2021.

22        SEC. 132. Notwithstanding section 101, the matter  
23 preceding the first proviso under the heading “Small Busi-  
24 ness Administration—Business Loans Program Account”  
25 in title V of division C of Public Law 116–93 shall be

1 applied by substituting “\$15,000,000” for “\$99,000,000”  
2 and the third proviso shall be applied as if the language  
3 read as follows: “*Provided further*, That commitments for  
4 general business loans authorized under paragraphs (1)  
5 through (35) of section 7(a) of the Small Business Act  
6 shall not exceed \$30,000,000,000 for a combination of  
7 amortizing term loans and the aggregated maximum line  
8 of credit provided by revolving loans:” *Provided*, That  
9 amounts made available under such heading by this Act  
10 may be apportioned up to the rate for operations necessary  
11 to accommodate increased demand for commitments for  
12 general business loans authorized under paragraphs (1)  
13 through (35) of section 7(a) of the Small Business Act  
14 (15 U.S.C. 636(a)) and for commitments to guarantee  
15 loans for debentures under section 303(b) of the Small  
16 Business Investment Act of 1958 (15 U.S.C 683(b)).

17       SEC. 133. Amounts made available by section 101 for  
18 “Small Business Administration—Disaster Loans Pro-  
19 gram Account” may be apportioned up to the rate for op-  
20 erations necessary to accommodate increased demand for  
21 commitments for disaster administrative expenses.

22       SEC. 134. (a) Notwithstanding section 101, amounts  
23 are provided for “General Services Administration—Ex-  
24 penses, Presidential Transition” for necessary expenses to  
25 carry out the Presidential Transition Act of 1963 (3

1 U.S.C. 102 note), at a rate for operations of \$9,900,000,  
2 of which not to exceed \$1,000,000 is for activities author-  
3 ized by sections 3(a)(8) and 3(a)(9) of such Act: *Provided*,  
4 That such amounts may be transferred and credited to  
5 the “Acquisition Services Fund” or “Federal Buildings  
6 Fund” to reimburse obligations incurred prior to enact-  
7 ment of this Act for the purposes provided herein related  
8 to the Presidential election in 2020: *Provided further*, That  
9 amounts available under this section shall be in addition  
10 to any other amounts available for such purposes.

11 (b) Notwithstanding section 101, no funds are pro-  
12 vided by this Act for “General Services Administration—  
13 Pre-Election Presidential Transition”.

14 SEC. 135. Amounts made available by section 101 for  
15 “General Services Administration—Real Property Activi-  
16 ties—Federal Buildings Fund—Limitations on Avail-  
17 ability of Revenue” may be apportioned up to the rate for  
18 operations necessary for monthly rental of space oper-  
19 ations.

20 SEC. 136. Notwithstanding section 101, for expenses  
21 of the Office of Administration to carry out the Presi-  
22 dential Transition Act of 1963, as amended, and similar  
23 expenses, in addition to amounts otherwise appropriated  
24 by law, amounts are provided to “Presidential Transition  
25 Administrative Support” at a rate for operations of

1 \$8,000,000: *Provided*, That such funds may be trans-  
2 ferred to other accounts that provide funding for offices  
3 within the Executive Office of the President and the Office  
4 of the Vice President in this Act or any other Act, to carry  
5 out such purposes: *Provided further*, That such amounts  
6 may be apportioned up to the rate for operations necessary  
7 to carry out such responsibilities.

8       SEC. 137. In addition to amounts provided in section  
9 101, an additional amount is provided for “National Ar-  
10 chives and Records Administration—Operating Expenses”  
11 to carry out transition responsibilities of the Archivist of  
12 the United States under sections 2201 through 2207 of  
13 title 44, United States Code (commonly known as the  
14 “Presidential Records Act of 1978”) in the event of a  
15 Presidential Transition at a rate for operations of  
16 \$18,000,000: *Provided*, That such amounts may be appor-  
17 tioned up to the rate for operations necessary to carry out  
18 such responsibilities.

19       SEC. 138. Amounts made available by section 101 for  
20 “Office of Personnel Management—Salaries and Ex-  
21 penses”, including amounts to be transferred from the ap-  
22 propriate trust funds of the Office of Personnel Manage-  
23 ment without regard to other statutes, may be apportioned  
24 up to the rate for operations necessary to cover any ex-  
25 pected shortfall in administrative expenses resulting from

1 the transfer of the National Background Investigations  
2 Bureau function to the Department of Defense.

3 SEC. 139. Section 2(b)(2)(C)(i) of the Temporary  
4 Bankruptcy Judgeships Extension Act of 2012 (28 U.S.C.  
5 152 note; Public Law 112–121) is amended (with regard  
6 to the 1st vacancy in the eastern district of Tennessee)  
7 by striking “5 years” and inserting “9 years”.

8 SEC. 140. Section 3610 of division A of the CARES  
9 Act (Public Law 116–136) shall be applied by substituting  
10 the date in section 106(3) of this Act for “September 30,  
11 2020”.

12 SEC. 141. Amounts made available by section 101 to  
13 the Department of Homeland Security for “Office of the  
14 Secretary and Executive Management—Operations and  
15 Support”, “Management Directorate—Operations and  
16 Support”, and “Intelligence, Analysis, and Operations Co-  
17 ordination—Operations and Support” may be apportioned  
18 up to the rate for operations necessary to carry out activi-  
19 ties previously funded by the Working Capital Fund of  
20 the Department of Homeland Security, consistent with the  
21 fiscal year 2021 President’s Budget proposal, submitted  
22 pursuant to section 1105(a) of title 31, United States  
23 Code, and accompanying justification materials.

24 SEC. 142. Amounts made available by section 101 to  
25 the Department of Homeland Security under the heading

1 “Coast Guard—Operations and Support” may be avail-  
2 able for the pay and benefits of Coast Guard Yard and  
3 Vessel Documentation personnel, Non-Appropriated  
4 Funds personnel, and for Morale, Welfare and Recreation  
5 Programs.

6 SEC. 143. Section 9307(f)(1) of title 46, United  
7 States Code shall be applied by substituting the date speci-  
8 fied in section 106(3) of this Act for “September 30,  
9 2020”.

10 SEC. 144. Amounts made available by section 101 to  
11 the Department of Homeland Security under the heading  
12 “Cybersecurity and Infrastructure Security Agency” may  
13 be obligated in the account and budget structure set forth  
14 in H.R. 7669 and the accompanying House Report 116–  
15 458, as reported by the House Committee on Appropria-  
16 tions on July 15, 2020.

17 SEC. 145. Amounts made available by section 101 to  
18 the Department of Homeland Security under the heading  
19 “Federal Emergency Management Agency—Disaster Re-  
20 lief Fund” may be apportioned up to the rate for oper-  
21 ations necessary to carry out response and recovery activi-  
22 ties under the Robert T. Stafford Disaster Relief and  
23 Emergency Assistance Act (42 U.S.C. 5121 et seq.).

24 SEC. 146. (a) Section 1309(a) of the National Flood  
25 Insurance Act of 1968 (42 U.S.C. 4016(a)) is amended

1 by striking “September 30, 2019” and inserting “Sep-  
2 tember 30, 2021”.

3 (b) Section 1319 of the National Flood Insurance Act  
4 of 1968 (42 U.S.C. 4026) is amended by striking “Sep-  
5 tember 30, 2019” and inserting “September 30, 2021”.

6 (c)(1) This section shall become effective immediately  
7 upon enactment of this Act.

8 (2) If this Act is enacted after September 30,  
9 2020, this section shall be applied as if it were in  
10 effect on September 30, 2020.

11 SEC. 147. (a) Notwithstanding section 101, the fol-  
12 lowing shall be applied by substituting “\$0” for—

13 (1) “\$32,300,000” in the first paragraph under  
14 the heading “Bureau of Land Management—Land  
15 Acquisition”;

16 (2) “\$10,000,000”, and “\$320,000” in the first  
17 paragraph under the heading “United States Fish  
18 and Wildlife Service—Land Acquisition”;

19 (3) “\$3,628,000” in the second paragraph  
20 under the heading “United States Fish and Wildlife  
21 Service—Land Acquisition”;

22 (4) “\$30,800,000” and “\$23,702,000” for  
23 “\$54,502,000” in the first paragraph under the  
24 heading “United States Fish and Wildlife Service—

1 Cooperative Endangered Species Conservation  
2 Fund”;

3 (5) “\$208,400,000”, “\$140,000,000”, and  
4 “\$13,000,000” in the first paragraph under the  
5 heading “National Park Service—Land Acquisition  
6 and State Assistance”;

7 (6) “\$63,990,000” and “\$283,000,000” for  
8 “\$346,990,000” under the heading “Forest Serv-  
9 ice—State and Private Forestry”; and

10 (7) “\$78,898,000” in the first paragraph under  
11 the heading “Forest Service—Land Acquisition”.

12 (b) Notwithstanding section 101, the first paragraph  
13 under the heading “United States Fish and Wildlife Serv-  
14 ice—Land Acquisition” shall be applied by substituting  
15 “\$7,550,000” for “\$70,715,000”.

16 (c) Amounts made available by section 101 to the De-  
17 partment of the Interior for “Departmental Offices—Of-  
18 fice of the Secretary—Departmental Operations” may be  
19 apportioned up to the rate for operations necessary to  
20 fund the Appraisal and Valuation Services Office and such  
21 amounts shall be derived from the Land and Water Con-  
22 servation Fund.

23 SEC. 148. Amounts made available by section 101 to  
24 the Forest Service may be obligated in the account and  
25 budget structure set forth in the table provided by the Sec-

1   retary of Agriculture to the Committees on Appropriations  
2   of the Senate and the House of Representatives prior to  
3   the end of fiscal year 2020 pursuant to section 435(d)  
4   of the Department of the Interior, Environment, and Re-  
5   lated Agencies Appropriations Act, 2020 (division D of  
6   Public Law 116–94): *Provided*, That amounts made avail-  
7   able by section 101 under the heading “Forest Service—  
8   National Forest System” shall be available for the base  
9   salary and expenses of employees that carry out the func-  
10   tions funded by the “Capital Improvement and Mainte-  
11   nance” account, the “Range Betterment Fund” account,  
12   and the “Management of National Forests for Subsistence  
13   Uses” account and may be apportioned up to the rate for  
14   operations necessary to fund such base salary and ex-  
15   penses of such employees.

16       SEC. 149. Activities authorized by part A of title IV  
17   and section 1108(b) of the Social Security Act shall con-  
18   tinue through the date specified in section 106(3) of this  
19   Act, in the manner authorized for fiscal year 2020, and  
20   out of any money in the Treasury of the United States  
21   not otherwise appropriated, there are hereby appropriated  
22   such sums as may be necessary for such purpose: *Pro-*  
23   *vided*, That grants under section 418 of the Social Secu-  
24   rity Act shall be issued on the same basis as grants under  
25   section 403(a)(1) of such Act.

1           SEC. 150. (a) The remaining unobligated balances of  
2 funds as of September 30, 2020, from amounts credited  
3 and merged pursuant to the second proviso under the  
4 heading “Department of Health and Human Services—  
5 Centers for Disease Control and Prevention—Buildings  
6 and Facilities” in title II of the Departments of Labor,  
7 Health and Human Services, Education, and Related  
8 Agencies Appropriations Act, 2016 (division H of Public  
9 Law 114–113) are hereby rescinded, and, in addition to  
10 amounts otherwise provided by section 101, an amount of  
11 additional new budget authority equivalent to the amount  
12 rescinded pursuant to this subsection is hereby appro-  
13 priated on September 30, 2020, for an additional amount  
14 for fiscal year 2020, to remain available until September  
15 30, 2025, and shall be available for the same purposes,  
16 in addition to other funds as may be available for such  
17 purposes, and under the same authorities for which the  
18 funds were originally transferred and merged pursuant to  
19 Public Law 114–113.

20           (b)(1) This section shall become effective immediately  
21 upon enactment of this Act.

22           (2) If this Act is enacted after September 30,  
23 2020, this section shall be applied as if it were in  
24 effect on September 30, 2020.

1       SEC. 151. (a) Notwithstanding section 101, section  
2 529 of division A of Public Law 116–94 shall be applied  
3 by substituting “\$1,150,000,000” for “\$3,169,819,000”  
4 and by substituting “section 2104(a)(24)” for “section  
5 2104(a)(23)”.

6       (b) Notwithstanding section 101, section 530 of divi-  
7 sion A of Public Law 116–94 shall be applied by sub-  
8 stituting “\$11,005,661,000” for “\$6,093,181,000”.

9       SEC. 152. (a) Funds made available in Public Law  
10 113–235 to the accounts of the National Institutes of  
11 Health that were available for obligation through fiscal  
12 year 2015 and were obligated for multi-year research  
13 grants shall be available through fiscal year 2021 for the  
14 liquidation of valid obligations incurred in fiscal year 2015  
15 if the Director of the National Institutes of Health deter-  
16 mines the project suffered an interruption of activities at-  
17 tributable to SARS–CoV–2.

18       (b)(1) This section shall become effective immediately  
19 upon enactment of this Act.

20               (2) If this Act is enacted after September 30,  
21 2020, this section shall be applied as if it were in  
22 effect on September 30, 2020.

23       SEC. 153. (a) Funds made available in Public Law  
24 113–76 under the heading “Rehabilitation Services and  
25 Disability Research” that were available for obligation

1 through fiscal year 2015 for the Automated Personaliza-  
2 tion Computing Project pursuant to the first four provisos  
3 under that heading in that Act are to remain available  
4 through fiscal year 2021 for the liquidation of valid obliga-  
5 tions incurred in fiscal years 2014 or 2015.

6 (b)(1) This section shall become effective immediately  
7 upon enactment of this Act.

8 (2) If this Act is enacted after September 30,  
9 2020, this section shall be applied as if it were in  
10 effect on September 30, 2020.

11 SEC. 154. Section 114(f) of the Higher Education  
12 Act of 1965 (20 U.S.C. 1011c(f)) shall be applied by sub-  
13 stituting the date specified in section 106(3) of this Act  
14 for “September 30, 2020”.

15 SEC. 155. Section 458(a)(4) of the Higher Education  
16 Act of 1965 (20 U.S.C. 1087h(a)(4)) shall be applied  
17 through the date specified in section 106(3) of this Act  
18 by substituting “2021” for “2020”.

19 SEC. 156. (a) The remaining unobligated balances of  
20 funds as of September 30, 2020, from amounts made  
21 available to “Corporation for National and Community  
22 Service—Salaries and Expenses” in title IV of division A  
23 of the Further Consolidated Appropriations Act, 2020  
24 (Public Law 116–94), are hereby rescinded, and in addi-  
25 tion to amounts otherwise provided by section 101, an

1 amount of additional new budget authority equivalent to  
2 the amount rescinded pursuant to this subsection is here-  
3 by appropriated on September 30, 2020, for an additional  
4 amount for fiscal year 2020, to remain available until Sep-  
5 tember 30, 2021, and shall be available for the same pur-  
6 poses, in addition to other funds as may be available for  
7 such purposes, and under the same authorities for which  
8 the funds were originally provided in Public Law 116–94.

