

JULY 10, 2024

RULES COMMITTEE PRINT 118–42

**TEXT OF H.R. _____, ENERGY AND WATER DE-
VELOPMENT AND RELATED AGENCIES APPRO-
PRIATIONS ACT, 2025**

**[Showing the text of H.R. _____, Energy and Water Develop-
ment and Related Agencies Appropriations Act, 2025, as or-
dered reported by the Committee on Appropriations.]**

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for en-
3 ergy and water development and related agencies for the
4 fiscal year ending September 30, 2025, and for other pur-
5 poses, namely:

6 **TITLE I**

7 **CORPS OF ENGINEERS—CIVIL**

8 **DEPARTMENT OF THE ARMY**

9 **CORPS OF ENGINEERS—CIVIL**

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

1 INVESTIGATIONS

2 For expenses necessary where authorized by law for
3 the collection and study of basic information pertaining
4 to river and harbor, flood and storm damage reduction,
5 shore protection, aquatic ecosystem restoration, and re-
6 lated needs; for surveys and detailed studies, and plans
7 and specifications of proposed river and harbor, flood and
8 storm damage reduction, shore protection, and aquatic
9 ecosystem restoration projects, and related efforts prior to
10 construction; for restudy of authorized projects; and for
11 miscellaneous investigations, and, when authorized by law,
12 surveys and detailed studies, and plans and specifications
13 of projects prior to construction, \$159,000,000, to remain
14 available until expended: *Provided*, That the Secretary
15 shall not deviate from the work plan, once the plan has
16 been submitted to the Committees on Appropriations of
17 both Houses of Congress.

18 CONSTRUCTION

19 For expenses necessary for the construction of river
20 and harbor, flood and storm damage reduction, shore pro-
21 tection, aquatic ecosystem restoration, and related
22 projects authorized by law; for conducting detailed studies,
23 and plans and specifications, of such projects (including
24 those involving participation by States, local governments,
25 or private groups) authorized or made eligible for selection

1 by law (but such detailed studies, and plans and specifica-
2 tions, shall not constitute a commitment of the Govern-
3 ment to construction); \$3,010,000,000, to remain avail-
4 able until expended; of which \$34,900,000, to be derived
5 from the Harbor Maintenance Trust Fund, shall be to
6 cover the Federal share of construction costs for facilities
7 under the Dredged Material Disposal Facilities program;
8 and of which such sums as are necessary to cover 35 per-
9 cent of the costs of construction, replacement, rehabilita-
10 tion, and expansion of inland waterways projects shall be
11 derived from the Inland Waterways Trust Fund, except
12 as otherwise specifically provided for in law: *Provided*,
13 That the Secretary shall not deviate from the work plan,
14 once the plan has been submitted to the Committees on
15 Appropriations of both Houses of Congress.

16 MISSISSIPPI RIVER AND TRIBUTARIES

17 For expenses necessary for flood damage reduction
18 projects and related efforts in the Mississippi River allu-
19 vial valley below Cape Girardeau, Missouri, as authorized
20 by law, \$370,000,000, to remain available until expended,
21 of which \$5,465,000, to be derived from the Harbor Main-
22 tenance Trust Fund, shall be to cover the Federal share
23 of eligible operation and maintenance costs for inland har-
24 bors: *Provided*, That the Secretary shall not deviate from
25 the work plan, once the plan has been submitted to the

1 Committees on Appropriations of both Houses of Con-
2 gress.

3 OPERATION AND MAINTENANCE

4 For expenses necessary for the operation, mainte-
5 nance, and care of existing river and harbor, flood and
6 storm damage reduction, aquatic ecosystem restoration,
7 and related projects authorized by law; providing security
8 for infrastructure owned or operated by the Corps, includ-
9 ing administrative buildings and laboratories; maintaining
10 harbor channels provided by a State, municipality, or
11 other public agency that serve essential navigation needs
12 of general commerce, where authorized by law; surveying
13 and charting northern and northwestern lakes and con-
14 necting waters; clearing and straightening channels; and
15 removing obstructions to navigation, \$5,714,000,000, to
16 remain available until expended, of which \$3,106,635,000,
17 to be derived from the Harbor Maintenance Trust Fund,
18 shall be to cover the Federal share of eligible operations
19 and maintenance costs for coastal harbors and channels,
20 and for inland harbors, of which \$60,000,000 shall be to
21 carry out subsection (c) of section 2106 of the Water Re-
22 sources Reform and Development Act of 2014 (33 U.S.C.
23 2238c(c)) and shall be designated as being for such pur-
24 pose pursuant to paragraph (2) of section 14003 of divi-
25 sion B of the Coronavirus Aid, Relief, and Economic Secu-

1 rity Act (Public Law 116–136); of which such sums as
2 become available from the special account for the Corps
3 of Engineers established by the Land and Water Con-
4 servation Fund Act of 1965 shall be derived from that
5 account for resource protection, research, interpretation,
6 and maintenance activities related to resource protection
7 in the areas at which outdoor recreation is available; of
8 which such sums as become available from fees collected
9 under section 217 of Public Law 104–303 shall be used
10 to cover the cost of operation and maintenance of the
11 dredged material disposal facilities for which such fees
12 have been collected: *Provided*, That 1 percent of the total
13 amount of funds provided for each of the programs,
14 projects, or activities funded under this heading shall not
15 be allocated to a field operating activity prior to the begin-
16 ning of the fourth quarter of the fiscal year and shall be
17 available for use by the Chief of Engineers to fund such
18 emergency activities as the Chief of Engineers determines
19 to be necessary and appropriate, and that the Chief of En-
20 gineers shall allocate during the fourth quarter any re-
21 maining funds which have not been used for emergency
22 activities proportionally in accordance with the amounts
23 provided for the programs, projects, or activities: *Provided*
24 *further*, That the Secretary shall not deviate from the work

1 plan, once the plan has been submitted to the Committees
2 on Appropriations of both Houses of Congress.

3 REGULATORY PROGRAM

4 For expenses necessary for administration of laws
5 pertaining to regulation of navigable waters and wetlands,
6 \$218,000,000, to remain available until September 30,
7 2026.

8 FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

9 For expenses necessary to clean up contamination
10 from sites in the United States resulting from work per-
11 formed as part of the Nation's early atomic energy pro-
12 gram, \$200,000,000, to remain available until expended.

13 FLOOD CONTROL AND COASTAL EMERGENCIES

14 For expenses necessary to prepare for flood, hurri-
15 cane, and other natural disasters and support emergency
16 operations, repairs, and other activities in response to
17 such disasters as authorized by law, \$45,000,000, to re-
18 main available until expended.

19 EXPENSES

20 For expenses necessary for the supervision and gen-
21 eral administration of the civil works program in the head-
22 quarters of the Corps of Engineers and the offices of the
23 Division Engineers; and for costs of management and op-
24 eration of the Humphreys Engineer Center Support Activ-
25 ity, the Institute for Water Resources, the United States

1 Army Engineer Research and Development Center, and
2 the United States Army Corps of Engineers Finance Cen-
3 ter allocable to the civil works program, \$231,000,000, to
4 remain available until September 30, 2026, of which not
5 to exceed \$5,000 may be used for official reception and
6 representation purposes and only during the current fiscal
7 year: *Provided*, That no part of any other appropriation
8 provided in this title shall be available to fund the civil
9 works activities of the Office of the Chief of Engineers
10 or the civil works executive direction and management ac-
11 tivities of the division offices: *Provided further*, That any
12 Flood Control and Coastal Emergencies appropriation
13 may be used to fund the supervision and general adminis-
14 tration of emergency operations, repairs, and other activi-
15 ties in response to any flood, hurricane, or other natural
16 disaster.

17 OFFICE OF THE ASSISTANT SECRETARY OF THE ARMY
18 FOR CIVIL WORKS

19 For the Office of the Assistant Secretary of the Army
20 for Civil Works as authorized by 10 U.S.C. 7016(b)(3),
21 \$5,000,000, to remain available until September 30, 2026:
22 *Provided*, That not more than 25 percent of such amount
23 may be obligated or expended until the Assistant Sec-
24 retary submits to the Committees on Appropriations of
25 both Houses of Congress the report required under section

1 101(d) of this Act and a work plan that allocates at least
2 95 percent of the additional funding provided under each
3 heading in the report accompanying this Act, to specific
4 programs, projects, or activities.

5 WATER INFRASTRUCTURE FINANCE AND INNOVATION
6 PROGRAM ACCOUNT

7 For administrative expenses to carry out the direct
8 and guaranteed loan programs, notwithstanding section
9 5033 of the Water Infrastructure Finance and Innovation
10 Act of 2014, \$5,000,000, to remain available until Sep-
11 tember 30, 2026.

12 In addition, fees authorized to be collected pursuant
13 to sections 5029 and 5030 of the Water Infrastructure
14 Finance and Innovation Act of 2014 shall be deposited
15 in this account, to remain available until expended.

16 GENERAL PROVISIONS—CORPS OF
17 ENGINEERS—CIVIL
18 (INCLUDING TRANSFER OF FUNDS)

19 SEC. 101. (a) None of the funds provided in title I
20 of this Act, or provided by previous appropriations Acts
21 to the agencies or entities funded in title I of this Act
22 that remain available for obligation or expenditure in fiscal
23 year 2025, shall be available for obligation or expenditure
24 through a reprogramming of funds that:

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

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

4 (3) increases funds or personnel for any pro-
5 gram, project, or activity for which funds have been
6 denied or restricted by this Act, unless prior ap-
7 proval is received from the Committees on Appro-
8 priations of both Houses of Congress;

9 (4) proposes to use funds directed for a specific
10 activity for a different purpose, unless prior approval
11 is received from the Committees on Appropriations
12 of both Houses of Congress;

13 (5) augments or reduces existing programs,
14 projects, or activities in excess of the amounts con-
15 tained in paragraphs (6) through (10), unless prior
16 approval is received from the Committees on Appro-
17 priations of both Houses of Congress;

18 (6) INVESTIGATIONS.—For a base level over
19 \$100,000, reprogramming of 25 percent of the base
20 amount up to a limit of \$150,000 per project, study,
21 or activity is allowed: *Provided*, That for a base level
22 less than \$100,000, the reprogramming limit is
23 \$25,000: *Provided further*, That up to \$25,000 may
24 be reprogrammed into any continuing study or activ-

1 ity that did not receive an appropriation for existing
2 obligations and concomitant administrative expenses;

3 (7) CONSTRUCTION.—For a base level over
4 \$2,000,000, reprogramming of 15 percent of the
5 base amount up to a limit of \$3,000,000 per project,
6 study or activity is allowed: *Provided*, That for a
7 base level less than \$2,000,000, the reprogramming
8 limit is \$300,000: *Provided further*, That up to
9 \$3,000,000 may be reprogrammed for settled con-
10 tractor claims, changed conditions, or real estate de-
11 ficiency judgments: *Provided further*, That up to
12 \$300,000 may be reprogrammed into any continuing
13 study or activity that did not receive an appropria-
14 tion for existing obligations and concomitant admin-
15 istrative expenses;

16 (8) OPERATION AND MAINTENANCE.—Unlim-
17 ited reprogramming authority is granted for the
18 Corps to be able to respond to emergencies: *Pro-*
19 *vided*, That the Chief of Engineers shall notify the
20 Committees on Appropriations of both Houses of
21 Congress of these emergency actions as soon there-
22 after as practicable: *Provided further*, That for a
23 base level over \$1,000,000, reprogramming of 15
24 percent of the base amount up to a limit of
25 \$5,000,000 per project, study, or activity is allowed:

1 *Provided further,* That for a base level less than
2 \$1,000,000, the reprogramming limit is \$150,000:
3 *Provided further,* That \$150,000 may be repro-
4 grammed into any continuing study or activity that
5 did not receive an appropriation;

6 (9) MISSISSIPPI RIVER AND TRIBUTARIES.—
7 The reprogramming guidelines in paragraphs (6),
8 (7), and (8) shall apply to the Investigations, Con-
9 struction, and Operation and Maintenance portions
10 of the Mississippi River and Tributaries Account, re-
11 spectively; and

12 (10) FORMERLY UTILIZED SITES REMEDIAL AC-
13 TION PROGRAM.—Reprogramming of up to 15 per-
14 cent of the base of the receiving project is permitted.

