

DESIGNATION OF FUNDING AS AN EMERGENCY
REQUIREMENT

COMMUNICATION

FROM

THE PRESIDENT OF THE UNITED STATES

TRANSMITTING

A DESIGNATION AS AN EMERGENCY REQUIREMENT ALL FUNDING SO DESIGNATED BY THE CONGRESS IN THE ACT IN ACCORDANCE TO SECTION 6(a) OF CONSOLIDATED APPROPRIATIONS ACT, 2020, PURSUANT TO SECTION 251(b)(2)(A) OF THE BALANCED BUDGET AND EMERGENCY DEFICIT CONTROL ACT OF 1985



DECEMBER 23, 2019.—Referred to the Committee on Appropriations and ordered to be printed

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THE WHITE HOUSE,
Washington, December 20, 2019.

Hon. NANCY PELOSI,
Speaker of the House of Representatives,
Washington, DC.

DEAR MADAM SPEAKER: In accordance with section 6(a) of the Consolidated Appropriations Act, 2020 (H.R. 1158) and section 6(a) of the Further Consolidated Appropriations Act, 2020 (H.R. 1865), I hereby designate as emergency requirements all funding (including the rescission of funds) so designated by the Congress in these Acts pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as outlined in the enclosed list of accounts.

The details of this action are set forth in the enclosed memorandum from the Acting Director of the Office of Management and Budget.

Sincerely,

DONALD J. TRUMP.



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

December 19, 2019

MEMORANDUM FOR THE PRESIDENT

FROM:

Russell T. Vought
Acting Director

SUBJECT:

Designation of Funding as an Emergency Requirement

The Congress designated as an emergency requirement certain funding in divisions A and D of the Consolidated Appropriations Act, 2020 (H.R. 1158) and divisions B and F of the Further Consolidated Appropriations Act, 2020 (H.R. 1865). Section 6(a) of the Consolidated Appropriations Act, 2020 and section 6(a) of the Further Consolidated Appropriations Act, 2020 provide that the availability of funding that is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985 (BBEDCA) is contingent upon the President subsequently so designating all such amounts and transmitting such designations to the Congress.

These Acts provide a net total of \$8.5 billion in fiscal year (FY) 2020 emergency funding with \$8.0 billion for defense programs and \$0.5 billion for non-defense programs. These funds are mostly for expenses related to natural disaster relief, including from recent major hurricanes, flooding, and earthquakes occurring in FY 2019 as well as for procurement of Ebola medical countermeasures and humanitarian care for migrants along the U.S. Southwest border. These Acts extend the availability and expand the eligible uses of agriculture disaster assistance that was originally provided in FY 2018 and FY 2019, targeting at least \$400 million for sugar beet losses.

I recommend that you designate as emergency requirements all funding (including the rescission of funds) so designated by the Congress in these Acts pursuant to section 251(b)(2)(A) of BBEDCA, as outlined in the enclosed list of accounts. Upon transmittal of these designations to the Congress, these funds will be immediately available for obligation and expenditure. No further congressional action will be required.

The designation of these funds as emergency requirements allows for adjustments to the discretionary spending limits in FY 2020, as specified in section 251(b)(2)(A) of BBEDCA. These adjustments will be reflected when the Office of Management and Budget submits its final sequestration report for FY 2020 in accordance with section 254(f) of BBEDCA.

I have reviewed this proposed action and am satisfied it is necessary at this time. Therefore, I recommend that you make the requested funds available by signing the enclosed letters to the Speaker of the House of Representatives and the President of the Senate.

Enclosures

Accounts in the Consolidated Appropriations Act, 2020, with Funding Designated by the President as Emergency Requirements

Department of Defense (division A, title X of the Consolidated Appropriations Act, 2020)

Operation and Maintenance:

- Operation and Maintenance, Navy
- Operation and Maintenance, Marine Corps
- Operation and Maintenance, Air Force
- Operation and Maintenance, Army National Guard

Procurement:

- Other Procurement, Navy
- Procurement, Marine Corps
- Aircraft Procurement, Air Force
- Other Procurement, Air Force
- Research, Development, Test and Evaluation, Navy

Revolving and Management Funds:

- Defense Working Capital Funds

Department of Homeland Security (division D, title II of the Consolidated Appropriations Act, 2020)

Section 212:

- U.S. Customs and Border Protection – Operations and Support
- U.S. Customs and Border Protection – Procurement, Construction, and Improvements

General Provision (division D, title V of the Consolidated Appropriations Act, 2020)

Section 537 Rescission:

- U.S. Customs and Border Protection – Operation and Support, provided in Public Law 116-26

Accounts in the Further Consolidated Appropriations Act, 2020, with Funding Designated by the President as Emergency Requirements

General Provisions (division B, title VII of the Further Consolidated Appropriations Act, 2020)

Section 791(a) Rescission:

- Department of Agriculture – Agricultural Programs – Processing, Research and Marketing – Office of the Secretary, provided in Public Law 115-123

Section 791(b) Appropriation:

- Department of Agriculture – Agricultural Programs – Processing, Research and Marketing – Office of the Secretary

Section 791(c) Repurpose of funds:

- Department of Agriculture – Agricultural Programs – Processing, Research and Marketing – Office of the Secretary, provided in Public Law 116-20 as amended by section 116 of Public Law 116-59

Section 791(d) Rescission and Appropriation:

- Department of Agriculture – Agricultural Programs – Processing, Research and Marketing – Office of the Secretary, provided in Public Law 116-20

Section 792 Appropriation:

- Department of Health and Human Services – Office of the Secretary – Public Health and Social Services Emergency Fund

General Provision (division F, title II of the Further Consolidated Appropriations Act, 2020)

Section 255 Rescission:

- Department of Veterans Affairs – Departmental Administration – General Operating Expenses, provided in Public Law 107-38

Department of Defense (division F, title V of the Further Consolidated Appropriations Act, 2020)

Military Construction:

- Military Construction, Navy and Marine Corps
- Military Construction, Air Force
- Military Construction, Defense-wide
- Military Construction, Army National Guard
- Military Construction, Army Reserve