9 (b) The remaining unobligated balances of funds as  
10 of September 30, 2020, from amounts made available to  
11 “Corporation for National and Community Service—Op-  
12 erating Expenses” in title IV of division A of the Further  
13 Consolidated Appropriations Act, 2020 (Public Law 116–  
14 94), are hereby rescinded, and in addition to amounts oth-  
15 erwise provided by section 101, an amount of additional  
16 new budget authority equivalent to the amount rescinded  
17 pursuant to this subsection is hereby appropriated on Sep-  
18 tember 30, 2020, for an additional amount for fiscal year  
19 2020, to remain available until September 30, 2021, and  
20 shall be available for the same purposes, in addition to  
21 other funds as may be available for such purposes, and  
22 under the same authorities for which the funds were origi-  
23 nally provided in Public Law 116–94: *Provided*, That any  
24 amounts appropriated by the preceding proviso shall not  
25 be subject to the allotment requirements otherwise appli-

1 cable under sections 129(a), (b), (d), and (e) of the Na-  
2 tional and Community Service Act of 1993.

3 (c) The remaining unobligated balances of funds as  
4 of September 30, 2020, from amounts made available to  
5 “Corporation for National and Community Service—Of-  
6 fice of Inspector General” in title IV of division A of the  
7 Further Consolidated Appropriations Act, 2020 (Public  
8 Law 116–94), are hereby rescinded, and in addition to  
9 amounts otherwise provided by section 101, an amount of  
10 additional new budget authority equivalent to the amount  
11 rescinded pursuant to this subsection is hereby appro-  
12 priated on September 30, 2020, for an additional amount  
13 for fiscal year 2020, to remain available until September  
14 30, 2021, and shall be available for the same purposes,  
15 in addition to other funds as may be available for such  
16 purposes, and under the same authorities for which the  
17 funds were originally provided in Public Law 116–94.

18 (d)(1) Section 3514(b) of title III of division A of  
19 Public Law 116–136 is hereby repealed, and such section  
20 shall be applied hereafter as if such subsection had never  
21 been enacted.

22 (2)(A) IN GENERAL.—The amounts provided  
23 under this subsection are designated as an emer-  
24 gency requirement pursuant to section 4(g) of the

1 Statutory Pay-As-You-Go Act of 2010 (2 U.S.C.  
2 933(g)).

3 (B) DESIGNATION IN THE SENATE.—In  
4 the Senate, this subsection is designated as an  
5 emergency requirement pursuant to section  
6 4112(a) of H. Con. Res. 71 (115th Congress),  
7 the concurrent resolution on the budget for fis-  
8 cal year 2018.

9 (C) CLASSIFICATION OF BUDGETARY EF-  
10 FECTS.—Notwithstanding Rule 3 of the Budget  
11 Scorekeeping Guidelines set forth in the joint  
12 explanatory statement of the committee of con-  
13 ference accompanying Conference Report 105–  
14 217 and section 250(c)(7) and (c)(8) of the  
15 Balanced Budget and Emergency Deficit Con-  
16 trol Act of 1985, the budgetary effects of this  
17 subsection—

18 (i) shall not be estimated for purposes  
19 of section 251 of such Act;

20 (ii) shall not be estimated for pur-  
21 poses of paragraph (4)(C) of section 3 of  
22 the Statutory Pay As-You-Go Act of 2010  
23 as being included in an appropriation Act;  
24 and

1 (iii) shall be treated as if they were  
2 contained in a PAYGO Act, as defined by  
3 section 3(7) of the Statutory Pay-As-You-  
4 Go Act of 2010 (2 U.S.C. 932(7)).

5 (e)(1) This section shall become effective immediately  
6 upon enactment of this Act.

7 (2) If this Act is enacted after September 30,  
8 2020, this section shall be applied as if it were in  
9 effect on September 30, 2020.

10 SEC. 157. Notwithstanding any other provision of  
11 this Act, there is hereby appropriated for fiscal year 2021  
12 for payment to the John R. Lewis Revocable Trust, bene-  
13 ficiary of John R. Lewis, late a Representative from the  
14 State of Georgia, \$174,000.

15 SEC. 158. Notwithstanding section 101, amounts are  
16 provided for “House of Representatives—Salaries and Ex-  
17 penses” at a rate for operations of \$1,383,725,000.

18 SEC. 159. Notwithstanding any other provision of  
19 this Act—

20 (1) the authority of the Library of Congress to  
21 reimburse the Little Scholars Child Development  
22 Center at the Library of Congress under section  
23 19004 of the CARES Act (2 U.S.C. 162b note; 134  
24 Stat. 578) shall remain in effect with respect to sal-  
25 aries incurred until the termination of the public

1 health emergency declared pursuant to section 319  
2 of the Public Health Service Act (42 U.S.C. 247d)  
3 resulting from the COVID–19 pandemic; and

4 (2) the authority of the Government Account-  
5 ability Office to reimburse the Tiny Findings Child  
6 Development Center under section 19009 of the  
7 CARES Act (134 Stat. 579) shall remain in effect  
8 with respect to salaries incurred until the termi-  
9 nation of the public health emergency declared pur-  
10 suant to section 319 of the Public Health Service  
11 Act (42 U.S.C. 247d) resulting from the COVID–19  
12 pandemic.

13 (3) Section 19005(a) of the CARES Act (2  
14 U.S.C. 1816b note; 134 Stat. 578) shall be amended  
15 by striking “for not more than 16 weeks” and in-  
16 sserting in its place “until the termination of the  
17 public health emergency declared pursuant to section  
18 319 of the Public Health Service Act (42 U.S.C.  
19 247d) resulting from the COVID–19 pandemic”.

20 SEC. 160. (a) EXTENSION.—Notwithstanding sec-  
21 tions 3902(a) and 3904(b) of title 41, United States Code,  
22 if the performance or delivery of services procured under  
23 a severable service contract of the Library of Congress is  
24 delayed or otherwise affected by the COVID–19 Pan-  
25 demic, the period for the performance or delivery of serv-

1 ices under the contract may be extended for a period  
2 equivalent to the delay or suspension of services, but not  
3 exceeding an additional 12 months.

4 (b) CONTRACTS COVERED.—This section applies with  
5 respect to contracts for severable services procured for a  
6 period beginning in fiscal year 2019 or fiscal year 2020.

7 SEC. 161. Effective upon enactment of this Act, the  
8 matter preceding the first proviso under the heading “De-  
9 partment of Veterans Affairs—Veterans Benefits Admin-  
10 istration—Compensation and Pensions” in division F of  
11 Public Law 116–94 is amended by replacing “shall become  
12 available on October 1, 2020:” with “, to remain available  
13 until expended and to become available on October 1,  
14 2020:”.

15 SEC. 162. Amounts made available by section 101 for  
16 “Department of Veterans Affairs—Departmental Admin-  
17 istration—Veterans Electronic Health Record” may be  
18 apportioned up to the rate for operations necessary to  
19 maintain support activities related to implementation and  
20 maintenance of a Veterans Electronic Health Record sys-  
21 tem, including contractual costs associated with operations  
22 authorized by section 3109 of title 5, United States Code,  
23 and salaries and expenses of employees hired under titles  
24 5 and 38, United States Code.

1        SEC. 163. Notwithstanding section 106 of this Act,  
2 at any time during fiscal year 2021, the Secretary of Vet-  
3 erans Affairs may transfer up to \$140,000,000 of the un-  
4 obligated balances available under the heading “Depart-  
5 ment of Veterans Affairs—Veterans Health Administra-  
6 tion—Medical Services” in title X of division B of the  
7 Coronavirus Aid, Relief, and Economic Security Act (Pub-  
8 lic Law 116–136) to the “Canteen Service Revolving  
9 Fund” of the Department to prevent, prepare for, and re-  
10 spond to coronavirus, domestically or internationally: *Pro-*  
11 *vided*, That amounts so transferred shall be for offsetting  
12 the losses resulting from the coronavirus pandemic of Vet-  
13 erans Canteen Service collections pursuant to chapter 78  
14 of title 38, United States Code: *Provided further*, That the  
15 transferred amounts shall be in addition to any other  
16 funds made available for this purpose: *Provided further*,  
17 That amounts transferred under this section that were  
18 previously designated by the Congress as an emergency  
19 requirement pursuant to the Balanced Budget and Emer-  
20 gency Deficit Control Act of 1985 are designated by the  
21 Congress as an emergency requirement pursuant to sec-  
22 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-  
23 gency Deficit Control Act of 1985.

24        SEC. 164. Amounts made available by section 101 to  
25 the Department of State for “Administration of Foreign

1 Affairs—Repatriation Loans Program Account” may be  
2 apportioned up to the rate for operations necessary to ac-  
3 commodate increased demand for commitments for repa-  
4 triation loans authorized by section 4(b)(2)(B) of the  
5 State Department Basic Authorities Act of 1956 (22  
6 U.S.C. 2671(b)(2)(B)).

7       SEC. 165. Section 21009 of the Coronavirus Aid, Re-  
8 lief, and Economic Security Act (Public Law 116–136)  
9 shall continue in effect through the date specified in sec-  
10 tion 106 of this Act.

11       SEC. 166. (a) During the period covered by this Act,  
12 section 1(b)(1) of the Passport Act of June 4, 1920 (22  
13 U.S.C. 214(b)(1)) shall be applied by substituting “the  
14 costs of providing consular services” for “such costs”.

15       (b) During the period covered by this Act, discre-  
16 tionary amounts made available by section 101 to the De-  
17 partment of State in title I under the heading “Adminis-  
18 tration of Foreign Affairs” and discretionary unobligated  
19 balances under such heading from prior Acts making ap-  
20 propriations for the Department of State, foreign oper-  
21 ations, and related programs, may be transferred to the  
22 Consular and Border Security Programs account if the  
23 Secretary of State determines and reports to the Commit-  
24 tees on Appropriations that to do so is necessary to sus-  
25 tain consular operations, following consultation with such

1 Committees: *Provided*, That such transfer authority is in  
2 addition to any transfer authority otherwise available in  
3 this Act and under any other provision of law: *Provided*  
4 *further*, That no amounts may be transferred from  
5 amounts designated for Overseas Contingency Operations/  
6 Global War on Terrorism or as emergency requirements  
7 pursuant to a concurrent resolution on the budget or sec-  
8 tion 251(b)(2)(A) of the Balanced Budget and Emergency  
9 Deficit Control Act of 1985.

10 (c) Amounts made available by section 101 to the De-  
11 partment of State for “Diplomatic Programs” may be ap-  
12 portioned up to the rate for operations necessary to sus-  
13 tain consular operations, and the obligation of such appor-  
14 tioned funds shall be subject to the regular notification  
15 procedures of the Committees on Appropriations.

16 SEC. 167. Notwithstanding any other provision of  
17 this Act, and subject to the regular notification procedures  
18 of the Committees on Appropriations, the limitations in  
19 section 7044(e)(2) of division G of Public Law 116–94  
20 shall not apply to funds made available in this Act or in  
21 the Department of State, Foreign Operations, and Related  
22 Programs Appropriations Act, 2020, for disaster relief; to  
23 protect human rights, locate and identify missing persons,  
24 and assist victims of torture; to promote justice, account-  
25 ability, and reconciliation; to enhance maritime security

1 and domain awareness; and for International Military  
2 Education and Training.

3 SEC. 168. Section 1334 of the Foreign Affairs Re-  
4 form and Restructuring Act of 1998 (22 U.S.C. 6553) is  
5 amended by striking “October 1, 2020” and inserting  
6 “October 1, 2021”.

7 SEC. 169. (a) The remaining unobligated balances of  
8 funds, as of September 30, 2020, from amounts made  
9 available to “Department of Transportation—Office of the  
10 Secretary—National Infrastructure Investments” in title  
11 I of division K of the Consolidated Appropriations Act,  
12 2017 (Public Law 115–31), other than such funds admin-  
13 istratively allocated to carry out the administration and  
14 oversight of awards under the national infrastructure in-  
15 vestments program, are hereby rescinded, and in addition  
16 to amounts otherwise provided by section 101, an amount  
17 of additional new budget authority equivalent to the  
18 amount rescinded pursuant to this subsection is hereby  
19 appropriated on September 30, 2020, for an additional  
20 amount for fiscal year 2020, to remain available until Sep-  
21 tember 30, 2021, in addition to other funds as may be  
22 available for such purposes, and shall be available, without  
23 additional competition, for completing the funding of  
24 awards made pursuant to the fiscal year 2017 National  
25 Infrastructure Investments grants (also known as the Bet-

1 ter Utilizing Investments to Leverage Development, or  
2 BUILD grants).

3 (b) The remaining unobligated balances of funds, as  
4 of September 30, 2020, from amounts made available to  
5 “Department of Transportation—Office of the Sec-  
6 retary—National Infrastructure Investments” in title I of  
7 division L of the Consolidated Appropriations Act, 2018  
8 (Public Law 115–141), other than such funds administra-  
9 tively allocated to carry out the administration and over-  
10 sight of awards under the national infrastructure invest-  
11 ments program, are hereby rescinded, and in addition to  
12 amounts otherwise provided by section 101, an amount of  
13 additional new budget authority equivalent to the amount  
14 rescinded pursuant to this subsection is hereby appro-  
15 priated on September 30, 2020, for an additional amount  
16 for fiscal year 2020, to remain available until September  
17 30, 2021, in addition to other funds as may be available  
18 for such purposes, and shall be available, without addi-  
19 tional competition, for completing the funding of awards  
20 made pursuant to the fiscal year 2018 National Infra-  
21 structure Investments grants (also known as the Better  
22 Utilizing Investments to Leverage Development, or  
23 BUILD grants).

24 (c)(1) This section shall become effective immediately  
25 upon enactment of this Act.

1           (2) If this Act is enacted after September 30,  
2           2020, this section shall be applied as if it were in  
3           effect on September 30, 2020.

4           SEC. 170. Notwithstanding section 101, the matter  
5           preceding the first proviso under the heading “Govern-  
6           ment National Mortgage Association—Guarantees of  
7           Mortgage-Backed Securities Loan Guarantee Program  
8           Account” in the Further Consolidated Appropriations Act,  
9           2020 (Public Law 116–94) shall be applied by sub-  
10          stituting “\$1,278,000,000,000” for “\$550,000,000,000”:  
11          *Provided*, That amounts made available under such head-  
12          ing by this Act may be apportioned up to the rate for oper-  
13          ations necessary to accommodate increased demand for  
14          new commitments to issue guarantees to carry out the  
15          purposes of section 306 of the National Housing Act as  
16          amended (12 U.S.C. 1721(g)).