15 (b) DE MINIMUS REPROGRAMMINGS.—In no case
16 should a reprogramming for less than \$50,000 be sub-
17 mitted to the Committees on Appropriations of both
18 Houses of Congress.

19 (c) CONTINUING AUTHORITIES PROGRAM.—Sub-
20 section (a)(1) shall not apply to any project or activity
21 funded under the continuing authorities program.

22 (d) Not later than 60 days after the date of enact-
23 ment of this Act, the Secretary shall submit a report to
24 the Committees on Appropriations of both Houses of Con-
25 gress to establish the baseline for application of re-

1 programming and transfer authorities for the current fis-
2 cal year which shall include:

3 (1) A table for each appropriation with a sepa-
4 rate column to display the President's budget re-
5 quest, adjustments made by Congress, adjustments
6 due to enacted rescissions, if applicable, and the fis-
7 cal year enacted level;

8 (2) A delineation in the table for each appro-
9 priation both by object class and program, project
10 and activity as detailed in the budget appendix for
11 the respective appropriations; and

12 (3) An identification of items of special congres-
13 sional interest.

14 SEC. 102. The Secretary shall allocate funds made
15 available in this Act solely in accordance with the provi-
16 sions of this Act and in the report accompanying this Act.

17 SEC. 103. None of the funds made available in this
18 title may be used to award or modify any contract that
19 commits funds beyond the amounts appropriated for that
20 program, project, or activity that remain unobligated, ex-
21 cept that such amounts may include any funds that have
22 been made available through reprogramming pursuant to
23 section 101.

24 SEC. 104. The Secretary of the Army may transfer
25 to the Fish and Wildlife Service, and the Fish and Wildlife

1 Service may accept and expend, up to \$8,733,000 of funds
2 provided in this title under the heading “Operation and
3 Maintenance” to mitigate for fisheries lost due to Corps
4 of Engineers projects.

5 SEC. 105. None of the funds in this Act shall be used
6 for an open lake placement alternative for dredged mate-
7 rial, after evaluating the least costly, environmentally ac-
8 ceptable manner for the disposal or management of
9 dredged material originating from Lake Erie or tributaries
10 thereto, unless it is approved under a State water quality
11 certification pursuant to section 401 of the Federal Water
12 Pollution Control Act (33 U.S.C. 1341): *Provided*, That
13 until an open lake placement alternative for dredged mate-
14 rial is approved under a State water quality certification,
15 the Corps of Engineers shall continue upland placement
16 of such dredged material consistent with the requirements
17 of section 101 of the Water Resources Development Act
18 of 1986 (33 U.S.C. 2211).

19 SEC. 106. None of the funds made available by this
20 Act may be used to carry out any water supply reallocation
21 study under the Wolf Creek Dam, Lake Cumberland, Ken-
22 tucky, project authorized under the Act of July 24, 1946
23 (60 Stat. 636, ch. 595).

1 SEC. 107. Additional funding provided in this Act
2 shall be allocated only to projects determined to be eligible
3 by the Chief of Engineers.

4 SEC. 108. Not later than 15 days after the date of
5 enactment of this Act, the Administrator of the Environ-
6 mental Protection Agency and the Assistant Secretary of
7 the Army for Civil Works shall provide to the appropriate
8 congressional committees any guidance documents relat-
9 ing to the implementation of the rule entitled “Revised
10 Definition of ‘Waters of the United States’; Conforming”
11 published by the Army Corps of Engineers and the Envi-
12 ronmental Protection Agency in the Federal Register on
13 September 8, 2023 (88 Fed. Reg. 61964).

14 SEC. 109. None of the funds made available by this
15 Act or any prior Act may be used to alter the eligibility
16 requirements for assistance under section 5 of the Act of
17 August 18, 1941 (33 U.S.C. 701n) in effect on November
18 14, 2022, without express authorization by Congress.

19 SEC. 110. As of the date of enactment of this Act
20 and each fiscal year thereafter, the Secretary of the Army
21 shall not promulgate or enforce any regulation that pro-
22 hibits an individual from possessing a firearm, including
23 an assembled or functional firearm, at a water resources
24 development project covered under section 327.0 of title

1 36, Code of Federal Regulations (as in effect on the date
2 of enactment of this Act) if:

3 (1) the individual is not otherwise prohibited by
4 law from possessing a firearm; and

5 (2) the possession of the firearm is in compli-
6 ance with the law of the State in which the water
7 resources development project is located.

8 SEC. 111. None of the funds made available by this
9 Act may be used to modify or amend the final rules enti-
10 tled, “Reissuance and Modification of Nationwide Per-
11 mits” (86 Fed. Reg. 2744) and “Reissuance and Modifica-
12 tion of Nationwide Permits” (86 Fed. Reg. 73522).

13 SEC. 112. None of the funds made available by this
14 Act may be used to implement or enforce section 370 of
15 Public Law 116–283 with respect to civil works projects.

16 TITLE II

17 DEPARTMENT OF THE INTERIOR

18 CENTRAL UTAH PROJECT

19 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

20 For carrying out activities authorized by the Central
21 Utah Project Completion Act, \$23,000,000, to remain
22 available until expended, of which \$4,000,000 shall be de-
23 posited into the Utah Reclamation Mitigation and Con-
24 servation Account for use by the Utah Reclamation Miti-
25 gation and Conservation Commission: *Provided*, That of

1 the amount provided under this heading, \$1,900,000 shall
2 be available until September 30, 2026, for expenses nec-
3 essary in carrying out related responsibilities of the Sec-
4 retary of the Interior: *Provided further*, That for fiscal
5 year 2025, of the amount made available to the Commis-
6 sion under this Act or any other Act, the Commission may
7 use an amount not to exceed \$2,164,000 for administra-
8 tive expenses: *Provided further*, That of the amounts pro-
9 vided under this heading, not to exceed \$1,000 may be
10 for official reception and representation expenses.

11 BUREAU OF RECLAMATION

12 The following appropriations shall be expended to
13 execute authorized functions of the Bureau of Reclama-
14 tion:

15 WATER AND RELATED RESOURCES

16 (INCLUDING TRANSFERS OF FUNDS)

17 For management, development, and restoration of
18 water and related natural resources and for related activi-
19 ties, including the operation, maintenance, and rehabilita-
20 tion of reclamation and other facilities, participation in
21 fulfilling related Federal responsibilities to Native Ameri-
22 cans, and related grants to, and cooperative and other
23 agreements with, State and local governments, federally
24 recognized Indian Tribes, and others, \$1,773,000,000, to
25 remain available until expended, of which \$23,620,000

1 shall be available for transfer to the Upper Colorado River
2 Basin Fund and \$7,584,000 shall be available for transfer
3 to the Lower Colorado River Basin Development Fund;
4 of which such amounts as may be necessary may be ad-
5 vanced to the Colorado River Dam Fund: *Provided*, That
6 \$100,000 shall be available for transfer into the Aging In-
7 frastructure Account established by section 9603(d)(1) of
8 the Omnibus Public Land Management Act of 2009, as
9 amended (43 U.S.C. 510b(d)(1)): *Provided further*, That
10 such transfers, except for the transfer authorized by the
11 preceding proviso, may be increased or decreased within
12 the overall appropriation under this heading: *Provided fur-*
13 *ther*, That of the total appropriated, the amount for pro-
14 gram activities that can be financed by the Reclamation
15 Fund, the Water Storage Enhancement Receipts account
16 established by section 4011(e) of Public Law 114–322, or
17 the Bureau of Reclamation special fee account established
18 by 16 U.S.C. 6806 shall be derived from that Fund or
19 account: *Provided further*, That funds contributed under
20 43 U.S.C. 395 are available until expended for the pur-
21 poses for which the funds were contributed: *Provided fur-*
22 *ther*, That funds advanced under 43 U.S.C. 397a shall be
23 credited to this account and are available until expended
24 for the same purposes as the sums appropriated under this
25 heading: *Provided further*, That of the amounts made

1 available under this heading, \$7,000,000 shall be depos-
2 ited in the San Gabriel Basin Restoration Fund estab-
3 lished by section 110 of title I of division B of appendix
4 D of Public Law 106–554: *Provided further*, That of the
5 amounts provided herein, funds may be used for high-pri-
6 ority projects which shall be carried out by the Youth Con-
7 servation Corps, as authorized by 16 U.S.C. 1706: *Pro-*
8 *vided further*, That within available funds, \$250,000 shall
9 be for grants and financial assistance for educational ac-
10 tivities: *Provided further*, That in accordance with section
11 4007 of Public Law 114–322 and as recommended by the
12 Secretary in a letter dated May 22, 2024, funding pro-
13 vided for such purpose in fiscal year 2024 shall be made
14 available to the Sites Reservoir Project: *Provided further*,
15 That in accordance with section 4009(c) of Public Law
16 114–322, and as recommended by the Secretary in a letter
17 dated May 22, 2024, funding provided for such purpose
18 in fiscal year 2023 and fiscal year 2024 shall be made
19 available to the El Paso Aquifer Storage and Recovery En-
20 hanced Arroyo Project, the Replenish Big Bear, and the
21 Purified Water Replenishment Project.

22 CENTRAL VALLEY PROJECT RESTORATION FUND

23 For carrying out the programs, projects, plans, habi-
24 tat restoration, improvement, and acquisition provisions of
25 the Central Valley Project Improvement Act, such sums

1 as may be collected in fiscal year 2025 in the Central Val-
2 ley Project Restoration Fund pursuant to sections
3 3407(d), 3404(c)(3), and 3405(f) of Public Law 102–575,
4 to remain available until expended: *Provided*, That the Bu-
5 reau of Reclamation is directed to assess and collect the
6 full amount of the additional mitigation and restoration
7 payments authorized by section 3407(d) of Public Law
8 102–575: *Provided further*, That none of the funds made
9 available under this heading may be used for the acquisi-
10 tion or leasing of water for in-stream purposes if the water
11 is already committed to in-stream purposes by a court
12 adopted decree or order.

13 CALIFORNIA BAY-DELTA RESTORATION

14 (INCLUDING TRANSFERS OF FUNDS)

15 For carrying out activities authorized by the Water
16 Supply, Reliability, and Environmental Improvement Act,
17 consistent with plans to be approved by the Secretary of
18 the Interior, \$33,000,000, to remain available until ex-
19 pended, of which such amounts as may be necessary to
20 carry out such activities may be transferred to appropriate
21 accounts of other participating Federal agencies to carry
22 out authorized purposes: *Provided*, That funds appro-
23 priated herein may be used for the Federal share of the
24 costs of CALFED Program management: *Provided fur-*
25 *ther*, That CALFED implementation shall be carried out

1 in a balanced manner with clear performance measures
2 demonstrating concurrent progress in achieving the goals
3 and objectives of the Program.

4 POLICY AND ADMINISTRATION

5 For expenses necessary for policy, administration,
6 and related functions in the Office of the Commissioner,
7 the Denver office, and offices in the six regions of the Bu-
8 reau of Reclamation, to remain available until September
9 30, 2026, \$66,794,000, to be derived from the Reclama-
10 tion Fund and be nonreimbursable as provided in 43
11 U.S.C. 377, of which not to exceed \$5,000 may be used
12 for official reception and representation expenses: *Pro-*
13 *vided*, That no part of any other appropriation in this Act
14 shall be available for activities or functions budgeted as
15 policy and administration expenses.

16 ADMINISTRATIVE PROVISION

17 Appropriations for the Bureau of Reclamation shall
18 be available for purchase and replacement of not to exceed
19 30 motor vehicles, which are for replacement only.

20 GENERAL PROVISIONS—DEPARTMENT OF THE
21 INTERIOR

22 SEC. 201. (a) None of the funds provided in title II
23 of this Act for Water and Related Resources, or provided
24 by previous or subsequent appropriations Acts to the agen-
25 cies or entities funded in title II of this Act for Water

1 and Related Resources that remain available for obligation
2 or expenditure in fiscal year 2025, shall be available for
3 obligation or expenditure through a reprogramming of
4 funds that—

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

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

8 (3) increases funds for any program, project, or
9 activity for which funds have been denied or re-
10 stricted by this Act, unless prior approval is received
11 from the Committees on Appropriations of both
12 Houses of Congress;

13 (4) restarts or resumes any program, project or
14 activity for which funds are not provided in this Act,
15 unless prior approval is received from the Commit-
16 tees on Appropriations of both Houses of Congress;

17 (5) transfers funds in excess of the following
18 limits, unless prior approval is received from the
19 Committees on Appropriations of both Houses of
20 Congress:

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

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

4 (6) transfers more than \$500,000 from either
5 the Facilities Operation, Maintenance, and Rehabili-
6 tation category or the Resources Management and
7 Development category to any program, project, or
8 activity in the other category, unless prior approval
9 is received from the Committees on Appropriations
10 of both Houses of Congress; or

11 (7) transfers, where necessary to discharge legal
12 obligations of the Bureau of Reclamation, more than
13 \$5,000,000 to provide adequate funds for settled
14 contractor claims, increased contractor earnings due
15 to accelerated rates of operations, and real estate de-
16 ficiency judgments, unless prior approval is received
17 from the Committees on Appropriations of both
18 Houses of Congress.

19 (b) Subsection (a)(5) shall not apply to any transfer
20 of funds within the Facilities Operation, Maintenance, and
21 Rehabilitation category.

22 (c) For purposes of this section, the term “transfer”
23 means any movement of funds into or out of a program,
24 project, or activity.

1 (d) Except as provided in subsections (a) and (b), the
2 amounts made available in this title under the heading
3 “Bureau of Reclamation—Water and Related Resources”
4 shall be expended for the programs, projects, and activities
5 specified in the “House Recommended” columns in the
6 “Water and Related Resources” table included under the
7 heading “Title II—Department of the Interior” in the re-
8 port accompanying this Act.

9 (e) The Bureau of Reclamation shall submit reports
10 on a quarterly basis to the Committees on Appropriations
11 of both Houses of Congress detailing all the funds repro-
12 grammed between programs, projects, activities, or cat-
13 egories of funding. The first quarterly report shall be sub-
14 mitted not later than 60 days after the date of enactment
15 of this Act.

16 SEC. 202. (a) None of the funds appropriated or oth-
17 erwise made available by this Act may be used to deter-
18 mine the final point of discharge for the interceptor drain
19 for the San Luis Unit until development by the Secretary
20 of the Interior and the State of California of a plan, which
21 shall conform to the water quality standards of the State
22 of California as approved by the Administrator of the En-
23 vironmental Protection Agency, to minimize any detri-
24 mental effect of the San Luis drainage waters.

1 (b) The costs of the Kesterson Reservoir Cleanup
2 Program and the costs of the San Joaquin Valley Drain-
3 age Program shall be classified by the Secretary of the
4 Interior as reimbursable or nonreimbursable and collected
5 until fully repaid pursuant to the “Cleanup Program—
6 Alternative Repayment Plan” and the “SJVDP—Alter-
7 native Repayment Plan” described in the report entitled
8 “Repayment Report, Kesterson Reservoir Cleanup Pro-
9 gram and San Joaquin Valley Drainage Program, Feb-
10 ruary 1995”, prepared by the Department of the Interior,
11 Bureau of Reclamation. Any future obligations of funds
12 by the United States relating to, or providing for, drainage
13 service or drainage studies for the San Luis Unit shall
14 be fully reimbursable by San Luis Unit beneficiaries of
15 such service or studies pursuant to Federal reclamation
16 law.

17 SEC. 203. (a) Title I of Public Law 108–361 (the
18 Calfed Bay-Delta Authorization Act), shall be applied by
19 substituting “2025” for “2022” each place it appears.

20 (b) Section 103(f)(4)(A) of Public Law 108–361 (the
21 Calfed Bay-Delta Authorization Act) is amended by strik-
22 ing “\$30,000,000” and inserting “\$40,000,000”.

23 SEC. 204. (a) Section 104(c) of the Reclamation
24 States Emergency Drought Relief Act of 1991, as amend-

1 ed (43 U.S.C. 2214(c)), shall be applied by substituting
2 “2025” for “2022”.

3 (b) Section 301 of the Reclamation States Emergency
4 Drought Relief Act of 1991 (43 U.S.C. 2241)—

5 (1) shall be applied by substituting “2025” for
6 “2022”; and

7 (2) is amended by striking “\$120,000,000” and
8 inserting “\$130,000,000”.

9 SEC. 205. None of the funds made available by this
10 Act or any other Act may be used to continue the reiniti-
11 ated consultation on the Long-Term Operation of the Cen-
12 tral Valley Project and State Water Project under section
13 7 of the Endangered Species Act of 1973 (16 U.S.C.
14 1536), consistent with the letter from the Bureau of Rec-
15 lamation dated September 30, 2021, requesting such re-
16 initiated consultation, until the Commissioner of the Bu-
17 reau of Reclamation requests and receives in writing from
18 the Director of the United States Fish and Wildlife Serv-
19 ice a comprehensive report explaining the purpose, meth-
20 odology, and anticipated outcomes of such reinitiated con-
21 sultation: *Provided*, That not later than 15 days after the
22 date on which the Director provides to the Commissioner
23 such report, the Commissioner shall submit to Congress
24 such report.

1 SEC. 206. (a) The Central Valley Project and Cali-
2 fornia State Water Project shall be operated in accordance
3 with the Preferred Alternative and FWS Biological Opin-
4 ion and NOAA Biological Opinion.

5 (b) For the purposes of this section—

6 (1) the term “Preferred Alternative” means the
7 Alternative 1 (Preferred Alternative), as described in
8 the Final Environmental Impact Statement on the
9 Reinitiation of Consultation on the Coordinated
10 Long-Term Operation of the Central Valley Project
11 and the State Water Project” issued by the Bureau
12 of Reclamation, and dated December 2019;

13 (2) the term “FWS Biological Opinion” means
14 the United States Fish and Wildlife Service “Bio-
15 logical Opinion for the Reinitiation of Consultation
16 on the Coordinated Operations of the Central Valley
17 Project and State Water Project” (Service File No.
18 08FBTD00–2019–F–0164) signed on October 21,
19 2019; and

20 (3) the term “NOAA Biological Opinion”
21 means the National Oceanic and Atmospheric Ad-
22 ministration Fisheries “Biological Opinion on the
23 Long-Term Operation of the Central Valley Project
24 and the State Water Project” (Consultation Track-

1 ing Number: WRCO–2016–00069) signed on Octo-
2 ber 21, 2019.

3 SEC. 207. Section 40902(a)(2) of the Infrastructure
4 Investment and Jobs Act (43 U.S.C. 3202(a)(2)) is
5 amended—

6 (1) in subparagraph (B)—

7 (A) in the matter preceding clause (i), by
8 striking “this Act, except for any project for
9 which—” and inserting “this Act; or”; and

10 (B) by striking clauses (i) and (ii); and

11 (2) in subparagraph (C), by striking “(except
12 that projects described in clauses (i) and (ii) of sub-
13 paragraph (B) shall not be eligible)”.

14 SEC. 208. The Water Infrastructure Improvements
15 for the Nation Act (Public Law 114–322) is amended in
16 section 4004(a)—

17 (1) in the matter preceding paragraph (1),
18 strike “public water agency that contracts” and
19 insert “contractor”;

20 (2) in paragraph (1), by inserting “or pro-
21 posed action” after “biological assessment”;

22 (3) in paragraph (2), by inserting “or pro-
23 posed action” after “biological assessment”;

1 (4) by redesignating paragraphs (3)
2 through (6) as paragraphs (4) through (7), re-
3 spectively;

4 (5) after paragraph (2), by inserting the
5 following new paragraph:

6 “(3) receive a copy of the draft proposed
7 action and have the opportunity to review that
8 document and provide comment to the action
9 agency, which comments shall be afforded due
10 consideration during development;” and

11 (6) in paragraph (7), as redesignated by
12 paragraph (4) of this section—

13 (A) in the matter preceding subpara-
14 graph (A), by inserting “action agency pro-
15 poses a proposed action or” before “the
16 consulting agency”;

17 (B) in subparagraph (A), by inserting
18 “proposed action or” before “alternative
19 will”; and

20 (C) in subparagraph (B), by striking
21 “alternative actions” and inserting “ac-
22 tions or alternatives”.

23 SEC. 209. (a) Title III of subtitle J of the Water In-
24 frastructure Improvements for the Nation Act (Public
25 Law 114–322) is amended—

1 (1) in section 4007(i), by striking “2021” and insert-
2 ing “2026”; and

3 (2) in section 4013—

4 (A) in paragraph (1), by deleting “section
5 4004, which shall expire 10 years after the date of
6 its enactment” and inserting “section 4004, which
7 shall expire on December 16, 2034”; and

8 (B) in paragraph (2), by inserting “on or before
9 December 16, 2026” after “4009(c)”.

10 (b) Section 1602(g)(1) of the Reclamation Waste-
11 water and Groundwater Study and Facilities Act (43
12 U.S.C. 390h) is amended by striking “\$50,000,000” and
13 inserting “\$167,500,000”.

14 (c) Section 4(a)(2)(F)(i) of the Water Desalination
15 Act of 1996 (42 U.S.C. 10301 note; Public Law 104–298)
16 is amended by striking “\$30,000,000” and inserting
17 “\$100,500,000”.

18 TITLE III

19 DEPARTMENT OF ENERGY

20 ENERGY PROGRAMS

21 ENERGY EFFICIENCY AND RENEWABLE ENERGY

22 For Department of Energy expenses including the
23 purchase, construction, and acquisition of plant and cap-
24 ital equipment, and other expenses necessary for energy
25 efficiency and renewable energy activities in carrying out

1 the purposes of the Department of Energy Organization
2 Act (42 U.S.C. 7101 et seq.), including the acquisition or
3 condemnation of any real property or any facility or for
4 plant or facility acquisition, construction, or expansion,
5 \$1,960,000,000, to remain available until expended: *Pro-*
6 *vided*, That of such amount, \$223,000,000 shall be avail-
7 able until September 30, 2026, for program direction.

8 CYBERSECURITY, ENERGY SECURITY, AND EMERGENCY
9 RESPONSE

10 For Department of Energy expenses including the
11 purchase, construction, and acquisition of plant and cap-
12 ital equipment, and other expenses necessary for energy
13 sector cybersecurity, energy security, and emergency re-
14 sponse activities in carrying out the purposes of the De-
15 partment of Energy Organization Act (42 U.S.C. 7101 et
16 seq.), including the acquisition or condemnation of any
17 real property or any facility or for plant or facility acquisi-
18 tion, construction, or expansion, \$200,000,000, to remain
19 available until expended: *Provided*, That of such amount,
20 \$28,000,000 shall be available until September 30, 2026,
21 for program direction.