17          SEC. 171. (a) Funds previously made available in the  
18          Consolidated and Further Continuing Appropriations Act,  
19          2013 (Public Law 113–6) for the “Choice Neighborhoods  
20          Initiative” that were available for obligation through fiscal  
21          year 2015 are to remain available through fiscal year 2021  
22          for the liquidation of valid obligations incurred in fiscal  
23          years 2013 through 2015.

24          (b)(1) This section shall become effective immediately  
25          upon enactment of this Act.

1           (2) If this Act is enacted after September 30,  
2           2020, this section shall be applied as if it were in  
3           effect on September 30, 2020.

4           SEC. 172. Amounts made available by section 101 to  
5           the Department of Housing and Urban Development for  
6           “Housing Programs—Housing for the Elderly” may be  
7           apportioned up to the rate for operations necessary to—  
8           (1) maintain project rental assistance for the elderly  
9           under section 202(c)(2) of the Housing Act of 1959 (12  
10          U.S.C. 1701q(2)), including making amendments to con-  
11          tracts for such assistance and renewing expiring contracts  
12          for such assistance for up to a 1-year term; and

13          (2) be available to make awards to existing  
14          grantees to continue, without competition, dem-  
15          onstration programs to test housing with services  
16          models for the elderly that demonstrate the potential  
17          to delay or avoid the need for nursing home care.

18          SEC. 173. Amounts provided by section 111 to the  
19          Department of Agriculture for “Corporations—Com-  
20          modity Credit Corporation Fund—Reimbursement for Net  
21          Realized Losses” may be used, prior to the completion of  
22          the report described in section 2 of the Act of August 17,  
23          1961 (15 U.S.C. 713a-11), to reimburse the Commodity  
24          Credit Corporation for net realized losses sustained, but  
25          not previously reimbursed, as of September 17, 2020.

1 This Act may be cited as the “Continuing Appropria-  
2 tions Act, 2021”.

3 **DIVISION B—SURFACE TRANS-**  
4 **PORTATION PROGRAM EX-**  
5 **TENSION**

6 **TITLE I—SURFACE**  
7 **TRANSPORTATION PROGRAMS**

8 **SEC. 1101. EXTENSION OF FEDERAL SURFACE TRANSPOR-**  
9 **TATION PROGRAMS.**

10 (a) IN GENERAL.—Except as otherwise provided in  
11 this division, the requirements, authorities, conditions, eli-  
12 gibilities, limitations, and other provisions authorized  
13 under the covered laws, which would otherwise expire on  
14 or cease to apply after September 30, 2020, are incor-  
15 porated by reference and shall continue in effect through  
16 September 30, 2021.

17 (b) AUTHORIZATION OF APPROPRIATIONS.—

18 (1) HIGHWAY TRUST FUND.—

19 (A) HIGHWAY ACCOUNT.—There is author-  
20 ized to be appropriated from the Highway Ac-  
21 count for fiscal year 2021, for each program  
22 with respect to which amounts are authorized  
23 to be appropriated from such account for fiscal  
24 year 2020, an amount equal to the amount au-  
25 thorized for appropriation with respect to the

1 program from such account under the covered  
2 laws for fiscal year 2020.

3 (B) MASS TRANSIT ACCOUNT.—There is  
4 authorized to be appropriated from the Mass  
5 Transit Account for fiscal year 2021, for each  
6 program with respect to which amounts are au-  
7 thorized to be appropriated from such account  
8 for fiscal year 2020, an amount equal to the  
9 amount authorized for appropriation with re-  
10 spect to the program from such account under  
11 the covered laws for fiscal year 2020.

12 (2) GENERAL FUND.—There is authorized to be  
13 appropriated for fiscal year 2021, for each program  
14 under the covered laws with respect to which  
15 amounts are authorized to be appropriated for fiscal  
16 year 2020 from an account other than the Highway  
17 Account or the Mass Transit Account, an amount  
18 that is not less than the amount authorized for ap-  
19 propriation with respect to the program under the  
20 covered laws for fiscal year 2020.

21 (c) USE OF FUNDS.—Amounts authorized to be ap-  
22 propriated for fiscal year 2021 with respect to a program  
23 under subsection (b) shall be distributed, administered,  
24 limited, and made available for obligation in the same  
25 manner as amounts authorized to be appropriated with re-

1 spect to the program for fiscal year 2020 under the cov-  
2 ered laws.

3 (d) OBLIGATION LIMITATION.—A program for which  
4 amounts are authorized to be appropriated under sub-  
5 section (b)(1) shall be subject to a limitation on obliga-  
6 tions for fiscal year 2021 in the same amount and in the  
7 same manner as the limitation applicable with respect to  
8 the program for fiscal year 2020.

9 (e) DEFINITIONS.—In this section:

10 (1) COVERED LAWS.—The term “covered laws”  
11 means the following:

12 (A) Titles I, II, III, IV, V, VI, VII, VIII,  
13 XI, and XXIV of the FAST Act (Public Law  
14 114–94).

15 (B) Division A, division B, subtitle A of  
16 title I and title II of division C, and division E  
17 of MAP–21 (Public Law 112–141).

18 (C) Titles I, II, and III of the SAFETEA–  
19 LU Technical Corrections Act of 2008 (Public  
20 Law 110–244).

21 (D) Titles I, II, III, IV, V, and VI of  
22 SAFETEA–LU (Public Law 109–59).

23 (E) Titles I, II, III, IV, and V of the  
24 Transportation Equity Act for the 21st Century  
25 (Public Law 105–178).

1 (F) Titles II, III, and IV of the National  
2 Highway System Designation Act of 1995  
3 (Public Law 104–59).

4 (G) Titles I, II, III, IV, V, and VI of the  
5 Intermodal Surface Transportation Efficiency  
6 Act of 1991 (Public Law 102–240).

7 (H) Title 23, United States Code.

8 (I) Sections 116, 117, 330, 5128, 5505,  
9 and 24905 and chapters 53, 139, 303, 311,  
10 313, 701, and 702 of title 49, United States  
11 Code.

12 (2) HIGHWAY ACCOUNT.—The term “Highway  
13 Account” means the portion of the Highway Trust  
14 Fund that is not the Mass Transit Account.

15 (3) MASS TRANSIT ACCOUNT.—The term “Mass  
16 Transit Account” means the portion of the Highway  
17 Trust Fund established under section 9503(e)(1) of  
18 the Internal Revenue Code of 1986.

19 **SEC. 1102. NATIONALLY SIGNIFICANT FREIGHT AND HIGH-**  
20 **WAY PROJECTS.**

21 Section 117(d)(2)(A) of title 23, United States Code,  
22 is amended in the matter preceding clause (i)—

23 (1) by striking “\$500,000,000” and inserting  
24 “\$600,000,000”; and

25 (2) by striking “2020” and inserting “2021”.

1 **SEC. 1103. HIGHWAY SAFETY RESEARCH AND DEVELOP-**  
2 **MENT.**

3 Section 403(h)(2) of title 23, United States Code, is  
4 amended—

5 (1) by striking “2020” and inserting “2021”;

6 and

7 (2) by striking “\$21,248,000” and inserting  
8 “\$26,560,000”.

9 **SEC. 1104. RAIL-RELATED PROVISIONS.**

10 (a) **FEDERAL FUNDING FOR OPERATING LOSSES.—**

11 Section 24321 of title 49, United States Code, is amend-  
12 ed—

13 (1) by striking subsection (d); and

14 (2) by redesignating subsection (e) as sub-  
15 section (d).

16 (b) **DIRECT LOANS AND LOAN GUARANTEES.—**Sec-  
17 tion 502(b)(3) of the Railroad Revitalization and Regu-  
18 latory Reform Act of 1976 (45 U.S.C. 822(b)(3)) is  
19 amended by striking “September 30, 2020” and inserting  
20 “September 30, 2021”.

21 **SEC. 1105. SUSPENSION FOR EXTENSION PERIOD OF AD-**  
22 **JUSTMENTS FOR ADDITIONAL DEPOSITS**  
23 **INTO HIGHWAY TRUST FUND.**

24 Section 105 of title 23, United States Code, shall not  
25 apply to monies deposited into the Highway Trust Fund  
26 by this division.

1 **SEC. 1106. PROHIBITION ON USE OF FUNDS.**

2 None of the funds authorized in this division or any  
 3 other Act may be used to adjust apportionments for the  
 4 Mass Transit Account of the Highway Trust Fund or  
 5 withhold funds from apportionments for the Mass Transit  
 6 Account of the Highway Trust Fund pursuant to section  
 7 9503(e)(4) of the Internal Revenue Code of 1986 in fiscal  
 8 year 2021.

9 **SEC. 1107. APPALACHIAN REGIONAL COMMISSION.**

10 (a) AUTHORIZATION OF APPROPRIATIONS.—Section  
 11 14703 of title 40, United States Code, is amended—

12 (1) in subsection (a)(5) by striking “2020” and  
 13 inserting “2021”; and

14 (2) in subsection (c) by striking “2020” and in-  
 15 serting “2021”.

16 (b) TERMINATION.—Section 14704 of title 40,  
 17 United States Code, is amended by striking “2020” and  
 18 inserting “2021”.

19 **TITLE II—TRUST FUNDS**

20 **SEC. 1201. EXTENSION OF HIGHWAY TRUST FUND EXPENDI-**  
 21 **TURE AUTHORITY.**

22 Section 9503 of the Internal Revenue Code of 1986  
 23 is amended—

24 (1) by striking “October 1, 2020” in sub-  
 25 sections (b)(6)(B), (c)(1), and (e)(3) and inserting  
 26 “October 1, 2021”; and

1           (2) by striking “FAST Act” in subsections  
2           (e)(1) and (e)(3) and inserting “Continuing Appro-  
3           priations Act, 2021 and Other Extensions Act”.

4 **SEC. 1202. SPORT FISH RESTORATION AND BOATING TRUST**  
5           **FUND.**

6           Section 9504 of the Internal Revenue Code of 1986  
7 is amended—

8           (1) by striking “FAST Act” each place it ap-  
9           pears in subsection (b)(2) and inserting “Continuing  
10          Appropriations Act, 2021 and Other Extensions  
11          Act”; and

12          (2) by striking “October 1, 2020” in subsection  
13          (d)(2) and inserting “October 1, 2021”.

14 **SEC. 1203. LEAKING UNDERGROUND STORAGE TANK TRUST**  
15           **FUND.**

16          Section 9508(e)(2) of the Internal Revenue Code of  
17 1986 is amended by striking “October 1, 2020” and in-  
18 serting “October 1, 2021”.

19 **SEC. 1204. FURTHER ADDITIONAL TRANSFERS TO HIGHWAY**  
20           **TRUST FUND.**

21          Subsection (f) of section 9503 of the Internal Rev-  
22 enue Code of 1986 is amended by redesignating paragraph  
23 (10) as paragraph (11) and by inserting after paragraph  
24 (9) the following new paragraph:

1           “(10) FURTHER TRANSFERS TO TRUST  
2 FUND.—Out of money in the Treasury not otherwise  
3 appropriated, there is hereby appropriated—

4                   “(A) \$10,400,000,000 to the Highway Ac-  
5 count (as defined in subsection (e)(5)(B)) in  
6 the Highway Trust Fund; and

7                   “(B) \$3,200,000,000 to the Mass Transit  
8 Account in the Highway Trust Fund.”.

9 **SEC. 1205. ADDITIONAL TRANSFER TO TRUST FUND.**

10       Section 9502 of the Internal Revenue Code of 1986  
11 is amended by adding at the end the following:

12       “(f) ADDITIONAL TRANSFER TO TRUST FUND.—Out  
13 of money in the Treasury not otherwise appropriated,  
14 there is hereby appropriated \$14,000,000,000 to the Air-  
15 port and Airway Trust Fund.”.

1                   **DIVISION C—HEALTH**  
2                   **EXTENDERS**  
3                   **TITLE I—PUBLIC HEALTH**  
4                   **EXTENDERS**

5 **SEC. 2101. COMMUNITY HEALTH CENTERS, NATIONAL**  
6                   **HEALTH SERVICE CORPS, AND TEACHING**  
7                   **HEALTH CENTERS THAT OPERATE GRAD-**  
8                   **UATE MEDICAL EDUCATION PROGRAMS.**

9           (a) **COMMUNITY HEALTH CENTERS.**—Section  
10 10503(b)(1)(F) of the Patient Protection and Affordable  
11 Care Act (42 U.S.C. 254b–2(b)(1)(F)) is amended—

12                   (1) by striking “\$668,493,151” and inserting  
13 “\$789,041,096”; and

14                   (2) by striking “November 30, 2020” and in-  
15 sserting “December 11, 2020”.

16           (b) **NATIONAL HEALTH SERVICE CORPS.**—Section  
17 10503(b)(2)(H) of the Patient Protection and Affordable  
18 Care Act (42 U.S.C. 254b–2(b)(2)(H)) is amended—

19                   (1) by striking “\$51,808,219” and inserting  
20 “\$61,150,685”; and

21                   (2) by striking “November 30, 2020” and in-  
22 sserting “December 11, 2020”.

23           (c) **TEACHING HEALTH CENTERS THAT OPERATE**  
24 **GRADUATE MEDICAL EDUCATION PROGRAMS.**—Section

1 340H(g)(1) of the Public Health Service Act (42 U.S.C.  
2 256h(g)(1)) is amended—

3 (1) by striking “\$21,141,096” and inserting  
4 “\$24,953,425”; and

5 (2) by striking “November 30, 2020” and in-  
6 serting “December 11, 2020”.

7 (d) APPLICATION OF PROVISIONS.—Amounts appro-  
8 priated pursuant to the amendments made by this section  
9 for the period beginning on October 1, 2020, through De-  
10 cember 11, 2020, shall be subject to the requirements con-  
11 tained in Public Law 116–94 for funds for programs au-  
12 thorized under sections 330 through 340 of the Public  
13 Health Service Act (42 U.S.C. 254 through 256).

14 (e) CONFORMING AMENDMENT.—Paragraph (4) of  
15 section 3014(h) of title 18, United States Code, is amend-  
16 ed—

17 (1) by striking “Social Services Act,,” and in-  
18 serting “Social Services Act,”; and

19 (2) by striking “and section 3831 of the  
20 CARES Act” and inserting “, section 3831 of the  
21 CARES Act, and section 2101 of the Continuing  
22 Appropriations Act, 2021 and Other Extensions  
23 Act”.

1 **SEC. 2102. DIABETES PROGRAMS.**

2 (a) SPECIAL DIABETES PROGRAMS FOR TYPE I DIA-  
3 BETES.—Section 330B(b)(2)(D) of the Public Health  
4 Service Act (42 U.S.C. 254c–2(b)(2)(D)) is amended—

5 (1) by striking “\$25,068,493” and inserting  
6 “\$29,589,042”; and

7 (2) by striking “November 30, 2020” and in-  
8 serting “December 11, 2020”.

9 (b) SPECIAL DIABETES PROGRAMS FOR INDIANS.—  
10 Section 330C(c)(2)(D) of the Public Health Service Act  
11 (42 U.S.C. 254c–3(c)(2)(D)) is amended—

12 (1) by striking “\$25,068,493” and inserting  
13 “\$29,589,042”; and

14 (2) by striking “November 30, 2020” and in-  
15 serting “December 11, 2020”.