22 ELECTRICITY

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

1 tricity activities in carrying out the purposes of the De-
2 partment of Energy Organization Act (42 U.S.C. 7101 et
3 seq.), including the acquisition or condemnation of any
4 real property or any facility or for plant or facility acquisi-
5 tion, construction, or expansion, \$250,000,000, to remain
6 available until expended: *Provided*, That of such amount,
7 \$19,700,000 shall be available until September 30, 2026,
8 for program direction: *Provided further*, That funds under
9 this heading allocated for the purposes of section 9 of the
10 Small Business Act, as amended (15 U.S.C. 638), includ-
11 ing for Small Business Innovation Research and Small
12 Business Technology Transfer activities, or for the pur-
13 poses of section 1001 of the Energy Policy Act of 2005,
14 as amended (42 U.S.C. 16391(a)), for Technology Com-
15 mercialization Fund activities, may be reprogrammed
16 without being subject to the restrictions in section 301 of
17 this Act.

18 GRID DEPLOYMENT

19 For Department of Energy expenses including the
20 purchase, construction, and acquisition of plant and cap-
21 ital equipment, and other expenses necessary for grid de-
22 ployment in carrying out the purposes of the Department
23 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
24 cluding the acquisition or condemnation of any real prop-
25 erty or any facility or for plant or facility acquisition, con-

1 struction, or expansion, \$60,000,000, to remain available
2 until expended: *Provided*, That of such amount,
3 \$6,000,000 shall be available until September 30, 2026,
4 for program direction.

5 NUCLEAR ENERGY

6 For Department of Energy expenses including the
7 purchase, construction, and acquisition of plant and cap-
8 ital equipment, and other expenses necessary for nuclear
9 energy activities in carrying out the purposes of the De-
10 partment of Energy Organization Act (42 U.S.C. 7101 et
11 seq.), including the acquisition or condemnation of any
12 real property or any facility or for plant or facility acquisi-
13 tion, construction, or expansion, \$1,793,000,000, to re-
14 main available until expended: *Provided*, That of such
15 amount, \$97,000,000 shall be available until September
16 30, 2026, for program direction: *Provided further*, That
17 for the purpose of section 954(a)(6) of the Energy Policy
18 Act of 2005, as amended, the only amount available shall
19 be from the amount specified as including that purpose
20 in the “Bill” column in the “Department of Energy” table
21 included under the heading “Title III—Department of
22 Energy” in the report accompanying this Act.

23 FOSSIL ENERGY AND CARBON MANAGEMENT

24 For Department of Energy expenses necessary in car-
25 rying out fossil energy and carbon management research

1 and development activities, under the authority of the De-
2 partment of Energy Organization Act (42 U.S.C. 7101 et
3 seq.), including the acquisition of interest, including defea-
4 sible and equitable interests in any real property or any
5 facility or for plant or facility acquisition or expansion,
6 and for conducting inquiries, technological investigations,
7 and research concerning the extraction, processing, use,
8 and disposal of mineral substances without objectionable
9 social and environmental costs (30 U.S.C. 3, 1602, and
10 1603), \$875,000,000, to remain available until expended:
11 *Provided*, That of such amount \$70,000,000 shall be avail-
12 able until September 30, 2026, for program direction.

13 NAVAL PETROLEUM AND OIL SHALE RESERVES

14 For Department of Energy expenses necessary to
15 carry out naval petroleum and oil shale reserve activities,
16 \$13,010,000, to remain available until expended: *Pro-*
17 *vided*, That notwithstanding any other provision of law,
18 unobligated funds remaining from prior years shall be
19 available for all naval petroleum and oil shale reserve ac-
20 tivities.

21 STRATEGIC PETROLEUM RESERVE

22 For Department of Energy expenses necessary for
23 Strategic Petroleum Reserve facility development and op-
24 erations and program management activities pursuant to

1 the Energy Policy and Conservation Act (42 U.S.C. 6201
2 et seq.), \$295,148,000, to remain available until expended.

3 NORTHEAST HOME HEATING OIL RESERVE

4 For Department of Energy expenses necessary for
5 Northeast Home Heating Oil Reserve storage, operation,
6 and management activities pursuant to the Energy Policy
7 and Conservation Act (42 U.S.C. 6201 et seq.),
8 \$7,150,000, to remain available until expended.

9 ENERGY INFORMATION ADMINISTRATION

10 For Department of Energy expenses necessary in car-
11 rying out the activities of the Energy Information Admin-
12 istration, \$141,653,000, to remain available until ex-
13 pended.

14 NON-DEFENSE ENVIRONMENTAL CLEANUP

15 For Department of Energy expenses, including the
16 purchase, construction, and acquisition of plant and cap-
17 ital equipment and other expenses necessary for non-de-
18 fense environmental cleanup activities in carrying out the
19 purposes of the Department of Energy Organization Act
20 (42 U.S.C. 7101 et seq.), including the acquisition or con-
21 demnation of any real property or any facility or for plant
22 or facility acquisition, construction, or expansion,
23 \$324,000,000, to remain available until expended: *Pro-*
24 *vided*, That in addition, fees collected pursuant to sub-
25 section (b)(1) of section 5 of the Mercury Export Ban Act

1 of 2008 (42 U.S.C. 6939f(b)(1)) and deposited under this
2 heading in fiscal year 2025 pursuant to section 309 of
3 title III of division C of Public Law 116–94 are appro-
4 priated, to remain available until expended, for mercury
5 storage costs.

6 URANIUM ENRICHMENT DECONTAMINATION AND
7 DECOMMISSIONING FUND

8 For Department of Energy expenses necessary in car-
9 rying out uranium enrichment facility decontamination
10 and decommissioning, remedial actions, and other activi-
11 ties of title II of the Atomic Energy Act of 1954, and
12 title X, subtitle A, of the Energy Policy Act of 1992,
13 \$864,182,000, to be deposited into and subsequently de-
14 rived from the Uranium Enrichment Decontamination and
15 Decommissioning Fund, to remain available until ex-
16 pended, of which \$5,000,000 shall be available in accord-
17 ance with title X, subtitle A, of the Energy Policy Act
18 of 1992.

19 SCIENCE

20 For Department of Energy expenses including the
21 purchase, construction, and acquisition of plant and cap-
22 ital equipment, and other expenses necessary for science
23 activities in carrying out the purposes of the Department
24 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
25 cluding the acquisition or condemnation of any real prop-

erty or any facility or for plant or facility acquisition, construction, or expansion, and purchase of not more than 35 passenger motor vehicles, \$8,390,000,000, to remain available until expended: *Provided*, That of such amount, \$238,000,000 shall be available until September 30, 2026, for program direction.

NUCLEAR WASTE DISPOSAL

For Department of Energy expenses necessary for nuclear waste disposal activities to carry out the purposes of the Nuclear Waste Policy Act of 1982, Public Law 97–425, as amended, \$12,040,000, to remain available until expended, which shall be derived from the Nuclear Waste Fund.

TECHNOLOGY TRANSITIONS

For Department of Energy expenses necessary for carrying out the activities of technology transitions, \$20,000,000, to remain available until expended: *Provided*, That of such amount, \$12,000,000 shall be available until September 30, 2026, for program direction.

CLEAN ENERGY DEMONSTRATIONS

For Department of Energy expenses necessary to carry out program direction of the Office of Clean Energy Demonstrations, \$27,500,000, to remain available until September 30, 2026.

1 ADVANCED RESEARCH PROJECTS AGENCY—ENERGY

2 For Department of Energy expenses necessary in car-
3 rying out the activities authorized by section 5012 of the
4 America COMPETES Act (Public Law 110-69),
5 \$450,000,000, to remain available until expended: *Pro-*
6 *vided*, That of such amount, \$40,000,000 shall be avail-
7 able until September 30, 2026, for program direction.

8 TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE
9 PROGRAM

Such sums as are derived from amounts received from borrowers pursuant to section 1702(b) of the Energy Policy Act of 2005 under this heading in prior Acts, shall be collected in accordance with section 502(7) of the Congressional Budget Act of 1974: *Provided*, That for necessary administrative expenses of the Title 17 Innovative Technology Loan Guarantee Program, as authorized, \$55,000,000 is appropriated, to remain available until September 30, 2026: *Provided further*, That up to \$55,000,000 of fees collected in fiscal year 2025 pursuant to section 1702(h) of the Energy Policy Act of 2005 shall be credited as offsetting collections under this heading and used for necessary administrative expenses in this appropriation and shall remain available until September 30, 2026: *Provided further*, That to the extent that fees collected in fiscal year 2025 exceed \$55,000,000, those ex-

1 cess amounts shall be credited as offsetting collections
2 under this heading and available in future fiscal years only
3 to the extent provided in advance in appropriations Acts:
4 *Provided further*, That the sum herein appropriated from
5 the general fund shall be reduced (1) as such fees are re-
6 ceived during fiscal year 2025 (estimated at
7 \$170,000,000) and (2) to the extent that any remaining
8 general fund appropriations can be derived from fees col-
9 lected in previous fiscal years that are not otherwise ap-
10 propriated, so as to result in a final fiscal year 2025 ap-
11 propriation from the general fund estimated at \$0: *Pro-*
12 *vided further*, That the Department of Energy shall not
13 subordinate any loan obligation to other financing in viola-
14 tion of section 1702 of the Energy Policy Act of 2005 or
15 subordinate any Guaranteed Obligation to any loan or
16 other debt obligations in violation of section 609.8 of title
17 10, Code of Federal Regulations.

18 ADVANCED TECHNOLOGY VEHICLES MANUFACTURING

19 LOAN PROGRAM

20 For Department of Energy administrative expenses
21 necessary in carrying out the Advanced Technology Vehi-
22 cles Manufacturing Loan Program, \$18,000,000, to re-
23 main available until September 30, 2026.

1 TRIBAL ENERGY LOAN GUARANTEE PROGRAM

2 For Department of Energy administrative expenses
3 necessary in carrying out the Tribal Energy Loan Guar-
4 antee Program, \$6,300,000, to remain available until Sep-
5 tember 30, 2026.

6 INDIAN ENERGY POLICY AND PROGRAMS

7 For necessary expenses for Indian Energy activities
8 in carrying out the purposes of the Department of Energy
9 Organization Act (42 U.S.C. 7101 et seq.), \$95,000,000,
10 to remain available until expended: *Provided*, That of the
11 amount appropriated under this heading, \$14,000,000
12 shall be available until September 30, 2026, for program
13 direction.

14 DEPARTMENTAL ADMINISTRATION

15 For salaries and expenses of the Department of En-
16 ergy necessary for departmental administration in car-
17 rying out the purposes of the Department of Energy Orga-
18 nization Act (42 U.S.C. 7101 et seq.), \$387,078,000, to
19 remain available until September 30, 2026, including the
20 hire of passenger motor vehicles and official reception and
21 representation expenses not to exceed \$30,000, plus such
22 additional amounts as necessary to cover increases in the
23 estimated amount of cost of work for others notwith-
24 standing the provisions of the Anti-Deficiency Act (31
25 U.S.C. 1511 et seq.): *Provided*, That such increases in cost

1 of work are offset by revenue increases of the same or
2 greater amount: *Provided further*, That moneys received
3 by the Department for miscellaneous revenues estimated
4 to total \$100,578,000 in fiscal year 2025 may be retained
5 and used for operating expenses within this account, as
6 authorized by section 201 of Public Law 95–238, notwith-
7 standing the provisions of 31 U.S.C. 3302: *Provided fur-*
8 *ther*, That the sum herein appropriated shall be reduced
9 as collections are received during the fiscal year so as to
10 result in a final fiscal year 2025 appropriation from the
11 general fund estimated at not more than \$286,500,000.

12 OFFICE OF THE INSPECTOR GENERAL

13 For expenses necessary for the Office of the Inspector
14 General in carrying out the provisions of the Inspector
15 General Act of 1978, \$100,000,000, to remain available
16 until September 30, 2026.

17 ATOMIC ENERGY DEFENSE ACTIVITIES

18 NATIONAL NUCLEAR SECURITY

19 ADMINISTRATION

20 WEAPONS ACTIVITIES

21 For Department of Energy expenses, including the
22 purchase, construction, and acquisition of plant and cap-
23 ital equipment and other incidental expenses necessary for
24 atomic energy defense weapons activities in carrying out
25 the purposes of the Department of Energy Organization

1 Act (42 U.S.C. 7101 et seq.), including the acquisition or
2 condemnation of any real property or any facility or for
3 plant or facility acquisition, construction, or expansion,
4 \$20,338,752,000, to remain available until expended: *Pro-*
5 *vided*, That of such amount, \$135,264,000 shall be avail-
6 able until September 30, 2026, for program direction.

7 DEFENSE NUCLEAR NONPROLIFERATION

8 For Department of Energy expenses, including the
9 purchase, construction, and acquisition of plant and cap-
10 ital equipment and other incidental expenses necessary for
11 defense nuclear nonproliferation activities, in carrying out
12 the purposes of the Department of Energy Organization
13 Act (42 U.S.C. 7101 et seq.), including the acquisition or
14 condemnation of any real property or any facility or for
15 plant or facility acquisition, construction, or expansion,
16 \$2,445,000,000, to remain available until expended.

17 NAVAL REACTORS

18 (INCLUDING TRANSFER OF FUNDS)

19 For Department of Energy expenses necessary for
20 naval reactors activities to carry out the Department of
21 Energy Organization Act (42 U.S.C. 7101 et seq.), includ-
22 ing the acquisition (by purchase, condemnation, construc-
23 tion, or otherwise) of real property, plant, and capital
24 equipment, facilities, and facility expansion,
25 \$2,118,773,000, to remain available until expended, of

1 which, \$94,750,000 shall be transferred to “Department
2 of Energy—Energy Programs—Nuclear Energy”, for the
3 Advanced Test Reactor: *Provided*, That of such amount
4 made available under this heading, \$62,848,000 shall be
5 available until September 30, 2026, for program direction.

6 FEDERAL SALARIES AND EXPENSES

7 For expenses necessary for Federal Salaries and Ex-
8 penses in the National Nuclear Security Administration,
9 \$564,475,000, to remain available until September 30,
10 2026, including official reception and representation ex-
11 penses not to exceed \$17,000.

12 ENVIRONMENTAL AND OTHER DEFENSE

13 ACTIVITIES

14 DEFENSE ENVIRONMENTAL CLEANUP

15 For Department of Energy expenses, including the
16 purchase, construction, and acquisition of plant and cap-
17 ital equipment and other expenses necessary for atomic
18 energy defense environmental cleanup activities in car-
19 rying out the purposes of the Department of Energy Orga-
20 nization Act (42 U.S.C. 7101 et seq.), including the acqui-
21 sition or condemnation of any real property or any facility
22 or for plant or facility acquisition, construction, or expan-
23 sion, \$7,132,000,000, to remain available until expended:
24 *Provided*, That of such amount, \$326,893,000 shall be
25 available until September 30, 2026, for program direction.

1 OTHER DEFENSE ACTIVITIES

2 For Department of Energy expenses, including the
3 purchase, construction, and acquisition of plant and cap-
4 ital equipment and other expenses, necessary for atomic
5 energy defense, other defense activities, and classified ac-
6 tivities, in carrying out the purposes of the Department
7 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
8 cluding the acquisition or condemnation of any real prop-
9 erty or any facility or for plant or facility acquisition, con-
10 struction, or expansion, \$1,179,000,000, to remain avail-
11 able until expended: *Provided*, That of such amount,
12 \$387,781,000 shall be available until September 30, 2026,
13 for program direction.

14 POWER MARKETING ADMINISTRATIONS

15 BONNEVILLE POWER ADMINISTRATION FUND

16 Expenditures from the Bonneville Power Administra-
17 tion Fund, established pursuant to Public Law 93-454,
18 are approved for official reception and representation ex-
19 penses in an amount not to exceed \$5,000: *Provided*, That
20 during fiscal year 2025, no new direct loan obligations
21 may be made.

22 OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
23 ADMINISTRATION

24 For expenses necessary for operation and mainte-
25 nance of power transmission facilities and for marketing

1 electric power and energy, including transmission wheeling
2 and ancillary services, pursuant to section 5 of the Flood
3 Control Act of 1944 (16 U.S.C. 825s), as applied to the
4 southeastern power area, \$9,127,000, including official re-
5 ception and representation expenses in an amount not to
6 exceed \$1,500, to remain available until expended: *Pro-*
7 *vided*, That notwithstanding 31 U.S.C. 3302 and section
8 5 of the Flood Control Act of 1944, up to \$9,127,000 col-
9 lected by the Southeastern Power Administration from the
10 sale of power and related services shall be credited to this
11 account as discretionary offsetting collections, to remain
12 available until expended for the sole purpose of funding
13 the annual expenses of the Southeastern Power Adminis-
14 tration: *Provided further*, That the sum herein appro-
15 priated for annual expenses shall be reduced as collections
16 are received during the fiscal year so as to result in a final
17 fiscal year 2025 appropriation estimated at not more than
18 \$0: *Provided further*, That notwithstanding 31 U.S.C.
19 3302, up to \$75,778,000 collected by the Southeastern
20 Power Administration pursuant to the Flood Control Act
21 of 1944 to recover purchase power and wheeling expenses
22 shall be credited to this account as offsetting collections,
23 to remain available until expended for the sole purpose
24 of making purchase power and wheeling expenditures:
25 *Provided further*, That for purposes of this appropriation,

1 annual expenses means expenditures that are generally re-
2 covered in the same year that they are incurred (excluding
3 purchase power and wheeling expenses).

4 OPERATION AND MAINTENANCE, SOUTHWESTERN
5 POWER ADMINISTRATION

6 For expenses necessary for operation and mainte-
7 nance of power transmission facilities and for marketing
8 electric power and energy, for construction and acquisition
9 of transmission lines, substations and appurtenant facili-
10 ties, and for administrative expenses, including official re-
11 ception and representation expenses in an amount not to
12 exceed \$1,500 in carrying out section 5 of the Flood Con-
13 trol Act of 1944 (16 U.S.C. 825s), as applied to the
14 Southwestern Power Administration, \$55,070,000, to re-
15 main available until expended: *Provided*, That notwith-
16 standing 31 U.S.C. 3302 and section 5 of the Flood Con-
17 trol Act of 1944 (16 U.S.C. 825s), up to \$43,630,000 col-
18 lected by the Southwestern Power Administration from
19 the sale of power and related services shall be credited to
20 this account as discretionary offsetting collections, to re-
21 main available until expended, for the sole purpose of
22 funding the annual expenses of the Southwestern Power
23 Administration: *Provided further*, That the sum herein ap-
24 propriated for annual expenses shall be reduced as collec-
25 tions are received during the fiscal year so as to result

1 in a final fiscal year 2025 appropriation estimated at not
2 more than \$11,440,000: *Provided further*, That notwith-
3 standing 31 U.S.C. 3302, up to \$80,000,000 collected by
4 the Southwestern Power Administration pursuant to the
5 Flood Control Act of 1944 to recover purchase power and
6 wheeling expenses shall be credited to this account as off-
7 setting collections, to remain available until expended for
8 the sole purpose of making purchase power and wheeling
9 expenditures: *Provided further*, That for purposes of this
10 appropriation, annual expenses means expenditures that
11 are generally recovered in the same year that they are in-
12 curred (excluding purchase power and wheeling expenses).

13 CONSTRUCTION, REHABILITATION, OPERATION AND
14 MAINTENANCE, WESTERN AREA POWER ADMINIS-
15 TRATION

16 (INCLUDING RESCISSION OF FUNDS)

17 For carrying out the functions authorized by title III,
18 section 302(a)(1)(E) of the Act of August 4, 1977 (42
19 U.S.C. 7152), and other related activities including con-
20 servation and renewable resources programs as author-
21 ized, \$340,983,000, including official reception and rep-
22 resentation expenses in an amount not to exceed \$1,500,
23 to remain available until expended, of which \$340,983,000
24 shall be derived from the Department of the Interior Rec-
25 lamation Fund: *Provided*, That notwithstanding 31 U.S.C.

1 3302, section 5 of the Flood Control Act of 1944 (16
2 U.S.C. 825s), and section 1 of the Interior Department
3 Appropriation Act, 1939 (43 U.S.C. 392a), up to
4 \$241,111,000 collected by the Western Area Power Ad-
5 ministration from the sale of power and related services
6 shall be credited to this account as discretionary offsetting
7 collections, to remain available until expended, for the sole
8 purpose of funding the annual expenses of the Western
9 Area Power Administration: *Provided further*, That the
10 sum herein appropriated for annual expenses shall be re-
11 duced as collections are received during the fiscal year so
12 as to result in a final fiscal year 2025 appropriation esti-
13 mated at not more than \$99,872,000, of which
14 \$99,872,000 is derived from the Reclamation Fund: *Pro-*
15 *vided further*, That notwithstanding 31 U.S.C. 3302, up
16 to \$525,000,000 collected by the Western Area Power Ad-
17 ministration pursuant to the Flood Control Act of 1944
18 and the Reclamation Project Act of 1939 to recover pur-
19 chase power and wheeling expenses shall be credited to
20 this account as offsetting collections, to remain available
21 until expended for the sole purpose of making purchase
22 power and wheeling expenditures: *Provided further*, That
23 for purposes of this appropriation, annual expenses means
24 expenditures that are generally recovered in the same year
25 that they are incurred (excluding purchase power and

1 wheeling expenses): *Provided further*, That the remaining
2 unobligated balances from amounts described in the fifth
3 proviso under this heading in Public Law 111–85 are
4 hereby permanently rescinded.

5 FALCON AND AMISTAD OPERATING AND MAINTENANCE
6 FUND

7 For operation, maintenance, and emergency costs for
8 the hydroelectric facilities at the Falcon and Amistad
9 Dams, \$6,525,000, to remain available until expended,
10 and to be derived from the Falcon and Amistad Operating
11 and Maintenance Fund of the Western Area Power Ad-
12 ministration, as provided in section 2 of the Act of June
13 18, 1954 (68 Stat. 255): *Provided*, That notwithstanding
14 the provisions of that Act and of 31 U.S.C. 3302, up to
15 \$6,297,000 collected by the Western Area Power Adminis-
16 tration from the sale of power and related services from
17 the Falcon and Amistad Dams shall be credited to this
18 account as discretionary offsetting collections, to remain
19 available until expended for the sole purpose of funding
20 the annual expenses of the hydroelectric facilities of these
21 Dams and associated Western Area Power Administration
22 activities: *Provided further*, That the sum herein appro-
23 priated for annual expenses shall be reduced as collections
24 are received during the fiscal year so as to result in a final
25 fiscal year 2025 appropriation estimated at not more than

1 \$228,000: *Provided further*, That for purposes of this ap-
2 propriation, annual expenses means expenditures that are
3 generally recovered in the same year that they are in-
4 curred: *Provided further*, That for fiscal year 2025, the
5 Administrator of the Western Area Power Administration
6 may accept up to \$1,685,000 in funds contributed by
7 United States power customers of the Falcon and Amistad
8 Dams for deposit into the Falcon and Amistad Operating
9 and Maintenance Fund, and such funds shall be available
10 for the purpose for which contributed in like manner as
11 if said sums had been specifically appropriated for such
12 purpose: *Provided further*, That any such funds shall be
13 available without further appropriation and without fiscal
14 year limitation for use by the Commissioner of the United
15 States Section of the International Boundary and Water
16 Commission for the sole purpose of operating, maintain-
17 ing, repairing, rehabilitating, replacing, or upgrading the
18 hydroelectric facilities at these Dams in accordance with
19 agreements reached between the Administrator, Commis-
20 sioner, and the power customers.