16 **SEC. 2103. PERSONAL RESPONSIBILITY EDUCATION.**

17 Section 513 of the Social Security Act (42 U.S.C.  
18 713) is amended by striking “November 30, 2020” each  
19 place it appears and inserting “December 11, 2020”.

20 **SEC. 2104. SEXUAL RISK AVOIDANCE EDUCATION.**

21 Section 510 of the Social Security Act (42 U.S.C.  
22 710) is amended—

23 (1) by striking “November 30, 2020” each  
24 place it appears and inserting “December 11,  
25 2020”;

1           (2) in subsection (a)(2)(B)(i), by striking “such  
2           period, for fiscal year 2020” and inserting “the pe-  
3           riod described in subparagraph (A), for fiscal year  
4           2021”; and

5           (3) in subsection (f)(2), by striking “and 2019”  
6           and inserting “through 2020,”.

7   **SEC. 2105. RARE PEDIATRIC DISEASE PRIORITY REVIEW**  
8                                   **VOUCHER EXTENSION.**

9           Section 529(b)(5) of the Federal Food, Drug, and  
10          Cosmetic Act (21 U.S.C. 360ff(b)(5)) is amended—

11           (1) by striking “September 30, 2020” each  
12           place it appears and inserting “December 11,  
13           2020”; and

14           (2) in subparagraph (B), by striking “Sep-  
15           tember 30, 2022” and inserting “December 11,  
16           2022”.

17   **SEC. 2106. AUTHORIZATION TO ACCUMULATE EXCESS AN-**  
18                                   **NUAL LEAVE.**

19           (a) IN GENERAL.—Notwithstanding section 219 of  
20          the Public Health Service Act (42 U.S.C. 210–1), a com-  
21          missioned officer of the Public Health Service who, except  
22          for this section, would lose at the end of the fiscal year  
23          2020 accumulated annual leave in excess of 60 days, may  
24          retain such amounts of accumulated annual leave in excess  
25          of 60 days.

1 (b) USE OF EXCESS LEAVE.—Annual leave retained  
2 pursuant to subsection (a) shall be lost unless it is used  
3 by the officer no later than September 30, 2023.

4 (c) APPLICABILITY.—This section shall not apply to  
5 an officer on terminal leave preceding separation, retire-  
6 ment, or release from active duty, as of the effective date  
7 specified in subsection (d).

8 (d) EFFECTIVE DATE.—This section shall become ef-  
9 fective on the earlier of—

10 (1) the date of the enactment of this Act; or

11 (2) September 30, 2020.

12 **SEC. 2107. HHS SERVICES AND SUPPLY FUND.**

13 Effective as if included in the enactment of the para-  
14 graph beginning with “Service and supply fund:” under  
15 the heading “Public Health Service” in the Federal Secu-  
16 rity Agency Appropriation Act, 1946 (42 U.S.C. 231),  
17 such paragraph shall be applied with respect to any fiscal  
18 year as though the phrase “central services” referred to  
19 central services for any Federal agency.

20 **TITLE II—MEDICARE**  
21 **EXTENDERS**

22 **SEC. 2201. EXTENSION OF THE WORK GEOGRAPHIC INDEX**  
23 **FLOOR UNDER THE MEDICARE PROGRAM.**

24 Section 1848(e)(1)(E) of the Social Security Act (42  
25 U.S.C. 1395w-4(e)(1)(E)), as amended by section 3801

1 of the CARES Act (Public Law 116–136), is amended by  
2 striking “December 1, 2020” and inserting “December  
3 12, 2020”.

4 **SEC. 2202. EXTENSION OF FUNDING FOR QUALITY MEAS-**  
5 **URE ENDORSEMENT, INPUT, AND SELECTION.**

6 Section 1890(d)(2) of the Social Security Act (42  
7 U.S.C. 1395aaa(d)(2)), as amended by section 3802 of the  
8 CARES Act (Public Law 116–136), is amended—

9 (1) in the first sentence, by striking “November  
10 30, 2020” and inserting “December 11, 2020”; and

11 (2) in the third sentence, by striking “Novem-  
12 ber 30, 2020” and inserting “December 11, 2020”.

13 **SEC. 2203. EXTENSION OF FUNDING OUTREACH AND AS-**  
14 **SISTANCE FOR LOW-INCOME PROGRAMS.**

15 (a) STATE HEALTH INSURANCE PROGRAMS.—Sub-  
16 section (a)(1)(B) of section 119 of the Medicare Improve-  
17 ments for Patients and Providers Act of 2008 (42 U.S.C.  
18 1395b–3 note), as amended by section 3306 of the Patient  
19 Protection and Affordable Care Act (Public Law 111–  
20 148), section 610 of the American Taxpayer Relief Act  
21 of 2012 (Public Law 112–240), section 1110 of the Path-  
22 way for SGR Reform Act of 2013 (Public Law 113–67),  
23 section 110 of the Protecting Access to Medicare Act of  
24 2014 (Public Law 113–93), section 208 of the Medicare  
25 Access and CHIP Reauthorization Act of 2015 (Public

1 Law 114–10), section 50207 of division E of the Bipar-  
2 tisan Budget Act of 2018 (Public Law 115–123), section  
3 1402 of division B of the Continuing Appropriations Act,  
4 2020, and Health Extenders Act of 2019 (Public Law  
5 116– 59), section 1402 of division B of the Further Con-  
6 tinuing Appropriations Act, 2020, and Further Health  
7 Extenders Act of 2019 (Public Law 116–69), section 103  
8 of division N of the Further Consolidated Appropriations  
9 Act, 2020 (Public Law 116–94), and section 3803 of the  
10 CARES Act (Public Law 116–136) is amended in clause  
11 (xi) by striking “November 30, 2020” and inserting “De-  
12 cember 11, 2020”.

13 (b) AREA AGENCIES ON AGING.—Subsection  
14 (b)(1)(B) of such section 119, as so amended, is amended  
15 in clause (xi) by striking “November 30, 2020” and insert-  
16 ing “December 11, 2020”.

17 (c) AGING AND DISABILITY RESOURCE CENTERS.—  
18 Subsection (c)(1)(B) of such section 119, as so amended,  
19 is amended in clause (xi) by striking “November 30,  
20 2020” and inserting “December 11, 2020”.

21 (d) CONTRACT WITH THE NATIONAL CENTER FOR  
22 BENEFITS AND OUTREACH ENROLLMENT.—Subsection  
23 (d)(2) of such section 119, as so amended, is amended  
24 in clause (xi) by striking “November 30, 2020” and insert-  
25 ing “December 11, 2020”.

1                   **TITLE III—MEDICAID**  
2                   **EXTENDERS**

3   **SEC. 2301. EXTENSION OF MONEY FOLLOWS THE PERSON**  
4                   **REBALANCING DEMONSTRATION.**

5           Section 6071(h)(1)(H) of the Deficit Reduction Act  
6 of 2005 (42 U.S.C. 1396a note), as inserted by section  
7 3811 of the CARES Act (Public Law 116–136), is amend-  
8 ed by striking “November 30, 2020” and inserting “De-  
9 cember 11, 2020”.

10   **SEC. 2302. EXTENSION OF SPOUSAL IMPOVERISHMENT**  
11                   **PROTECTIONS.**

12           (a) IN GENERAL.—Section 2404 of the Patient Pro-  
13 tection and Affordable Care Act (42 U.S.C. 1396r–5  
14 note), as amended by section 3812 of the CARES Act  
15 (Public Law 116–136), is amended by striking “November  
16 30, 2020” and inserting “December 11, 2020”.

17           (b) RULE OF CONSTRUCTION.—Nothing in section  
18 2404 of Public Law 111–148 (42 U.S.C. 1396r–5 note)  
19 or section 1902(a)(17) or 1924 of the Social Security Act  
20 (42 U.S.C. 1396a(a)(17), 1396r–5) shall be construed as  
21 prohibiting a State from—

22                   (1) applying an income or resource disregard  
23           under a methodology authorized under section  
24           1902(r)(2) of such Act (42 U.S.C. 1396a(r)(2))—

1 (A) to the income or resources of an indi-  
2 vidual described in section  
3 1902(a)(10)(A)(ii)(VI) of such Act (42 U.S.C.  
4 1396a(a)(10)(A)(ii)(VI)) (including a disregard  
5 of the income or resources of such individual's  
6 spouse); or

7 (B) on the basis of an individual's need for  
8 home and community-based services authorized  
9 under subsection (c), (d), (i), or (k) of section  
10 1915 of such Act (42 U.S.C. 1396n) or under  
11 section 1115 of such Act (42 U.S.C. 1315); or

12 (2) disregarding an individual's spousal income  
13 and assets under a plan amendment to provide med-  
14 ical assistance for home and community-based serv-  
15 ices for individuals by reason of being determined el-  
16 igitible under section 1902(a)(10)(C) of such Act (42  
17 U.S.C. 1396a(a)(10)(C)) or by reason of section  
18 1902(f) of such Act (42 U.S.C. 1396a(f)) or other-  
19 wise on the basis of a reduction of income based on  
20 costs incurred for medical or other remedial care  
21 under which the State disregarded the income and  
22 assets of the individual's spouse in determining the  
23 initial and ongoing financial eligibility of an indi-  
24 vidual for such services in place of the spousal im-

1       poverishment provisions applied under section 1924  
2       of such Act (42 U.S.C. 1396r-5).

3       **SEC. 2303. DELAY OF DSH REDUCTIONS.**

4       Section 1923(f)(7)(A) of the Social Security Act (42  
5       U.S.C. 1396r-4(f)(7)(A)), as amended by section 3813 of  
6       the CARES Act (Public Law 116-136), is amended—

7               (1) in clause (i), in the matter preceding sub-  
8       clause (I), by striking “December 1, 2020” and in-  
9       serting “December 12, 2020”; and

10              (2) in clause (ii)(I), by striking “December 1,  
11       2020” and inserting “December 12, 2020”.

12       **SEC. 2304. EXTENSION OF COMMUNITY MENTAL HEALTH**  
13                               **SERVICES DEMONSTRATION PROGRAM.**

14       Section 223(d)(3) of the Protecting Access to Medi-  
15       care Act of 2014 (42 U.S.C. 1396a note), as amended by  
16       section 3814 of the CARES Act (Public Law 116-136),  
17       is amended by striking “November 30, 2020” and insert-  
18       ing “December 11, 2020”.

19       **TITLE IV—MEDICARE PART B**  
20                               **PREMIUM ADJUSTMENT**

21       **SEC. 2401. 2021 MEDICARE PART B PREMIUM AND DEDUCT-**  
22                               **IBLE.**

23              (a) 2021 PREMIUM AND DEDUCTIBLE AND REPAY-  
24       MENT THROUGH FUTURE PREMIUMS.—Section 1839(a)

1 of the Social Security Act (42 U.S.C. 1395r(a)) is amend-  
2 ed—

3 (1) in the second sentence of paragraph (1), by  
4 striking “(5) and (6)” and inserting “(5), (6), and  
5 (7)”;

6 (2) in paragraph (6)(C)—

7 (A) in clause (i), by striking “section  
8 1844(d)(1)” and inserting “subsections (d)(1)  
9 and (e)(1) of section 1844”; and

10 (B) in clause (ii), by striking “paragraph  
11 (5)” and inserting “paragraphs (5) and (7)”;  
12 and

13 (3) by adding at the end the following:

14 “(7)(A) In applying this part (including subsection  
15 (i) and section 1833(b)), the monthly actuarial rate for  
16 enrollees age 65 and over for 2021 shall be determined  
17 to be equal to the sum of—

18 “(i) the monthly actuarial rate for enrollees age  
19 65 and over for 2020; plus

20 “(ii) 25 percent of the difference between such  
21 rate for 2020 and the preliminary monthly actuarial  
22 rate for enrollees age 65 and over for 2021 (as esti-  
23 mated under subparagraph (B)).

24 “(B) For purposes of subparagraph (A)(ii), the Sec-  
25 retary shall estimate a preliminary monthly actuarial rate

1 for enrollees age 65 and over for 2021 using the method-  
2 ology described in paragraph (1) and as if subparagraph  
3 (A) of this paragraph did not apply. The Secretary shall  
4 make the estimate under the previous sentence as if the  
5 transfers described in section 1844(f)(1) have been  
6 made.”.

7 (b) TRANSITIONAL GOVERNMENT CONTRIBUTION.—  
8 Section 1844 of the Social Security Act (42 U.S.C.  
9 1395w) is amended—

10 (1) in subsection (a), by adding at the end the  
11 following new sentence: “In applying paragraph (1),  
12 the amounts transferred under subsection (e)(1)  
13 with respect to enrollees described in subparagraphs  
14 (A) and (B) of such subsection shall be treated as  
15 premiums payable and deposited in the Trust Fund  
16 under subparagraphs (A) and (B), respectively, of  
17 paragraph (1).”; and

18 (2) by adding at the end the following:  
19 “(e)(1) For 2021, there shall be transferred from the  
20 General Fund to the Trust Fund an amount, as estimated  
21 by the Chief Actuary of the Centers for Medicare & Med-  
22 icaid Services, equal to the reduction in aggregate pre-  
23 miums payable under this part for a month in such year  
24 (excluding any changes in amounts collected under section

1 1839(i)) that are attributable to the application of section  
2 1839(a)(7) with respect to—

3 “(A) enrollees age 65 and over; and

4 “(B) enrollees under age 65.

5 Such amounts shall be transferred from time to time as  
6 appropriate.

7 “(2) Premium increases affected under section  
8 1839(a)(6) shall not be taken into account in applying  
9 subsection (a).

10 “(3) There shall be transferred from the Trust Fund  
11 to the General Fund of the Treasury amounts equivalent  
12 to the additional premiums payable as a result of the ap-  
13 plication of section 1839(a)(6), excluding the aggregate  
14 payments attributable to the application of section  
15 1839(i)(3)(A)(ii)(II).”.

16 (c) ADDITIONAL TRANSITIONAL GOVERNMENT CON-  
17 TRIBUTION.—Section 1844 of the Social Security Act (42  
18 U.S.C. 1395w), as amended by subsection (b)(2), is  
19 amended by adding at the end the following:

20 “(f)(1) There shall be transferred from the General  
21 Fund of the Treasury to the Trust Fund an amount, as  
22 estimated by the Chief Actuary of the Centers for Medi-  
23 care & Medicaid Services, equal to amounts paid in ad-  
24 vance for items and services under this part during the  
25 period beginning on the first day of the emergency period

1 described in section 1135(g)(1)(B) and ending on the date  
2 of the enactment of this paragraph.

3 “(2) There shall be transferred from the Trust Fund  
4 to the General Fund of the Treasury amounts equivalent  
5 to the sum of—

6 “(A) the amounts by which claims have offset  
7 (in whole or in part) the amount of such payments  
8 described in paragraph (1); and

9 “(B) the amount of such payments that have  
10 been repaid (in whole or in part).