21 FEDERAL ENERGY REGULATORY COMMISSION

22 SALARIES AND EXPENSES

23 For expenses necessary for the Federal Energy Regu-
24 latory Commission to carry out the provisions of the De-
25 partment of Energy Organization Act (42 U.S.C. 7101 et

seq.), including services as authorized by 5 U.S.C. 3109,
official reception and representation expenses not to ex-
ceed \$3,000, and the hire of passenger motor vehicles,
\$532,000,000, to remain available until expended: *Pro-*
vided, That notwithstanding any other provision of law,
not to exceed \$532,000,000 of revenues from fees and an-
nual charges, and other services and collections in fiscal
year 2025 shall be retained and used for expenses nec-
essary in this account, and shall remain available until ex-
pended: *Provided further*, That the sum herein appro-
priated from the general fund shall be reduced as revenues
are received during fiscal year 2025 so as to result in a
final fiscal year 2025 appropriation from the general fund
estimated at not more than \$0.

15 GENERAL PROVISIONS—DEPARTMENT OF
16 ENERGY

17 (INCLUDING TRANSFERS OF FUNDS)

SEC. 301. (a) No appropriation, funds, or authority made available by this title for the Department of Energy shall be used to initiate or resume any program, project, or activity or to prepare or initiate Requests For Proposals or similar arrangements (including Requests for Quotations, Requests for Information, and Funding Opportunity Announcements) for a program, project, or ac-

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

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

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

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

13 (C) provide nonoperational funding through a
14 competition restricted only to Department of Energy
15 National Laboratories totaling \$1,000,000 or more;

16 (D) provide nonoperational funding directly to a
17 Department of Energy National Laboratory totaling
18 \$25,000,000 or more;

19 (E) issue a letter of intent to make an alloca-
20 tion, award, or Agreement in excess of the limits in
21 subparagraph (A), (B), (C), or (D); or

22 (F) announce publicly the intention to make an
23 allocation, award, or Agreement in excess of the lim-
24 its in subparagraph (A), (B), (C), or (D).

1 (2) The Secretary of Energy shall submit to the Com-
2 mittees on Appropriations of both Houses of Congress
3 within 15 days of the conclusion of each quarter a report
4 detailing each grant allocation or discretionary grant
5 award totaling less than \$1,000,000 provided during the
6 previous quarter.

7 (3) The notification required by paragraph (1) and
8 the report required by paragraph (2) shall include the re-
9 cipient of the award, the amount of the award, the fiscal
10 year for which the funds for the award were appropriated,
11 the account and program, project, or activity from which
12 the funds are being drawn, the title of the award, and
13 a brief description of the activity for which the award is
14 made.

15 (c) The Department of Energy may not, with respect
16 to any program, project, or activity that uses budget au-
17 thority made available in this title under the heading “De-
18 partment of Energy—Energy Programs”, enter into a
19 multiyear contract, award a multiyear grant, or enter into
20 a multiyear cooperative agreement unless—

21 (1) the contract, grant, or cooperative agree-
22 ment is funded for the full period of performance as
23 anticipated at the time of award; or

24 (2) the contract, grant, or cooperative agree-
25 ment includes a clause conditioning the Federal Gov-

1 ernment’s obligation on the availability of future
2 year budget authority and the Secretary notifies the
3 Committees on Appropriations of both Houses of
4 Congress at least 3 days in advance.

5 (d) Except as provided in subsections (e), (f), and (g),
6 the amounts made available by this title shall be expended
7 as authorized by law for the programs, projects, and ac-
8 tivities specified in the “Bill” column in the “Department
9 of Energy” table included under the heading “Title III—
10 Department of Energy” in the report accompanying this
11 Act.

12 (e) The amounts made available by this title may be
13 reprogrammed for any program, project, or activity, and
14 the Department shall notify, and obtain the prior approval
15 of, the Committees on Appropriations of both Houses of
16 Congress at least 30 days prior to the use of any proposed
17 reprogramming that would cause any program, project, or
18 activity funding level to increase or decrease by more than
19 \$5,000,000 or 10 percent, whichever is less, during the
20 time period covered by this Act.

21 (f) None of the funds provided in this title shall be
22 available for obligation or expenditure through a re-
23 programming of funds that—

24 (1) creates, initiates, or eliminates a program,
25 project, or activity;

1 (2) increases funds or personnel for any pro-
2 gram, project, or activity for which funds are denied
3 or restricted by this Act; or

4 (3) reduces funds that are directed to be used
5 for a specific program, project, or activity by this
6 Act.

7 (g)(1) The Secretary of Energy may waive any re-
8 quirement or restriction in this section that applies to the
9 use of funds made available for the Department of Energy
10 if compliance with such requirement or restriction would
11 pose a substantial risk to human health, the environment,
12 welfare, or national security.

13 (2) The Secretary of Energy shall notify the Commit-
14 tees on Appropriations of both Houses of Congress of any
15 waiver under paragraph (1) as soon as practicable, but
16 not later than 3 days after the date of the activity to which
17 a requirement or restriction would otherwise have applied.
18 Such notice shall include an explanation of the substantial
19 risk under paragraph (1) that permitted such waiver.

20 (h) The unexpended balances of prior appropriations
21 provided for activities in this Act may be available to the
22 same appropriation accounts for such activities established
23 pursuant to this title. Available balances may be merged
24 with funds in the applicable established accounts and

1 thereafter may be accounted for as one fund for the same
2 time period as originally enacted.

3 SEC. 302. Funds appropriated by this or any other
4 Act, or made available by the transfer of funds in this
5 Act, for intelligence activities are deemed to be specifically
6 authorized by the Congress for purposes of section 504
7 of the National Security Act of 1947 (50 U.S.C. 3094)
8 during fiscal year 2025 until the enactment of the Intel-
9 ligence Authorization Act for fiscal year 2025.

10 SEC. 303. None of the funds made available in this
11 title shall be used for the construction of facilities classi-
12 fied as high-hazard nuclear facilities under 10 CFR Part
13 830 unless independent oversight is conducted by the Of-
14 fice of Enterprise Assessments to ensure the project is in
15 compliance with nuclear safety requirements.

16 SEC. 304. None of the funds made available in this
17 title may be used to approve critical decision-2 or critical
18 decision-3 under Department of Energy Order 413.3B, or
19 any successive departmental guidance, for construction
20 projects where the total project cost exceeds
21 \$100,000,000, until a separate independent cost estimate
22 has been developed for the project for that critical deci-
23 sion.

24 SEC. 305. None of the funds made available in this
25 title may be used to support a grant allocation award, dis-

1 cretionary grant award, or cooperative agreement that ex-
2 ceeds \$100,000,000 in Federal funding unless the project
3 is carried out through internal independent project man-
4 agement procedures.

5 SEC. 306. No funds shall be transferred directly from
6 “Department of Energy—Power Marketing Administra-
7 tion—Colorado River Basins Power Marketing Fund,
8 Western Area Power Administration” to the general fund
9 of the Treasury in the current fiscal year.

10 SEC. 307. (a) The Secretary of Energy may not estab-
11 lish any new regional petroleum product reserve unless
12 funding for the proposed regional petroleum product re-
13 serve is explicitly requested in advance in an annual budg-
14 et submitted by the President pursuant to section 1105
15 of title 31, United States Code, and approved by the Con-
16 gress in an appropriations Act.

17 (b) The budget request or notification shall include—

18 (1) the justification for the new reserve;

19 (2) a cost estimate for the establishment, oper-
20 ation, and maintenance of the reserve, including
21 funding sources;

22 (3) a detailed plan for operation of the reserve,
23 including the conditions upon which the products
24 may be released;

25 (4) the location of the reserve; and

1 (5) the estimate of the total inventory of the re-
2 serve.

3 SEC. 308. None of the funds made available by this
4 Act may be used to draw down and sell petroleum prod-
5 ucts from the Strategic Petroleum Reserve (1) to any enti-
6 ty that is under the ownership, control, or influence of
7 the Chinese Communist Party; or (2) except on condition
8 that such petroleum products will not be exported to the
9 People's Republic of China.

10 SEC. 309. (a) None of the funds made available by
11 this Act may be used by the Secretary of Energy to award
12 any grant, contract, cooperative agreement, or loan of
13 \$10,000,000 or greater to an entity of concern as defined
14 in section 10114 of division B of Public Law 117–167.

15 (b) The Secretary shall implement the requirements
16 under subsection (a) using a risk-based approach and ana-
17 lytical tools to aggregate, link, analyze, and maintain in-
18 formation reported by an entity seeking or receiving such
19 funds made available by this Act.

20 (c) This section shall be applied in a manner con-
21 sistent with the obligations of the United States under ap-
22 plicable international agreements.

23 (d) The Secretary shall have the authority to require
24 the submission to the agency, by an entity seeking or re-
25 ceiving such funds made available by this Act, documenta-

1 tion necessary to implement the requirements under sub-
2 section (a).

3 (e) Chapter 35 of title 44, United States Code (com-
4 monly known as the “Paperwork Reduction Act”), shall
5 not apply to the implementation of the requirements under
6 this section.

7 (f) The Secretary and other Federal agencies shall
8 coordinate to share relevant information necessary to im-
9 plement the requirements under subsection (a).

10 SEC. 310. None of the funds appropriated or other-
11 wise made available by this Act may be used to admit any
12 non-United States citizen from Russia or China to any
13 nuclear weapons production facility, as such term is de-
14 fined in section 4002 of the Atomic Energy Defense Act
15 (50 U.S.C. 2501), other than areas accessible to the gen-
16 eral public, unless 30 days prior to facility admittance, the
17 Department of Energy provides notification to the Com-
18 mittees on Appropriations and Armed Services of both
19 Houses of Congress.

20 SEC. 311. (a) None of the funds made available by
21 this Act or otherwise made available for fiscal year 2025
22 for the Department of Energy may be obligated or ex-
23 pended to procure or purchase computers, printers, or
24 interoperable videoconferencing services needed for an of-
25 fice environment in which the manufacturer, bidder, or of-

1 feror, or any subsidiary or parent entity of the manufac-
2 turer, bidder, or offeror, of the equipment is an entity,
3 or parent company of an entity in which the People's Re-
4 public of China has any ownership stake.

5 (b) The prohibition in subsection (a) also applies in
6 cases in which the Secretary has contracted with a third
7 party for the procurement, purchase, or expenditure of
8 funds on any of the equipment and software described in
9 such subsection.

10 SEC. 312. None of the funds made available by this
11 Act may be used to further develop, finalize, administer,
12 implement, or enforce the proposed regulation by the De-
13 partment of Energy titled "Clean Energy for New Federal
14 Buildings and Major Renovations of Federal Buildings"
15 87 Fed. Reg. 78382 (December 21, 2022).

16 SEC. 313. None of the funds made available by this
17 Act may be used to provide a categorical exclusion from
18 the National Environmental Policy Act of 1969 (42 U.S.C.
19 4321 et seq.) for energy storage systems, as described in
20 the Department of Energy's final rule, part 1021 of title
21 10, Code of Federal Regulations.

22 SEC. 314. None of the funds made available by this
23 Act may be expended to support the Department of En-
24 ergy Justice⁴⁰ initiative as defined by or required by Ex-
25 ecutive Order 14008 of January 27, 2021 (86 Fed. Reg.

1 7619; relating to tackling the climate crisis at home and
2 abroad).

3 SEC. 315. Section 3 of the Natural Gas Act (15
4 U.S.C. 717b) is amended—

5 (1) by striking subsections (a) through (c);

6 (2) by redesignating subsections (e) and (f) as
7 subsections (a) and (b), respectively;

8 (3) by redesignating subsection (d) as sub-
9 section (c), and moving such subsection after sub-
10 section (b), as so redesignated;

11 (4) in subsection (a), as so redesignated, by
12 amending paragraph (1) to read as follows: “(1) The
13 Federal Energy Regulatory Commission (in this sub-
14 section referred to as the ‘Commission’) shall have
15 the exclusive authority to approve or deny an appli-
16 cation for authorization for the siting, construction,
17 expansion, or operation of a facility to export nat-
18 ural gas from the United States to a foreign country
19 or import natural gas from a foreign country, in-
20 cluding an LNG terminal. In determining whether to
21 approve or deny an application under this para-
22 graph, the Commission shall deem the exportation or
23 importation of natural gas to be consistent with the
24 public interest. Except as specifically provided in
25 this Act, nothing in this Act is intended to affect

1 otherwise applicable law related to any Federal
2 agency's authorities or responsibilities related to fa-
3 cilities to import or export natural gas, including
4 LNG terminals.”; and

5 (5) by adding at the end the following new sub-
6 section:

7 “(d)(1) Nothing in this Act limits the authority
8 of the President under the Constitution, the Inter-
9 national Emergency Economic Powers Act (50
10 U.S.C. 1701 et seq.), the National Emergencies Act
11 (50 U.S.C. 1601 et seq.), part B of title II of the
12 Energy Policy and Conservation Act (42 U.S.C.
13 6271 et seq.), the Trading With the Enemy Act (50
14 U.S.C. 4301 et seq.), or any other provision of law
15 that imposes sanctions on a foreign person or for-
16 eign government (including any provision of law that
17 prohibits or restricts United States persons from en-
18 gaging in a transaction with a sanctioned person or
19 government), including a country that is designated
20 as a state sponsor of terrorism, to prohibit imports
21 or exports.

22 “(2) In this subsection, the term ‘state sponsor
23 of terrorism’ means a country the government of
24 which the Secretary of State determines has repeat-

1 edly provided support for international terrorism
2 pursuant to—

3 “(A) section 1754(c)(1)(A) of the Export Con-
4 trol Reform Act of 2018 (50 U.S.C. 4318(c)(1)(A));

5 “(B) section 620A of the Foreign Assistance
6 Act of 1961 (22 U.S.C. 2371);

7 “(C) section 40 of the Arms Export Control Act
8 (22 U.S.C. 2780); or

9 “(D) any other provision of law.”.

10 SEC. 316. From the unobligated balances of amounts
11 made available under the heading “Department of En-
12 ergy—Energy Programs—Electricity” in title IV of divi-
13 sion N of Public Law 117–328 to carry out activities to
14 improve the resilience of the Puerto Rican electric grid,
15 thirty-five hundredths of one percent of the amounts made
16 available under such heading shall be transferred not later
17 than January 1, 2025, to the Office of the Inspector Gen-
18 eral of the Department of Energy to carry out the provi-
19 sions of the Inspector General Act of 1978, in addition
20 to amounts otherwise available for such purpose, to re-
21 main available until expended: *Provided*, That any
22 amounts so transferred that were previously designated by
23 the Congress as an emergency requirement pursuant to
24 the Balanced Budget and Emergency Deficit Control Act
25 of 1985 or a concurrent resolution on the budget are des-

1 ignated by the Congress as an emergency requirement
2 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
3 et and Emergency Deficit Control Act of 1985 and shall
4 be available only if the President designates such amount
5 as an emergency requirement pursuant to section
6 251(b)(2)(A)(i).

7 SEC. 317. (a) Of the unobligated balances from
8 amounts previously made available to the Department of
9 Energy, the following funds shall be transferred from the
10 following programs in the specified amounts to “Depart-
11 ment of Energy—Energy Programs—Nuclear Energy”,
12 and, in addition to amounts otherwise made available,
13 shall be available for the not more than two competitive
14 awards for Generation 3+ small modular reactor deploy-
15 ment projects described in section 311(a)(1)(A) of division
16 D of the Consolidated Appropriations Act, 2024 (Public
17 Law 118–42) and the two awards for demonstration
18 projects made prior to the date of enactment of this Act
19 under the Advanced Reactor Demonstration Program, as
20 authorized under section 959A of the Energy Policy Act
21 of 2005 (42 U.S.C. 16279a)—

22 (1) \$980,000,000, to remain available until
23 expended, from the unobligated balances under
24 the heading “Department of Energy—Energy
25 Programs—Nuclear Energy” in division J of

1 the Infrastructure Investment and Jobs Act
2 (Public Law 117–58), of which \$120,000,000
3 shall be available in fiscal year 2025 and
4 \$860,000,000 shall be available in fiscal year
5 2026;

6 (2) \$1,500,000,000, to remain available
7 until expended, from the unobligated balances
8 under the heading “Department of Energy—
9 Energy Programs—Carbon Dioxide Transpor-
10 tation Infrastructure Finance and Innovation
11 Program Account” in division J of the Infra-
12 structure Investment and Jobs Act (Public Law
13 117–58);

14 (3) \$1,500,000,000, to remain available
15 until September 30, 2026, from the unobligated
16 balances under section 50141 of Public Law
17 117–169; and

18 (4) \$5,000,000,000, to remain available
19 until September 30, 2026, from the unobligated
20 balances under section 50144 of Public Law
21 117–169:

22 *Provided,* That amounts transferred pursuant to
23 paragraphs (1) and (2) shall continue to be treated as
24 amounts specified in section 103(b) of division A of Public
25 Law 118–5.

1 (b) Public Law 117–169 is amended—

2 (1) in section 50141(a) by amending the
3 dollar amount to read as “\$25,000,000,000”;
4 and

5 (2) in section 50144(b) by amending the
6 dollar amount to read as “\$5,000,000,000”.

7 TITLE IV

8 INDEPENDENT AGENCIES

9 APPALACHIAN REGIONAL COMMISSION

10 For expenses necessary to carry out the programs au-
11 thorized by the Appalachian Regional Development Act of
12 1965, as amended, and for expenses necessary for the
13 Federal Co-Chairman and the Alternate on the Appa-
14 lachian Regional Commission, for payment of the Federal
15 share of the administrative expenses of the Commission,
16 including services as authorized by 5 U.S.C. 3109, and
17 hire of passenger motor vehicles, \$200,000,000, to remain
18 available until expended.

19 DEFENSE NUCLEAR FACILITIES SAFETY BOARD

20 SALARIES AND EXPENSES

21 For expenses necessary for the Defense Nuclear Fa-
22 cilities Safety Board in carrying out activities authorized
23 by the Atomic Energy Act of 1954, as amended by Public
24 Law 100–456, section 1441, \$45,000,000, to remain
25 available until September 30, 2026, of which not to exceed

1 \$1,000 shall be available for official reception and rep-
2 resentation expenses.

3 DELTA REGIONAL AUTHORITY

4 SALARIES AND EXPENSES

5 For expenses necessary for the Delta Regional Au-
6 thority and to carry out its activities, as authorized by
7 the Delta Regional Authority Act of 2000, notwith-
8 standing sections 382F(d), 382M, and 382N of said Act,
9 \$32,100,000, to remain available until expended.

10 DENALI COMMISSION

11 For expenses necessary for the Denali Commission
12 including the purchase, construction, and acquisition of
13 plant and capital equipment as necessary and other ex-
14 penses, \$17,000,000, to remain available until expended,
15 notwithstanding the limitations contained in section
16 306(g) of the Denali Commission Act of 1998: *Provided*,
17 That funds shall be available for construction projects for
18 which the Denali Commission is the sole or primary fund-
19 ing source in an amount not to exceed 80 percent of total
20 project cost for distressed communities, as defined by sec-
21 tion 307 of the Denali Commission Act of 1998 (division
22 C, title III, Public Law 105–277), as amended by section
23 701 of appendix D, title VII, Public Law 106–113 (113
24 Stat. 1501A–280), and for Indian Tribes, as defined by
25 section 5304(e) of title 25, United States Code, and in

1 an amount not to exceed 50 percent for non-distressed
2 communities: *Provided further*, That notwithstanding any
3 other provision of law regarding payment of a non-Federal
4 share in connection with a grant-in-aid program, amounts
5 under this heading shall be available for the payment of
6 such a non-Federal share for any project for which the
7 Denali Commission is not the sole or primary funding
8 source, provided that such project is consistent with the
9 purposes of the Commission.

10 NORTHERN BORDER REGIONAL COMMISSION

11 For expenses necessary for the Northern Border Re-
12 gional Commission in carrying out activities authorized by
13 subtitle V of title 40, United States Code, \$41,000,000,
14 to remain available until expended: *Provided*, That such
15 amounts shall be available for administrative expenses,
16 notwithstanding section 15751(b) of title 40, United
17 States Code.

18 SOUTHEAST CRESCENT REGIONAL COMMISSION

19 For expenses necessary for the Southeast Crescent
20 Regional Commission in carrying out activities authorized
21 by subtitle V of title 40, United States Code, \$20,000,000,
22 to remain available until expended.

23 SOUTHWEST BORDER REGIONAL COMMISSION

24 For expenses necessary for the Southwest Border Re-
25 gional Commission in carrying out activities authorized by

1 subtitle V of title 40, United States Code, \$5,000,000, to
2 remain available until expended.

3 GREAT LAKES AUTHORITY

4 For expenses necessary for the Great Lakes Author-
5 ity in carrying out activities authorized by subtitle V of
6 title 40, United States Code, \$5,000,000, to remain avail-
7 able until expended.

8 NUCLEAR REGULATORY COMMISSION

9 SALARIES AND EXPENSES

10 For expenses necessary for the Commission in car-
11 rying out the purposes of the Energy Reorganization Act
12 of 1974 and the Atomic Energy Act of 1954,
13 \$955,368,200, including official representation expenses
14 not to exceed \$30,000, to remain available until expended:
15 *Provided*, That of the amount appropriated herein, not
16 more than \$11,435,000 may be made available for sala-
17 ries, travel, and other support costs for the Office of the
18 Commission, to remain available until September 30,
19 2026: *Provided further*, That revenues from licensing fees,
20 inspection services, and other services and collections esti-
21 mated at \$807,672,200 in fiscal year 2025 shall be re-
22 tained and used for necessary salaries and expenses in this
23 account, notwithstanding 31 U.S.C. 3302, and shall re-
24 main available until expended: *Provided further*, That the
25 sum herein appropriated shall be reduced by the amount

1 of revenues received during fiscal year 2025 so as to result
2 in a final fiscal year 2025 appropriation estimated at not
3 more than \$147,696,000.

4 OFFICE OF INSPECTOR GENERAL

5 For expenses necessary for the Office of Inspector
6 General in carrying out the provisions of the Inspector
7 General Act of 1978, \$19,578,000, to remain available
8 until September 30, 2026: *Provided*, That revenues from
9 licensing fees, inspection services, and other services and
10 collections estimated at \$16,274,000 in fiscal year 2025
11 shall be retained and be available until September 30,
12 2026, for necessary salaries and expenses in this account,
13 notwithstanding section 3302 of title 31, United States
14 Code: *Provided further*, That the sum herein appropriated
15 shall be reduced by the amount of revenues received dur-
16 ing fiscal year 2025 so as to result in a final fiscal year
17 2025 appropriation estimated at not more than
18 \$3,304,000: *Provided further*, That of the amounts appro-
19 priated under this heading, \$1,505,000 shall be for In-
20 spector General services for the Defense Nuclear Facilities
21 Safety Board.