11 “(3) Amounts described in paragraphs (1) and (2)  
12 shall be transferred from time to time as appropriate.”.

13 (d) INDENTATION CORRECTION.—Section  
14 1839(i)(3)(A)(ii) of the Social Security Act (42 U.S.C.  
15 1395r(i)(3)(A)(ii)) is amended by moving the indentation  
16 of subclause (I) two ems to the right.

## 17 **TITLE V—ACCELERATED AND** 18 **ADVANCE PAYMENT PROGRAMS**

### 19 **SEC. 2501. MODIFYING ACCELERATED AND ADVANCE PAY-** 20 **MENT PROGRAMS UNDER PARTS A AND B OF** 21 **THE MEDICARE PROGRAM DURING THE** 22 **COVID-19 EMERGENCY.**

23 (a) SPECIAL REPAYMENT RULES AND OTHER MODI-  
24 FICATIONS.—

25 (1) PART A.—

1 (A) IN GENERAL.—Section 1815(f)(2)(C)  
2 of the Social Security Act (42 U.S.C.  
3 1395g(f)(2)(C)) is amended to read as follows:

4 “(C) In the case of a payment made under the  
5 terms of the program under subsection (e)(3), in-  
6 cluding such program as expanded pursuant to this  
7 subsection, on or after the date of the enactment of  
8 the CARES Act and so made during the emergency  
9 period described in section 1135(g)(1)(B), upon re-  
10 quest of a hospital, the Secretary shall—

11 “(i) provide 1 year before payments for  
12 items and services furnished by the hospital are  
13 offset to recoup payments under such program;

14 “(ii) provide that any such offset be an  
15 amount equal to—

16 “(I) during the first 11 months in  
17 which any such offsets are made with re-  
18 spect to payment for items and services  
19 furnished by the hospital, 25 percent of the  
20 amount of such payment for such items  
21 and services; and

22 “(II) during the succeeding 6 months,  
23 50 percent of the amount of such payment  
24 for such items and services; and

1           “(iii) allow 29 months from the date of the  
2 first payment under such program to such pro-  
3 vider before requiring that the outstanding bal-  
4 ance be paid in full.”.

5           (B) AUTHORITY FOR DISCRETION.—Sec-  
6 tion 1815(f)(2)(A)(ii) of the Social Security Act  
7 (42 U.S.C. 1395g(f)(2)(A)(ii)) is amended by  
8 inserting “(or, with respect to requests sub-  
9 mitted to the Secretary after April 26, 2020,  
10 may)” after “shall.”.

11           (C) APPLICATION TO OTHER PART A PRO-  
12 VIDERS.—

13           (i) IN GENERAL.—In the case of a  
14 payment made under the terms of an ap-  
15 plicable program (as defined in clause (ii)),  
16 on or after the date of the enactment of  
17 the CARES Act (Public Law 116–136)  
18 and so made during the emergency period  
19 described in section 1135(g)(1)(B) of the  
20 Social Security Act (42 U.S.C. 1320b–  
21 5(g)(1)(B)), upon request of an applicable  
22 provider (as defined in clause (iii)), the  
23 provisions of section 1815(f)(2)(C) of such  
24 Act (42 U.S.C. 1395g(f)(2)(C)), as amend-  
25 ed by subparagraph (A), shall apply with

1           respect to such payment in the same man-  
2           ner as such provisions apply with respect  
3           to a payment made under the terms of the  
4           program under subsection (e)(3) of section  
5           1815 of such Act (42 U.S.C. 1395g), in-  
6           cluding such program as expanded pursu-  
7           ant to subsection (f) of such section, on or  
8           after the date of the enactment of the  
9           CARES Act (Public Law 116–136) and so  
10          made during such emergency period.

11           (ii) APPLICABLE PROGRAM DE-  
12          FINED.—In this clause, the term “applica-  
13          ble program” means—

14                   (I) the programs under sections  
15                   413.64(g), 412.541(f), 412.632(e),  
16                   412.116(f), 413.350(d), or 418.307 of  
17                   title 42, Code of Federal Regulations  
18                   (or any successor regulations); and

19                   (II) any other comparable pro-  
20                   gram under part A of title XVIII of  
21                   the Social Security Act, as determined  
22                   by the Secretary.

23           (iii) APPLICABLE PROVIDER.—In this  
24          clause, the term “applicable provider”

1 means a provider of services that is eligible  
2 for payment under an applicable program.

3 (2) PART B.—

4 (A) IN GENERAL.—In the case of a pay-  
5 ment made under the terms of the program de-  
6 scribed in section 421.214 of title 42, Code of  
7 Federal Regulations (or any successor regula-  
8 tion) on or after the date of the enactment of  
9 the CARES Act (Public Law 116–136) and so  
10 made during the emergency period described in  
11 section 1135(g)(1)(B) of the Social Security  
12 Act (42 U.S.C. 1320b–5(g)(1)(B)), the Sec-  
13 retary of Health and Human Services shall,  
14 upon request of the provider of services or sup-  
15 plier receiving such payment—

16 (i) provide 1 year before payments for  
17 items and services furnished by such pro-  
18 vider or supplier are offset to recoup pay-  
19 ments under such program;

20 (ii) provide that any such offset be an  
21 amount equal to—

22 (I) during the first 11 months in  
23 which any such offsets are made with  
24 respect to payment for items and  
25 services furnished by such provider or

1 supplier, 25 percent of the amount of  
2 such payment for such items and  
3 services; and

4 (II) during the succeeding 6  
5 months, 50 percent of the amount of  
6 such payment for such items and  
7 services; and

8 (iii) allow 29 months from the date of  
9 the first payment under such program to  
10 such provider or supplier before requiring  
11 that the outstanding balance be paid in  
12 full.

13 (B) LIMITATION ON FURTHER PART B AD-  
14 VANCE PAYMENTS.—With respect to the period  
15 of the emergency period described in section  
16 1135(g)(1)(B) of the Social Security Act (42  
17 U.S.C. 1320b-5(g)(1)(B)) beginning on the  
18 date of the enactment of this Act, the total  
19 amount of payments made under the terms of  
20 the program described in section 421.214 of  
21 title 42, Code of Federal Regulations (or any  
22 successor regulation)—

23 (i) for the portion of 2020 occurring  
24 during such period of the emergency period

1 and for each year, shall not exceed  
2 \$10,000,000;

3 (ii) for each year beginning and end-  
4 ing during such period of the emergency  
5 period, shall not exceed \$10,000,000; and

6 (iii) for the last year beginning during  
7 such period of the emergency period, the  
8 portion of such last year occurring during  
9 such period of the emergency period, shall  
10 not exceed \$10,000,000.

11 (b) INTEREST RATES.—

12 (1) PART A.—

13 (A) IN GENERAL.—Section 1815(d) of the  
14 Social Security Act (42 U.S.C. 1395g(d)) is  
15 amended by inserting before the period at the  
16 end the following: “(or, in the case of such a  
17 determination made with respect to a payment  
18 made on or after the date of the enactment of  
19 the CARES Act and during the emergency pe-  
20 riod described in section 1135(g)(1)(B) under  
21 the program under subsection (e)(3), including  
22 such program as expanded pursuant to sub-  
23 section (f), at a rate of 4 percent)”.

24 (B) APPLICATION TO OTHER PART A PRO-  
25 VIDERS.—In the case of a determination under

1 section 1815(d) of the Social Security Act (42  
2 U.S.C. 1395g(d)) with respect to a payment  
3 made on or after the date of the enactment of  
4 the CARES Act (Public Law 116–136) and  
5 during the emergency period described in sec-  
6 tion 1135(g)(1)(B) of the Social Security Act  
7 (42 U.S.C. 1320b–5(g)(1)(B)) under an appli-  
8 cable program (as defined in subsection  
9 (a)(1)(C)(ii)), the amendment made by sub-  
10 paragraph (A) shall apply with respect to such  
11 determination in the same manner as such  
12 amendment applies with respect to a payment  
13 made on or after the date of the enactment of  
14 the CARES Act (Public Law 116–136) and  
15 during such emergency period under the pro-  
16 gram under subsection (e)(3) of section 1815 of  
17 such Act (42 U.S.C. 1395g), including such  
18 program as expanded pursuant to subsection (f)  
19 of such section.

20 (2) PART B.—Section 1833(j) of the Social Se-  
21 curity Act (42 U.S.C. 1395l(j)) is amended by in-  
22 serting before the period at the end the following:  
23 “(or, in the case of such a determination made with  
24 respect to a payment made on or after the date of  
25 the enactment of the CARES Act and during the

1 emergency period described in section 1135(g)(1)(B)  
2 under the program described in section 421.214 of  
3 title 42, Code of Federal Regulations (or any suc-  
4 cessor regulation), at a rate of 4 percent”).

5 (c) PUBLICATION OF DATA.—

6 (1) DATA DURING COVID–19 EMERGENCY.—

7 (A) INITIAL PUBLICATION.—Not later than  
8 2 weeks after the date of the enactment of this  
9 section, the Secretary shall post on the public  
10 website of the Centers for Medicare & Medicaid  
11 Services data that includes the following infor-  
12 mation with respect to specified payments (as  
13 defined in paragraph (3)(E)) made as of such  
14 date and for which data is available:

15 (i) The total amount of such pay-  
16 ments made under each applicable pay-  
17 ment program (as defined in paragraph  
18 (3)(A)), including a specification of the  
19 percentage of such payments so made from  
20 the Federal Hospital Insurance Trust  
21 Fund established under section 1817 of  
22 the Social Security Act (42 U.S.C. 1395i)  
23 and the percentage of such payments so  
24 made from the Federal Supplementary In-  
25 surance Trust Fund established under sec-

1                   tion 1841 of such Act (42 U.S.C. 1395t)  
2                   under each such program.

3                   (ii) The amount of specified payments  
4                   made under each such program by type of  
5                   provider of services or supplier receiving  
6                   such payments.

7                   (iii) The Centers for Medicare & Med-  
8                   icaid Services certification number or other  
9                   appropriate number of, and the amount of  
10                  such payments received by, each provider  
11                  of services and supplier receiving such pay-  
12                  ments.

13                  (B) INTERIM PUBLICATION.—Every 2  
14                  weeks thereafter during the emergency period,  
15                  if any specified payments are made that were  
16                  not included in a preceding publication of data  
17                  under this paragraph, the Secretary shall post  
18                  on the website described in subparagraph (A)  
19                  data containing the information described in  
20                  clauses (i), (ii), and (iii) of such subparagraph  
21                  with respect to such specified payments.

22                  (2) ADDITIONAL PUBLICATIONS.—Not later  
23                  than 15 months after the date of the enactment of  
24                  the CARES Act (Public Law 116–136), and every 6  
25                  months thereafter until all specified payments have

1       been recouped or repaid, the Secretary shall post on  
2       the website described in paragraph (1)(A) data that  
3       includes the following:

4               (A) The total amount of all specified pay-  
5               ments not recouped or repaid under each appli-  
6               cable payment program.

7               (B) The amount of payments made under  
8               each such program and not recouped or repaid  
9               by type of provider of services or supplier.

10              (C) The total amount of specified pay-  
11              ments that have been recouped or repaid under  
12              each such program, including a specification of  
13              the percentage of such payments so recouped or  
14              repaid that have been deposited into the Fed-  
15              eral Hospital Insurance Trust Fund and the  
16              percentage of such payments so recouped or re-  
17              paid that have been deposited into the Federal  
18              Supplementary Insurance Trust Fund under  
19              each such program.

20              (D) The dollar amount of interest that has  
21              been collected with respect to all specified pay-  
22              ments under each such program.

23       (3) DEFINITIONS.—In this subsection:

1 (A) APPLICABLE PAYMENT PROGRAM.—

2 The term “applicable payment program”  
3 means—

4 (i) the program under subsection  
5 (e)(3) of section 1815 of the Social Secu-  
6 rity Act (42 U.S.C. 1395g), including such  
7 program as expanded under subsection (f)  
8 of such section;

9 (ii) an applicable program (as defined  
10 in subsection (a)(1)(C)(ii) of this section);  
11 and

12 (iii) the program described in section  
13 421.214 of title 42, Code of Federal Regu-  
14 lations (or any successor regulation).

15 (B) EMERGENCY PERIOD.—The term  
16 “emergency period” means the emergency pe-  
17 riod described in section 1135(g)(1)(B) of the  
18 Social Security Act (42 U.S.C. 1320b-  
19 5(g)(1)(B)).

20 (C) PROVIDER OF SERVICES AND SUP-  
21 PLIER.—The terms “provider of services” and  
22 “supplier” have the meaning given such terms  
23 in subsections (u) and (d), respectively, of sec-  
24 tion 1861 of such Act (42 U.S.C. 1395x).

1 (D) SECRETARY.—The term “Secretary”  
2 means the Secretary of Health and Human  
3 Services.

4 (E) SPECIFIED PAYMENTS.—The term  
5 “specified payments” means payments made  
6 under an applicable payment program on or  
7 after the date of the enactment of the CARES  
8 Act (Public Law 116–136) during the emer-  
9 gency period.

## 10 **TITLE VI—OFFSETS**

### 11 **SEC. 2601. INCLUSION IN THE MEDICAID DRUG REBATE** 12 **PROGRAM OF COVERED OUTPATIENT DRUGS** 13 **USED FOR MEDICATION-ASSISTED TREAT-** 14 **MENT.**

15 (a) IN GENERAL.—Section 1905 of the Social Secu-  
16 rity Act (42 U.S.C. 1396d) is amended—

17 (1) in paragraph (29) of subsection (a)—

18 (A) by moving the margin of such para-  
19 graph 2 ems to the right; and

20 (B) by striking “subject to paragraph (2)”  
21 and inserting “subject to paragraphs (2) and  
22 (3)”; and

23 (2) in subsection (ee), by adding at the end the  
24 following:

1           “(3) APPLICATION OF REBATE REQUIRE-  
2           MENTS.—The requirements of section 1927 shall  
3           apply to any drug or biological product described in  
4           paragraph (1)(A) that is—

5                   “(A) furnished as medical assistance in ac-  
6                   cordance with subsection (a)(29) and section  
7                   1902(a)(10)(A); and

8                   “(B) a covered outpatient drug (as defined  
9                   in section 1927(k), except that, in applying  
10                  paragraph (2)(A) of such section to a drug de-  
11                  scribed in paragraph (1)(A), such drug shall be  
12                  deemed a prescribed drug for purposes of sub-  
13                  section (a)(12)).”.

14           (b) CONFORMING AMENDMENT.—Section 1927(d)(7)  
15           of the Social Security Act (42 U.S.C. 1396r–8(d)(7)) is  
16           amended by adding at the end the following new subpara-  
17           graph:

18                   “(D) Drugs and biological products de-  
19                   scribed in subsection (ee)(1)(A) of section 1905  
20                   that are furnished as medical assistance in ac-  
21                   cordance with subsection (a)(29) of such section  
22                   and section 1902(a)(10)(A).”.

23           (c) RETROACTIVE EFFECTIVE DATE.—The amend-  
24           ments made by this section shall take effect as if included  
25           in the enactment of section 1006(b) of the SUPPORT for

1 Patients and Communities Act (Public Law 115–271; 132  
2 Stat. 3914).

3 **SEC. 2602. MEDICAID IMPROVEMENT FUND.**

4 Section 1941(b) of the Social Security Act (42 U.S.C.  
5 1396w–1(b)) is amended—

6 (1) in paragraph (1), by striking “2021” and  
7 inserting “2023”; and

8 (2) in paragraph (3)(A), by striking  
9 “\$1,960,000,000” and inserting “\$3,446,000,000”.

10 **DIVISION D—OTHER MATTERS**  
11 **TITLE I—EMERGENCY STOPGAP**  
12 **USCIS STABILIZATION ACT**

13 **SEC. 4101. SHORT TITLE.**

14 This title may be cited as the “Emergency Stopgap  
15 USCIS Stabilization Act”.

16 **SECTION 4102. EXPANSION OF PREMIUM PROCESSING.**

17 (a) **IN GENERAL.**—Section 286(u) of the Immigra-  
18 tion and Nationality Act (8 U.S.C. 1356(u)) is amended  
19 to read as follows:

20 “(u) **PREMIUM FEE FOR CERTAIN IMMIGRATION**  
21 **BENEFIT TYPES.**—

22 “(1) **IN GENERAL.**—The Secretary of Homeland  
23 Security is authorized to establish and collect a pre-  
24 mium fee for the immigration benefit types described  
25 in paragraph (2). Such fee shall be paid in addition

1 to any other fees authorized by law, deposited as off-  
2 setting receipts in the Immigration Examinations  
3 Fee Account established under subsection (m), and  
4 used for the purposes described in paragraph (4).

5 “(2) IMMIGRATION BENEFIT TYPES.—Subject  
6 to reasonable conditions or limitations, the Secretary  
7 shall establish a premium fee under paragraph (1)  
8 in connection with—

9 “(A) employment-based nonimmigrant pe-  
10 titions and associated applications for depend-  
11 ents of the beneficiaries of such petitions;

12 “(B) employment-based immigrant peti-  
13 tions filed by or on behalf of aliens described in  
14 paragraph (1), (2), or (3) of section 203(b);

15 “(C) applications to change or extend non-  
16 immigrant status;

17 “(D) applications for employment author-  
18 ization; and

19 “(E) any other immigration benefit type  
20 that the Secretary deems appropriate for pre-  
21 mium processing.

22 “(3) AMOUNT OF FEE.—

23 “(A) IN GENERAL.—Subject to subpara-  
24 graph (C), with respect to an immigration ben-  
25 efit type designated for premium processing by

1 the Secretary on or before August 1, 2020, the  
2 premium fee shall be \$2,500, except that the  
3 premium fee for a petition for classification of  
4 a nonimmigrant described in subparagraph  
5 (H)(ii)(b) or (R) of section 101(a)(15) shall be  
6 \$1,500.

7 “(B) OTHER IMMIGRATION BENEFIT  
8 TYPES.—With respect to an immigration benefit  
9 type designated for premium processing but not  
10 described in subparagraph (A), the initial pre-  
11 mium fee shall be established by regulation,  
12 which shall include a detailed methodology sup-  
13 porting the proposed premium fee amount.

14 “(C) BIENNIAL ADJUSTMENT.—The Sec-  
15 retary may adjust a premium fee under sub-  
16 paragraph (A) or (B) on a biennial basis by the  
17 percentage (if any) by which the Consumer  
18 Price Index for All Urban Consumers for the  
19 month of June preceding the date on which  
20 such adjustment takes effect exceeds the Con-  
21 sumer Price Index for All Urban Consumers for  
22 the same month of the second preceding cal-  
23 endar year. The provisions of section 553 of  
24 title 5, United States Code, shall not apply to

1 an adjustment authorized under this subpara-  
2 graph.

3 “(4) USE OF FEE.—Fees collected under this  
4 subsection may only be used by U.S. Citizenship and  
5 Immigration Services to—

6 “(A) provide the services described in  
7 paragraph (5) to premium processing request-  
8 tors;

9 “(B) make infrastructure improvements in  
10 adjudications processes and the provision of in-  
11 formation and services to immigration and nat-  
12 uralization benefit requestors;

13 “(C) respond to adjudication demands, in-  
14 cluding by reducing the number of pending im-  
15 migration and naturalization benefit requests;  
16 and

17 “(D) otherwise offset the cost of providing  
18 adjudication and naturalization services.

19 “(5) PREMIUM PROCESSING SERVICES.—The  
20 Secretary—

21 “(A) may suspend the availability of pre-  
22 mium processing for designated immigration  
23 benefit requests only if circumstances prevent  
24 the completion of processing of a significant

1 number of such requests within the required pe-  
2 riod; and

3 “(B) shall ensure that premium processing  
4 requestors have direct and reliable access to  
5 current case status information as well as the  
6 ability to communicate with the premium pro-  
7 cessing units at each service center or office that  
8 provides premium processing services.”.

9 (b) EXPANSION TO NEW BENEFIT REQUESTS.—

10 (1) IN GENERAL.—Notwithstanding the re-  
11 quirement to set a fee by regulation under section  
12 286(u)(3)(B) of the Immigration and Nationality  
13 Act (8 U.S.C. 1356(u)(3)(B)), as amended by sub-  
14 section (a), the Secretary of Homeland Security may  
15 set a fee under that section without regard to the  
16 provisions of section 553 of title 5, United States  
17 Code, if such fee is consistent with the following:

18 (A) For a petition for classification under  
19 section 203(b)(1)(C) of the Immigration and  
20 Nationality Act (8 U.S.C. 1153(b)(1)(C)), or a  
21 petition for classification under section  
22 203(b)(2) involving a waiver under section  
23 203(b)(2)(B) of such Act, the fee is set at an  
24 amount not greater than \$2,500 and the re-

1           required processing timeframe is not greater than  
2           45 days.

3           (B) For an application under section 248  
4           of the Immigration and Nationality Act (8  
5           U.S.C. 1258) to change status to a classifica-  
6           tion described in subparagraph (F), (J), or (M)  
7           of section 101(a)(15) of such Act (8 U.S.C.  
8           1101(a)(15)), the fee is set at an amount not  
9           greater than \$1,750 and the required proc-  
10          essing timeframe is not greater than 30 days.

11          (C) For an application under section 248  
12          of the Immigration and Nationality Act (8  
13          U.S.C. 1258) to change status to be classified  
14          as a dependent of a nonimmigrant described in  
15          subparagraph (E), (H), (L), (O), (P), or (R) of  
16          section 101(a)(15) of such Act (8 U.S.C.  
17          1101(a)(15)), or to extend such classification,  
18          the fee is set at an amount not greater than  
19          \$1,750 and the required processing timeframe  
20          is not greater than 30 days.

21          (D) For an application for employment au-  
22          thorization, the fee is set at an amount not  
23          greater than \$1,500 and the required proc-  
24          essing timeframe is not greater than 30 days.

1           (2) CLARIFICATION.—The required processing  
2           timeframe for each of the applications and petitions  
3           described in paragraph (1) shall not commence until  
4           the date that all prerequisites for adjudication are  
5           received by the Secretary of Homeland Security.

6           (c) OTHER BENEFIT REQUESTS.—In implementing  
7           the amendments made by subsection (a), the Secretary of  
8           Homeland Security shall develop and implement processes  
9           to ensure that the availability of premium processing, or  
10          its expansion to additional immigration benefit requests,  
11          does not result in an increase in processing times for im-  
12          migration benefit requests not designated for premium  
13          processing or an increase in regular processing of immi-  
14          gration benefit requests so designated.

15   **SEC. 4103. REPORTING REQUIREMENTS.**

16          (a) IN GENERAL.—Not later than 180 days after the  
17          date of the enactment of this Act, the Secretary of Home-  
18          land Security shall provide to the appropriate Committees  
19          a 5-year plan, including projected cost estimates, procure-  
20          ment strategies, and a project schedule with milestones,  
21          to accomplish each of the following:

22                  (1) Establish electronic filing procedures for all  
23                  applications and petitions for immigration benefits.

24                  (2) Accept electronic payment of fees at all fil-  
25                  ing locations.

1           (3) Issue correspondence, including decisions,  
2 requests for evidence, and notices of intent to deny,  
3 to immigration benefit requestors electronically.

4           (4) Improve processing times for all immigra-  
5 tion and naturalization benefit requests.

6           (b) SEMI-ANNUAL BRIEFINGS.—Not later than 180  
7 days after submission of the plan described in subsection  
8 (a), and on a semi-annual basis thereafter, the Secretary  
9 shall advise the appropriate Committees on the implemen-  
10 tation status of such plan.

11          (c) APPROPRIATE COMMITTEES DEFINED.—In this  
12 section, the term “appropriate Committees” means—

13           (1) the Committee on Appropriations, the Com-  
14 mittee on the Judiciary, and the Committee on  
15 Homeland Security of the House of Representatives;  
16 and

17           (2) the Committee on Appropriations, the Com-  
18 mittee on the Judiciary, and the Committee on  
19 Homeland Security and Governmental Affairs of the  
20 Senate.

1 **TITLE II—UNITED STATES PA-**  
2 **ROLE COMMISSION EXTEN-**  
3 **SION**

4 **SEC. 4201. SHORT TITLE.**

5 This title may be cited as the “United States Parole  
6 Commission Extension Act of 2020”.

7 **SEC. 4202. AMENDMENT OF SENTENCING REFORM ACT OF**  
8 **1984.**

9 For purposes of section 235(b) of the Sentencing Re-  
10 form Act of 1984 (18 U.S.C. 3551 note; Public Law 98–  
11 473; 98 Stat. 2032), as such section relates to chapter  
12 311 of title 18, United States Code, and the United States  
13 Parole Commission, each reference in such section to “33  
14 years” or “33-year period” shall be deemed a reference  
15 to “35 years” or “35-year period”, respectively.

16 **SEC. 4203. PAROLE COMMISSION REPORT.**

17 Section 3 of the United States Parole Commission  
18 Extension Act of 2018 (Public Law 115–274) is amend-  
19 ed—

20 (1) in subsection (b), by striking “2021” and  
21 inserting “2022”; and

22 (2) by adding at the end the following:

23 “(d) DISTRICT OF COLUMBIA REPORT FOR SUC-  
24 CEEDING FISCAL YEARS.—For each of fiscal years 2021  
25 through 2022, not later than 90 days after the end of the

1 fiscal year, the United States Parole Commission shall re-  
2 port to the Committees on the Judiciary of the Senate  
3 and House of Representatives the items in paragraphs (1)  
4 through (3) of subsection (c), for the fiscal year.”.

5 **TITLE III—ANTITRUST CRIMINAL**  
6 **PENALTY ENHANCEMENT**  
7 **AND REFORM PERMANENT**  
8 **EXTENSION ACT**

9 **SEC. 4301. SHORT TITLE.**

10 This title may be cited as the “Antitrust Criminal  
11 Penalty Enhancement and Reform Permanent Extension  
12 Act”.

13 **SEC. 4302. FINDINGS; PURPOSE.**

14 (a) FINDINGS.—Congress finds the following:

15 (1) Conspiracies among competitors to fix  
16 prices, rig bids, and allocate markets are categori-  
17 cally and irredeemably anticompetitive and con-  
18 travene the competition policy of the United States.

19 (2) Cooperation incentives are important to the  
20 efforts of the Antitrust Division of the Department  
21 of Justice to prosecute and deter the offenses de-  
22 scribed in paragraph (1).

23 (b) PURPOSE.—The purpose of this Act, and the  
24 amendments made by this Act, is to strengthen public and  
25 private antitrust enforcement by providing incentives for

1 antitrust violators to cooperate fully with government  
2 prosecutors and private litigants through the repeal of the  
3 sunset provision of the Antitrust Criminal Penalty En-  
4 hancement and Reform Act of 2004 (15 U.S.C. 1 note).

5 **SEC. 4303. REPEAL OF SUNSET PROVISION.**

6 (a) REPEAL.—Section 211 of the Antitrust Criminal  
7 Penalty Enhancement and Reform Act of 2004 (15 U.S.C.  
8 1 note) is repealed.

9 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

10 (1) REVIVAL AND RESTORATION.—

11 (A) IN GENERAL.—Sections 212, 213, and  
12 214 of the Antitrust Criminal Penalty Enhance-  
13 ment and Reform Act of 2004 (15 U.S.C. 1  
14 note) as in effect on June 21, 2020, and as  
15 amended by the laws described in subparagraph  
16 (B), are revived and restored.

17 (B) LAWS.—The laws described in this  
18 subparagraph are:

19 (i) Antitrust Criminal Penalty En-  
20 hancement and Reform Act of 2004 Exten-  
21 sion Act (Public Law 111–30; 123 Stat.  
22 1775).

23 (ii) The Act entitled “An Act to  
24 amend the Antitrust Criminal Penalty En-  
25 hancement and Reform Act of 2004 to ex-

1           tend the operation of such Act, and for  
2           other purposes”, approved June 9, 2010  
3           (Public Law 111–90; 124 Stat. 1275).

4           (2) DEFINITIONS.—Section 212 of the Anti-  
5           trust Criminal Penalty Enhancement and Reform  
6           Act of 2004 (15 U.S.C. 1 note) is amended—

7                   (A) by striking paragraph (6); and

8                   (B) by redesignating paragraph (7) as  
9           paragraph (6).

10          (c) APPLICABILITY.—

11           (1) MARKERS AND AGREEMENTS BEFORE SUN-  
12           SET.—Notwithstanding the repeal under subsection  
13           (a), section 211(b) of the Antitrust Criminal Penalty  
14           Enhancement and Reform Act of 2004 (15 U.S.C.  
15           1 note), as in effect on the day before the date of  
16           enactment of this Act, shall continue to apply to any  
17           person who received a marker or entered into an  
18           antitrust leniency agreement on or before June 22,  
19           2020.

20           (2) MARKERS AND AGREEMENTS AFTER SUN-  
21           SET.—The repeal under subsection (a) shall apply to  
22           any person who received a marker or entered into an  
23           antitrust leniency agreement on or after June 23,  
24           2020.

1                   **TITLE IV—COMMUNITY**  
2                   **SERVICES AND SUPPORTS**

3 **SEC. 4401. HEAD START DESIGNATION RENEWAL SYSTEM.**

4           Notwithstanding section 638 of the Head Start Act  
5 (42 U.S.C. 9833), if the Secretary of Health and Human  
6 Services—

7                   (1) is required to make a determination under  
8 paragraph (6) of section 641(c) of such Act (42  
9 U.S.C. 9836a(c)) whether to renew the designation  
10 of a Head Start agency for which such determina-  
11 tion under the schedule developed pursuant to para-  
12 graph (9)(C) of such section 641(c) is required to be  
13 made before December 31, 2020; and

14                   (2) cannot make such determination in accord-  
15 ance with such schedule because the Secretary lacks  
16 any information described in any of subparagraphs  
17 (A) through (E) of section 641(c)(1) of such Act re-  
18 quired for the purpose of making such determina-  
19 tion;

20 then before December 31, 2020, the Secretary shall extend  
21 for not more than 2 years the 5-year period otherwise ap-  
22 plicable to the designation of such Head Start agency  
23 under such Act.

# 1 **TITLE V—BUDGETARY EFFECTS**

## 2 **SEC. 4501. BUDGETARY EFFECTS.**

3 (a) **STATUTORY PAYGO SCORECARDS.**—The budg-  
4 etary effects of division B and each succeeding division  
5 shall not be entered on either PAYGO scorecard main-  
6 tained pursuant to section 4(d) of the Statutory Pay-As-  
7 You-Go Act of 2010.

8 (b) **SENATE PAYGO SCORECARDS.**—The budgetary  
9 effects of division B and each succeeding division shall not  
10 be entered on any PAYGO scorecard maintained for pur-  
11 poses of section 4106 of H. Con. Res. 71 (115th Con-  
12 gress).

13 (c) **CLASSIFICATION OF BUDGETARY EFFECTS.**—  
14 Notwithstanding Rule 3 of the Budget Scorekeeping  
15 Guidelines set forth in the joint explanatory statement of  
16 the committee of conference accompanying Conference Re-  
17 port 105–217 and section 250(c)(8) of the Balanced  
18 Budget and Emergency Deficit Control Act of 1985, the  
19 budgetary effects of division B and each succeeding divi-  
20 sion shall not be estimated—

21 (1) for purposes of section 251 of such Act; and

22 (2) for purposes of paragraph (4)(C) of section

23 3 of the Statutory Pay-As-You-Go Act of 2010 as

24 being included in an appropriation Act.

1           **TITLE VI—NUTRITION AND**  
2           **COMMODITIES PROGRAMS**

3   **SEC. 4601. P-EBT PROGRAM EXTENSION.**

4           Section 1101 of the Families First Coronavirus Re-  
5 sponse Act (Public Law 116–127; 7 U.S.C. 2011 note)  
6 is amended—

7           (1) in subsection (a)—

8                   (A) by striking “fiscal year 2020” and in-  
9 serting “fiscal years 2020 and 2021”; and

10                   (B) by inserting “or has reduced the num-  
11 ber of days or hours that students attend the  
12 school” after “school is closed”;

13           (2) in subsection (b), in the first sentence, by  
14 inserting “and, as applicable, households with chil-  
15 dren eligible for assistance under subsection (h)”  
16 after “children”;

17           (3) in subsection (c), by inserting “or has re-  
18 duced the number of days or hours that students at-  
19 tend the school” after “school that is closed”;

20           (4) in subsection (f)—

21                   (A) by striking “To facilitate” and insert-  
22 ing the following:

23                   “(1) IN GENERAL.—To facilitate”; and

24                   (B) by adding at the end the following:

1           “(2) SIMPLIFYING ASSUMPTIONS FOR SCHOOL  
2           YEAR 2020-2021.—A State agency may use simpli-  
3           fying assumptions and the best feasibly available  
4           data to provide benefits to and establish benefit lev-  
5           els and eligibility periods for eligible children and  
6           children eligible for assistance under subsection (h)  
7           for purposes of this section.”;

8           (5) by redesignating subsections (h) and (i) as  
9           subsections (i) and (j), respectively;

10          (6) by inserting after subsection (g) the fol-  
11          lowing:

12          “(h) ASSISTANCE FOR CHILDREN IN CHILD CARE.—

13               “(1) IN GENERAL.—Beginning on October 1,  
14               2020, subject to an approved State agency plan  
15               under subsection (b) or an approved amendment to  
16               such a plan, in any case in which, during a public  
17               health emergency designation, a covered child care  
18               facility is closed or has reduced attendance or hours  
19               for at least 5 consecutive days, or 1 or more schools  
20               in the area of a covered child care facility are closed  
21               or have reduced attendance or hours for at least 5  
22               consecutive days, each household containing at least  
23               1 child enrolled in such a covered child care facility  
24               and the supplemental nutrition assistance program  
25               established under the Food and Nutrition Act of

1 2008 (7 U.S.C. 2011 et seq.) shall be eligible to re-  
2 ceive assistance, in accordance with paragraph (2),  
3 until covered child care facilities or schools in the  
4 area reopen or operate at full attendance and hours,  
5 as applicable, as determined by the State agency.

6 “(2) ASSISTANCE.—A household shall receive  
7 benefits under paragraph (1) in an amount that is  
8 equal to at least 1 breakfast and 1 lunch at the free  
9 rate for each child enrolled in a covered child care  
10 facility for each day that the child does not attend  
11 the facility because the facility is closed or operating  
12 with reduced attendance or hours.

13 “(3) STATE OPTION.—A State shall not be re-  
14 quired to provide assistance under this subsection in  
15 order to provide assistance to eligible children under  
16 a State agency plan under subsection (b).”;

17 (7) in subsection (i) (as so redesignated)—

18 (A) in each of paragraphs (1) through (3),  
19 by inserting a paragraph heading, the text of  
20 which comprises the term defined in that para-  
21 graph;

22 (B) by redesignating paragraphs (1)  
23 through (3) as paragraphs (2), (4), and (5), re-  
24 spectively;

1 (C) by inserting before paragraph (2) (as  
2 so redesignated) the following:

3 “(1) COVERED CHILD CARE FACILITY.—The  
4 term ‘covered child care facility’ means—

5 “(A) an organization described in subpara-  
6 graph (A) or (B) of section 17(a)(2) of the  
7 Richard B. Russell National School Lunch Act  
8 (42 U.S.C. 1766(a)(2)); and

9 “(B) a family or group day care home.”;

10 (D) in paragraph (2) (as so redesignated),  
11 by inserting “or reduced attendance or hours”  
12 after “closure”;

13 (E) by inserting after paragraph (2) (as so  
14 redesignated) the following:

15 “(3) FREE RATE.—The term ‘free rate’  
16 means—

17 “(A) with respect to a breakfast, the rate  
18 of a free breakfast under the school breakfast  
19 program under section 4 of the Child Nutrition  
20 Act of 1966 (42 U.S.C. 1773); and

21 “(B) with respect to a lunch, the rate of  
22 a free lunch under the school lunch program  
23 under the Richard B. Russell National School  
24 Lunch Act (42 U.S.C. 1751 et seq.).”; and

25 (F) by adding at the end the following:

1           “(6) STATE.—The term ‘State’ has the mean-  
2           ing given the term in section 12(d) of the Richard  
3           B. Russell National School Lunch Act (42 U.S.C.  
4           1760(d)).”; and

5           (8) in subsection (j) (as so redesignated), by in-  
6           serting “(including all administrative expenses)”  
7           after “this section”.

8   **SEC. 4602. EXTENDING CERTAIN WAIVER AUTHORITIES.**

9           (a) NATIONAL SCHOOL LUNCH PROGRAM REQUIRE-  
10          MENT WAIVERS ADDRESSING COVID-19.—Section  
11          2202(e) of the Families First Coronavirus Response Act  
12          (Public Law 116-127; 42 U.S.C. 1760 note) is amended  
13          by striking “September 30, 2020” and inserting “Sep-  
14          tember 30, 2021”.

15          (b) PHYSICAL PRESENCE WAIVER UNDER WIC DUR-  
16          ING CERTAIN PUBLIC HEALTH EMERGENCIES.—Section  
17          2203(c) of the Families First Coronavirus Response Act  
18          (Public Law 116-127; 42 U.S.C. 1786 note) is amended  
19          by striking “September 30, 2020” and inserting “Sep-  
20          tember 30, 2021”.

21          (c) ADMINISTRATIVE REQUIREMENTS WAIVER  
22          UNDER WIC.—Section 2204(c) of the Families First  
23          Coronavirus Response Act (Public Law 116-127) is  
24          amended by striking “September 30, 2020” and inserting  
25          “September 30, 2021”.

1 (d) FUNDING.—There are hereby appropriated, out  
2 of any funds in the Treasury not otherwise appropriated,  
3 such sums as may be necessary to carry out this section.

4 **SEC. 4603. SNAP FLEXIBILITIES.**

5 (a) EXTENSION OF EXISTING SNAP FLEXIBILITIES  
6 FOR COVID-19.—

7 (1) STATE OPTIONS.—

8 (A) A State agency (as defined in section  
9 3(s) of the Food and Nutrition Act of 2008 (7  
10 U.S.C. 2012(s))) shall have the option, without  
11 prior approval from the Secretary of Agri-  
12 culture—

13 (i) to extend certification periods  
14 under section 3(f) of the Food and Nutri-  
15 tion Act of 2008 (7 U.S.C. 2012(f)) for  
16 not more than 6 months and adjust peri-  
17 odic report requirements under section  
18 6(c)(1)(D)(i) of the Food and Nutrition  
19 Act of 2008 (7 U.S.C. 2015(c)(1)(D)(i))  
20 for some or all participating households  
21 with certification periods set to expire or  
22 periodic reports due on or before June 30,  
23 2021, consistent with the extensions and  
24 adjustments provided in the Food and Nu-  
25 trition Service’s April 22, 2020, blanket

1 approval for extending certification and ad-  
2 justing periodic reports, unless otherwise  
3 provided in this subparagraph;

4 (ii) to allow household reporting re-  
5 quirements under section 273.12(a)(5)(iii)  
6 of title 7 of the Code of Federal Regula-  
7 tions to satisfy the recertification require-  
8 ments under section 273.14 of title 7 of  
9 the Code of Federal Regulations for some  
10 or all participating households with recer-  
11 tification periods set to expire on or before  
12 December 31, 2021; and

13 (iii) to adjust the interview require-  
14 ments under sections 273.2 and 273.14(b)  
15 of title 7 of the Code of Federal Regula-  
16 tions for some or all household applications  
17 or recertifications through June 30, 2021,  
18 consistent with the adjustments provided  
19 in the Food and Nutrition Service's March  
20 26, 2020, blanket approval for adjusting  
21 interview requirements, unless otherwise  
22 provided in this subparagraph.

23 (B) Not later than 5 days after exercising  
24 an option under subparagraph (A), a State  
25 agency shall notify the Secretary of Agriculture

1           in writing of the option exercised, the categories  
2           of households affected by the option, and the  
3           duration of such option.

4           (2) ADJUSTMENT.—The Secretary of Agri-  
5           culture shall allow a State agency to suspend the re-  
6           quirements under sections 275.11(b)(1) and (2),  
7           275.12, and 275.13 of title 7 of the Code of Federal  
8           Regulations from June 1, 2020, through September  
9           30, 2021, consistent with the waivers provided in the  
10          Food and Nutrition Service’s April 30, 2020, blan-  
11          ket approval for waiver of quality control reviews,  
12          unless otherwise provided in this paragraph.

13          (3) REPORT.—Section 2302 of the Families  
14          First Coronavirus Response Act (Public Law 116–  
15          127; 7 U.S.C. 2011 note) is amended by striking  
16          subsection (c) and inserting the following:

17          “(c) REPORT.—Not later than June 30, 2022, the  
18          Secretary of Agriculture shall submit, to the Committee  
19          on Agriculture of the House of Representatives and the  
20          Committee on Agriculture, Nutrition, and Forestry of the  
21          Senate, a report containing the following information:

22                 “(1) A description of any information or data  
23                 supporting State agency requests under this section  
24                 and any additional measures that State agencies re-

1 requested that were not approved by the Secretary of  
2 Agriculture;

3 “(2) An evaluation of the use of all waivers, ad-  
4 justments, and other flexibilities in the operation of  
5 the supplemental nutrition assistance program (as  
6 defined in section 3 of the Food and Nutrition Act  
7 of 2008 (7 U.S.C. 2012)), in effect under this Act,  
8 the Food and Nutrition Act of 2008 (7 U.S.C. 2011  
9 et seq.), or any other Act, to respond to the  
10 COVID–19 public health emergency; and

11 “(3) A recommendation of any additional waiv-  
12 ers or flexibilities needed in the operation of the sup-  
13 plemental nutrition assistance program to respond to  
14 public health emergencies with pandemic potential.”.

15 (b) FUNDING.—There are hereby appropriated, out  
16 of any funds in the Treasury not otherwise appropriated,  
17 such sums as may be necessary to carry out this section.

18 **SEC. 4604. PROHIBITION ON PAYMENTS TO FOSSIL FUEL**

19 **REFINERS AND IMPORTERS.**

20 (a) IN GENERAL.—The Secretary of Agriculture may  
21 not use any funds, facilities, or authorities of the Com-  
22 modity Credit Corporation or the Department of Agri-  
23 culture—

24 (1) to provide a payment to a refiner or im-  
25 porter (as those terms are defined in section 80.2 of

1 title 40, Code of Federal Regulations (or successor  
2 regulations)); or

3 (2) to otherwise support, directly or indirectly,  
4 a refiner or importer (as so defined) in meeting any  
5 requirements under—

6 (A) the renewable fuel program under sec-  
7 tion 211(o) of the Clean Air Act (42 U.S.C.  
8 7545(o)); or

9 (B) any other provision of law that re-  
10 quires the blending of fossil fuel with renewable  
11 fuel.

12 (b) The exclusion in (a) shall not apply to any pay-  
13 ments or support to producers, refiners, or importers of  
14 biofuel (as defined in 7 U.S.C. 8101).

15 (c) MORATORIUM ON AUTHORITIES RELATING TO  
16 EXCHANGES OF AGRICULTURAL PRODUCTS FOR PETRO-  
17 LEUM PRODUCTS.—The authorities under the ninth and  
18 tenth sentences of section 4(h) of the Commodity Credit  
19 Corporation Charter Act (15 U.S.C. 714b(h)) (relating to  
20 the availability of agricultural products for the Secretary  
21 of Energy to exchange for petroleum products and the  
22 terms and conditions of those exchanges, respectively)  
23 shall not be used during the 180-day period beginning on  
24 the date of enactment of this Act.

1 **DIVISION E—DEPARTMENT OF**  
2 **VETERANS AFFAIRS EXTEN-**  
3 **SIONS**

4 **SEC. 5001. SHORT TITLE.**

5 This division may be cited as the “Department of  
6 Veterans Affairs Expiring Authorities Act of 2020”.

7 **TITLE I—EXTENSIONS OF AU-**  
8 **THORITIES RELATING TO**  
9 **HEALTH CARE**

10 **SEC. 5101. EXTENSION OF AUTHORITY FOR COLLECTION OF**  
11 **COPAYMENTS FOR HOSPITAL CARE AND**  
12 **NURSING HOME CARE.**

13 Section 1710(f)(2)(B) of title 38, United States  
14 Code, is amended by striking “September 30, 2020” and  
15 inserting “September 30, 2022”.

16 **SEC. 5102. EXTENSION OF REQUIREMENT TO PROVIDE**  
17 **NURSING HOME CARE TO CERTAIN VET-**  
18 **ERANS WITH SERVICE CONNECTED DISABIL-**  
19 **ITIES.**

20 Section 1710A(d) of title 38, United States Code, is  
21 amended by striking “September 30, 2020” and inserting  
22 “September 30, 2022”.

1 **SEC. 5103. EXTENSION OF AUTHORITY FOR TRANSFER OF**  
2 **REAL PROPERTY.**

3 Section 8118(a)(5) of title 38, United States Code,  
4 is amended by striking “September 30, 2020” and insert-  
5 ing “September 30, 2022”.

6 **SEC. 5104. EXTENSION OF AUTHORITY FOR PILOT PRO-**  
7 **GRAM ON ASSISTANCE FOR CHILD CARE FOR**  
8 **CERTAIN VETERANS RECEIVING HEALTH**  
9 **CARE.**

10 (a) **EXTENSION OF AUTHORITY.**—Subsection (e) of  
11 section 205 of the Caregivers and Veterans Omnibus  
12 Health Services Act of 2010 (Public Law 111–163; 124  
13 Stat. 1144; 38 U.S.C. 1710 note) is amended by striking  
14 “September 30, 2020” and inserting “September 30,  
15 2022”.

16 (b) **AUTHORIZATION OF APPROPRIATIONS.**—Sub-  
17 section (h) of such section is amended by striking “and  
18 2020” and inserting “2020, 2021, and 2022”.

19 **SEC. 5105. EXTENSION OF AUTHORIZATION OF APPROPRIA-**  
20 **TIONS FOR GRANTS TO VETERANS SERVICE**  
21 **ORGANIZATIONS FOR TRANSPORTATION OF**  
22 **HIGHLY RURAL VETERANS.**

23 Section 307(d) of the Caregivers and Veterans Omni-  
24 bus Health Services Act of 2010 (Public Law 111–163;  
25 124 Stat. 1154; 38 U.S.C. 1710 note) is amended by  
26 striking “2020” and inserting “2022”.

1 **SEC. 5106. EXTENSION OF AUTHORITY FOR PILOT PRO-**  
2 **GRAM ON COUNSELING IN RETREAT SET-**  
3 **TINGS FOR WOMEN VETERANS NEWLY SEPA-**  
4 **RATED FROM SERVICE.**

5 (a) **EXTENSION OF AUTHORITY.**—Subsection (d) of  
6 section 203 of the Caregivers and Veterans Omnibus  
7 Health Services Act of 2010 (Public Law 111–163; 124  
8 Stat. 1143; 38 U.S.C. 1712A note) is amended by striking  
9 “September 30, 2020” and inserting “September 30,  
10 2022”.

11 (b) **AUTHORIZATION OF APPROPRIATIONS.**—Sub-  
12 section (f) of such section is amended by striking “and  
13 2020” and inserting “2020, 2021, and 2022”.

14 **SEC. 5107. EXTENSION OF AUTHORITY FOR PILOT PRO-**  
15 **GRAM ON GRADUATE MEDICAL EDUCATION**  
16 **AND RESIDENCY.**

17 (a) **IN GENERAL.**—Subsection (d) of section 403 of  
18 the VA MISSION Act of 2018 (Public Law 115–182; 132  
19 Stat. 1474; 38 U.S.C. 7302 note) is amended by striking  
20 “August 7, 2024” and inserting “August 7, 2031”.

21 (b) **TECHNICAL CORRECTION.**—Subsection (a)(1) of  
22 such section is amended by striking “authorized under”  
23 and all that follows through the period at the end and  
24 inserting “authorized under section 7302 of title 38,  
25 United States Code, at covered facilities.”.

1 **SEC. 5108. INSPECTOR GENERAL OF THE DEPARTMENT OF**  
2 **VETERANS AFFAIRS REPORT ON ADMINIS-**  
3 **TRATION OF INTERNET WEBSITE ON STAFF-**  
4 **ING AND VACANCIES.**

5 Not later than October 31, 2022, and October 31,  
6 2024, and as frequently thereafter as the Inspector Gen-  
7 eral of the Department of Veterans Affairs considers ap-  
8 propriate, the Inspector General shall—

9 (1) review the administration of the internet  
10 website required by section 505(a)(1) of the VA  
11 MISSION Act of 2018 (Public Law 115–182; 132  
12 Stat. 1477; 38 U.S.C. 301 note);

13 (2) develop recommendations for such legisla-  
14 tive or administrative action as the Inspector Gen-  
15 eral considers appropriate for such administration;  
16 and

17 (3) submit to the Committee on Veterans' Af-  
18 fairs of the Senate and the Committee on Veterans'  
19 Affairs of the House of Representatives a report  
20 on—

21 (A) the findings of the Inspector General  
22 with respect to the most recent review con-  
23 ducted under paragraph (1); and

24 (B) the recommendations most recently de-  
25 veloped under paragraph (2).

1 **SEC. 5109. EXTENSION OF TEMPORARY EXPANSION OF PAY-**  
2 **MENTS AND ALLOWANCES FOR BENEFICIARY**  
3 **TRAVEL IN CONNECTION WITH VETERANS**  
4 **RECEIVING CARE FROM VET CENTERS.**

5 Section 104(a) of the Honoring America’s Veterans  
6 and Caring for Camp Lejeune Families Act of 2012 (Pub-  
7 lic Law 112–154; 126 Stat. 1169), as most recently  
8 amended by section 5 of the Department of Veterans Af-  
9 fairs Expiring Authorities Act of 2019 (Public Law 116–  
10 61; 133 Stat. 1116), is further amended by striking “Sep-  
11 tember 30, 2020” and inserting “September 30, 2021”.

12 **TITLE II—EXTENSIONS OF AU-**  
13 **THORITIES RELATING TO**  
14 **BENEFITS**

15 **SEC. 5201. EXTENSION OF SPECIALLY ADAPTED HOUSING**  
16 **ASSISTIVE TECHNOLOGY GRANT PROGRAM.**

17 Section 2108(g) of title 38, United States Code, is  
18 amended by striking “September 30, 2020” and inserting  
19 “September 30, 2022”.

20 **SEC. 5202. EXTENSIONS OF CERTAIN PROVISIONS OF LAW.**

21 (a) **EXTENSION OF STUDENT VETERAN**  
22 **CORONAVIRUS RESPONSE ACT OF 2020.**—Section 2 of the  
23 Student Veteran Coronavirus Response Act of 2020 (Pub-  
24 lic Law 116–140) is amended by striking “December 21,  
25 2020” and inserting “December 21, 2021”.

1 (b) EXTENSION OF PERIOD FOR CONTINUATION OF  
2 DEPARTMENT OF VETERANS AFFAIRS EDUCATIONAL AS-  
3 SISTANCE BENEFITS FOR CERTAIN PROGRAMS OF EDU-  
4 CATION CONVERTED TO DISTANCE LEARNING BY REASON  
5 OF EMERGENCIES AND HEALTH-RELATED SITUATIONS.—  
6 Section 1(b) of Public Law 116–128 is amended by strik-  
7 ing “December 21, 2020” and inserting “December 21,  
8 2021”.

9 **SEC. 5203. EXTENSION OF AUTHORITY TO MAINTAIN RE-**  
10 **GIONAL OFFICE IN THE REPUBLIC OF THE**  
11 **PHILIPPINES.**

12 Section 315(b) of title 38, United States Code, is  
13 amended by striking “September 30, 2020” and inserting  
14 “September 30, 2022”.

15 **SEC. 5204. EXTENSION OF AUTHORITY TO TRANSPORT INDI-**  
16 **VIDUALS TO AND FROM DEPARTMENT OF**  
17 **VETERANS AFFAIRS FACILITIES.**

18 Section 111A(a)(2) of title 38, United States Code,  
19 is amended by striking “September 30, 2020” and insert-  
20 ing “September 30, 2022”.

1 **SEC. 5205. EXTENSION OF TEMPORARY INCREASE IN NUM-**  
2 **BER OF JUDGES ON UNITED STATES COURT**  
3 **OF APPEALS FOR VETERANS CLAIMS.**

4 Section 7253(i)(2) of title 38, United States Code,  
5 is amended by striking “January 1, 2021” and inserting  
6 “January 1, 2026”.

7 **TITLE III—EXTENSIONS OF AU-**  
8 **THORITIES RELATING TO**  
9 **HOMELESS VETERANS**

10 **SEC. 5301. EXTENSION OF AUTHORIZATION OF APPROPRIA-**  
11 **TIONS FOR HOMELESS VETERANS RE-**  
12 **INTEGRATION PROGRAMS.**

13 Section 2021(e)(1)(F) of title 38, United States  
14 Code, is amended by striking “2020” and inserting  
15 “2022”.

16 **SEC. 5302. EXTENSION OF AUTHORIZATION OF APPROPRIA-**  
17 **TIONS FOR HOMELESS WOMEN VETERANS**  
18 **AND HOMELESS VETERANS WITH CHILDREN**  
19 **REINTEGRATION GRANT PROGRAM.**

20 Section 2021A(f)(1) of title 38, United States Code,  
21 is amended by striking “2020” and inserting “2022”.

1 **SEC. 5303. EXTENSION OF AUTHORITY FOR REFERRAL AND**  
2 **COUNSELING SERVICES FOR VETERANS AT**  
3 **RISK OF HOMELESSNESS TRANSITIONING**  
4 **FROM CERTAIN INSTITUTIONS.**

5 Section 2023(d) of title 38, United States Code, is  
6 amended by striking “September 30, 2020” and inserting  
7 “September 30, 2022”.

8 **SEC. 5304. EXTENSION OF AUTHORITY FOR TREATMENT**  
9 **AND REHABILITATION FOR SERIOUSLY MEN-**  
10 **TALLY ILL AND HOMELESS VETERANS.**

11 (a) GENERAL TREATMENT.—Section 2031(b) of title  
12 38, United States Code, is amended by striking “Sep-

13 tember 30, 2020” and inserting “September 30, 2022”.  
14 (b) ADDITIONAL SERVICES AT CERTAIN LOCA-  
15 TIONS.—Section 2033(d) of such title is amended by strik-

16 ing “September 30, 2020” and inserting “September 30,  
17 2022”.  
18 **SEC. 5305. EXTENSION OF FUNDING FOR FINANCIAL AS-**  
19 **SISTANCE FOR SUPPORTIVE SERVICES FOR**  
20 **VERY LOW-INCOME VETERAN FAMILIES IN**  
21 **PERMANENT HOUSING.**

22 Section 2044(e)(1) of title 38, United States Code,  
23 is amended—

24 (1) in subparagraph (G), by striking “through  
25 2021” and inserting “and 2020”; and

1           (2) by adding at the end the following new sub-  
2 paragraph:

3           “(H) \$420,000,000 for each of fiscal years  
4 2021 and 2022.”.

5 **SEC. 5306. EXTENSION OF FUNDING FOR GRANT PROGRAM**  
6 **FOR HOMELESS VETERANS WITH SPECIAL**  
7 **NEEDS.**

8           Section 2061(d)(1) of title 38, United States Code,  
9 is amended by striking “2020” and inserting “2022”.

10 **TITLE IV—EXTENSIONS OF**  
11 **OTHER AUTHORITIES AND**  
12 **OTHER MATTERS**

13 **SEC. 5401. EXTENSION OF AUTHORIZATION OF APPROPRIA-**  
14 **TIONS FOR MONTHLY ASSISTANCE ALLOW-**  
15 **ANCE UNDER THE OFFICE OF NATIONAL VET-**  
16 **ERANS SPORTS PROGRAMS AND SPECIAL**  
17 **EVENTS.**

18           Section 322(d)(4) of title 38, United States Code, is  
19 amended by striking “2020” and inserting “2022”.

1 **SEC. 5402. EXTENSION OF REQUIREMENTS TO PROVIDE RE-**  
2 **PORTS TO CONGRESS REGARDING EQUI-**  
3 **TABLE RELIEF IN THE CASE OF ADMINISTRA-**  
4 **TIVE ERROR.**

5 Section 503(c) of title 38, United States Code, is  
6 amended by striking “December 31, 2020” and inserting  
7 “December 31, 2022”.

8 **SEC. 5403. EXTENSION AND AUTHORIZATION OF APPRO-**  
9 **PRIATIONS FOR ADAPTIVE SPORTS PRO-**  
10 **GRAMS FOR DISABLED VETERANS AND MEM-**  
11 **BERS OF THE ARMED FORCES.**

12 (a) AUTHORIZATION OF APPROPRIATIONS.—Sub-  
13 section (g)(1) of section 521A of title 38, United States  
14 Code, is amended—

15 (1) by striking “appropriated \$8,000,000” and  
16 inserting the following: “appropriated amounts as  
17 follows:

18 “(A) \$8,000,000 for each of fiscal years 2010  
19 through 2020.”; and

20 (2) by adding at the end the following new sub-  
21 paragraph:

22 “(B) \$16,000,000 for each of fiscal years 2021  
23 and 2022.”.

24 (b) EXTENSION.—Subsection (l) of such section is  
25 amended by striking “2020” and inserting “2022”.

1 **SEC. 5404. EXTENSION OF AUTHORITY TO ENTER INTO**  
2 **AGREEMENT WITH THE NATIONAL ACADEMY**  
3 **OF SCIENCES REGARDING ASSOCIATIONS BE-**  
4 **TWEEN DISEASES AND EXPOSURE TO DIOXIN**  
5 **AND OTHER CHEMICAL COMPOUNDS IN HER-**  
6 **BICIDES.**

7 Section 3 of the Agent Orange Act of 1991 (Public  
8 Law 102-4; 38 U.S.C. 1116 note) is amended by striking  
9 “September 30, 2020” and inserting “September 30,  
10 2022”.

11 **SEC. 5405. MODIFICATION AND EXTENSION OF AUTHORITY**  
12 **RELATING TO VENDEE LOAN PROGRAM.**

13 Section 3733(a) of title 38, United States Code, is  
14 amended by adding at the end the following new para-  
15 graph:

16 “(8) During the period that begins on October 1,  
17 2020, and ends on September 30, 2025, the Secretary  
18 shall carry out the provisions of this subsection as if—

19 “(A) the references in the first sentence of  
20 paragraph (1) to ‘65 percent’ and ‘may be financed  
21 by a loan’ were references to ‘85 percent’ and ‘shall  
22 be of property marketed with financing to be’, re-  
23 spectively;

24 “(B) the second sentence of paragraph (1) were  
25 repealed; and

1           “(C) the reference in paragraph (2) to ‘Sep-  
2           tember 30, 1990,’ were a reference to ‘September  
3           30, 2025,’.”.

          Passed the House of Representatives September 22,  
2020.

Attest:

*Clerk.*

116<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 8337**

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**AN ACT**

Making continuing appropriations for fiscal year  
2021, and for other purposes.