22 NUCLEAR WASTE TECHNICAL REVIEW BOARD

23 SALARIES AND EXPENSES

24 For expenses necessary for the Nuclear Waste Tech-
25 nical Review Board, as authorized by Public Law 100–

1 203, section 5051, \$4,100,000, to be derived from the Nu-
2 clear Waste Fund, to remain available until September 30,
3 2026.

4 GENERAL PROVISIONS—INDEPENDENT
5 AGENCIES

6 SEC. 401. The Nuclear Regulatory Commission shall
7 comply with the July 5, 2011, version of Chapter VI of
8 its Internal Commission Procedures when responding to
9 Congressional requests for information, consistent with
10 Department of Justice guidance for all Federal agencies.

11 SEC. 402. (a) The amounts made available by this
12 title for the Nuclear Regulatory Commission may be re-
13 programmed for any program, project, or activity, and the
14 Commission shall notify the Committees on Appropria-
15 tions of both Houses of Congress at least 30 days prior
16 to the use of any proposed reprogramming that would
17 cause any program funding level to increase or decrease
18 by more than \$500,000 or 10 percent, whichever is less,
19 during the time period covered by this Act.

20 (b)(1) The Nuclear Regulatory Commission may
21 waive the notification requirement in subsection (a) if
22 compliance with such requirement would pose a substan-
23 tial risk to human health, the environment, welfare, or na-
24 tional security.

1 (2) The Nuclear Regulatory Commission shall notify
2 the Committees on Appropriations of both Houses of Con-
3 gress of any waiver under paragraph (1) as soon as prac-
4 ticable, but not later than 3 days after the date of the
5 activity to which a requirement or restriction would other-
6 wise have applied. Such notice shall include an explanation
7 of the substantial risk under paragraph (1) that permitted
8 such waiver and shall provide a detailed report to the
9 Committees of such waiver and changes to funding levels
10 to programs, projects, or activities.

11 (c) Except as provided in subsections (a), (b), and
12 (d), the amounts made available by this title for “Nuclear
13 Regulatory Commission—Salaries and Expenses” shall be
14 expended as directed in the report accompanying this Act.

15 (d) None of the funds provided for the Nuclear Regu-
16 latory Commission shall be available for obligation or ex-
17 penditure through a reprogramming of funds that in-
18 creases funds or personnel for any program, project, or
19 activity for which funds are denied or restricted by this
20 Act.

21 (e) The Commission shall provide a monthly report
22 to the Committees on Appropriations of both Houses of
23 Congress, which includes the following for each program,
24 project, or activity, including any prior year appropria-
25 tions—

- 1 (1) total budget authority;
- 2 (2) total unobligated balances; and
- 3 (3) total unliquidated obligations.

1 TITLE V
2 GENERAL PROVISIONS
3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 501. None of the funds appropriated by this Act
5 may be used in any way, directly or indirectly, to influence
6 congressional action on any legislation or appropriation
7 matters pending before Congress, other than to commu-
8 nicate to Members of Congress as described in 18 U.S.C.
9 1913.

10 SEC. 502. (a) None of the funds made available in
11 title III of this Act may be transferred to any department,
12 agency, or instrumentality of the United States Govern-
13 ment, except pursuant to a transfer made by or transfer
14 authority provided in this Act or any other appropriations
15 Act for any fiscal year, transfer authority referenced in
16 the report accompanying this Act, or any authority where-
17 by a department, agency, or instrumentality of the United
18 States Government may provide goods or services to an-
19 other department, agency, or instrumentality.

20 (b) None of the funds made available for any depart-
21 ment, agency, or instrumentality of the United States
22 Government may be transferred to accounts funded in title
23 III of this Act, except pursuant to a transfer made by or
24 transfer authority provided in this Act or any other appro-
25 priations Act for any fiscal year, transfer authority ref-

1 erenced in the report accompanying this Act, or any au-
2 thority whereby a department, agency, or instrumentality
3 of the United States Government may provide goods or
4 services to another department, agency, or instrumen-
5 tality.

6 (c) The head of any relevant department or agency
7 funded in this Act utilizing any transfer authority shall
8 submit to the Committees on Appropriations of both
9 Houses of Congress a semiannual report detailing the
10 transfer authorities, except for any authority whereby a
11 department, agency, or instrumentality of the United
12 States Government may provide goods or services to an-
13 other department, agency, or instrumentality, used in the
14 previous 6 months and in the year-to-date. This report
15 shall include the amounts transferred and the purposes
16 for which they were transferred, and shall not replace or
17 modify existing notification requirements for each author-
18 ity.

19 SEC. 503. (a) None of the funds made available in
20 this Act may be used to maintain or establish a computer
21 network unless such network blocks the viewing,
22 downloading, and exchanging of pornography.

23 (b) Nothing in subsection (a) shall limit the use of
24 funds necessary for any Federal, State, Tribal, or local
25 law enforcement agency or any other entity carrying out

1 criminal investigations, prosecution, or adjudication activi-
2 ties.

3 SEC. 504. (a) No federal monies shall be expended
4 in furtherance of any agreement among private entities
5 for consolidated interim storage of spent nuclear fuel that
6 is not specifically authorized under federal law until such
7 time that host state and local governments and any af-
8 fected Indian tribes have formalized their consent.

9 (b) Provided that the prohibition provided for in this
10 section shall not apply to facilities presently storing com-
11 mercial spent nuclear fuel, pursuant to a license issued
12 by the Nuclear Regulatory Commission, as of the date of
13 enactment of this Act.

14 (c) For purposes of this section, “spent nuclear fuel”
15 shall have the same meaning as provided in section 2 of
16 the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10101).

17 SEC. 505. None of the funds made available by this
18 Act may be used to carry out any program, project, or
19 activity that promotes or advances Critical Race Theory
20 or any concept associated with Critical Race Theory.

21 SEC. 506. None of the funds appropriated or other-
22 wise made available by this Act may be made available
23 to implement, administer, apply, enforce, or carry out the
24 Equity Action Plan of the Department of Energy, or Exec-
25 utive Order 13985 of January 20, 2021 (86 Fed. Reg.

1 7009, relating to advancing racial equity and support for
2 underserved communities through the Federal Govern-
3 ment), Executive Order 14035 of June 25, 2021 (86 Fed.
4 Reg. 34593, relating to diversity, equity, inclusion, and
5 accessibility in the Federal workforce), or Executive Order
6 14091 of February 16, 2023 (88 Fed. Reg. 10825, relat-
7 ing to further advancing racial equity and support for un-
8 derserved communities through the Federal Government).

9 SEC. 507. (a) IN GENERAL.—Notwithstanding sec-
10 tion 7 of title 1, United States Code, section 1738C of
11 title 28, United States Code, or any other provision of law,
12 none of the funds provided by this Act, or previous appro-
13 priations Acts, shall be used in whole or in part to take
14 any discriminatory action against a person, wholly or par-
15 tially, on the basis that such person speaks, or acts, in
16 accordance with a sincerely held religious belief, or moral
17 conviction, that marriage is, or should be recognized as,
18 a union of one man and one woman.

19 (b) DISCRIMINATORY ACTION DEFINED.— As used
20 in subsection (a), a discriminatory action means any ac-
21 tion taken by the Federal Government to—

22 (1) alter in any way the Federal tax treat-
23 ment of, or cause any tax, penalty, or payment
24 to be assessed against, or deny, delay, or revoke
25 an exemption from taxation under section

1 501(a) of the Internal Revenue Code of 1986
2 of, any person referred to in subsection (a);

3 (2) disallow a deduction for Federal tax
4 purposes of any charitable contribution made to
5 or by such person;

6 (3) withhold, reduce the amount or fund-
7 ing for, exclude, terminate, or otherwise make
8 unavailable or deny, any Federal grant, con-
9 tract, subcontract, cooperative agreement, guar-
10 antee, loan, scholarship, license, certification,
11 accreditation, employment, or other similar po-
12 sition or status from or to such person;

13 (4) withhold, reduce, exclude, terminate, or
14 otherwise make unavailable or deny, any entitle-
15 ment or benefit under a Federal benefit pro-
16 gram, including admission to, equal treatment
17 in, or eligibility for a degree from an edu-
18 cational program, from or to such person; or

19 (5) withhold, reduce, exclude, terminate, or
20 otherwise make unavailable or deny access or
21 an entitlement to Federal property, facilities,
22 educational institutions, speech fora (including
23 traditional, limited, and nonpublic fora), or
24 charitable fundraising campaigns from or to
25 such person.

1 (c) ACCREDITATION; LICENSURE; CERTIFICATION.—
2 The Federal Government shall consider accredited, li-
3 censed, or certified for purposes of Federal law any person
4 that would be accredited, licensed, or certified, respec-
5 tively, for such purposes but for a determination against
6 such person wholly or partially on the basis that the per-
7 son speaks, or acts, in accordance with a sincerely held
8 religious belief or moral conviction described in subsection
9 (a).

10 SEC. 508. None of the funds made available by this
11 Act or any other Act may be used to implement, admin-
12 ister, or enforce any COVID–19 mask or vaccine man-
13 dates.

14 SEC. 509. None of the funds made available by this
15 Act may be used to obligate or award funds, including sub-
16 grants and other subawards, to the Wuhan Institute of
17 Virology, including affiliated researchers.

18 SEC. 510. None of the funds appropriated or other-
19 wise made available by this Act may be used to fly or dis-
20 play a flag over or within a facility of the federal govern-
21 ment other than the flag of the United States, flag bearing
22 an official U.S. Government seal or insignia, or POW/MIA
23 flag.

24 SEC. 511. None of the funds appropriated or other-
25 wise made available by this Act may be made available

1 to finalize any rule or regulation that meets the definition
2 of section 804(2)(A) of title 5, United States Code.

3 SEC. 512. None of the funds made available by this
4 Act may be used to develop or implement guidance related
5 to the valuation of ecosystem and environmental services
6 and natural assets in Federal regulatory decision-making,
7 as directed by Executive Order 14072 of April 22, 2022
8 (87 Fed. Reg. 24851, relating to strengthening the Na-
9 tion's forests, communities, and local economies).

10 SEC. 513. The funds made available in this act or
11 any other appropriations act for the purposes of imple-
12 menting the United States Government Commitments in
13 support of the Columbia Basin Restoration Initiative set
14 forth in the Memorandum of Understanding of December
15 14, 2023, between the United States, the States of Oregon
16 and Washington, the Confederated Tribes and Bands of
17 the Yakama Nation, the Confederated Tribes of the
18 Umatilla Indian Reservation, the Confederated Tribes of
19 the Warm Springs Reservation of Oregon, the Nez Perce
20 Tribe, and environmental non-profit organizations, that
21 require reimbursement by the Bonneville Power Adminis-
22 tration and do not arise from Bonneville's current reim-
23 bursement obligations, shall be limited to the
24 \$300,000,000 Bonneville committed to in such Commit-
25 ments of December 14, 2023, should Bonneville be re-

1 quired to implement the U.S. Government Commitments
2 in support of the Columbia Basin Restoration Initiative
3 set forth in the Memorandum of Understanding of Decem-
4 ber 14, 2023, between the United States; the States of
5 Oregon and Washington; the Confederated Tribes and
6 Bands of the Yakama Nation; the Confederated Tribes of
7 the Umatilla Indian Reservation; the Confederated Tribes
8 of the Warm Springs Reservation; the Nez Perce Tribe;
9 and environmental non-profit organizations.

10 SEC. 514. None of the funds made available by this
11 Act may be used to finalize, implement, administer, or en-
12 force any of the following rules:

13 (1) The final rule entitled “Energy Conserva-
14 tion Program: Energy Conservation Standards for
15 Distribution Transformers” published by the De-
16 partment of Energy in the Federal Register on April
17 22, 2024 (89 Fed. Reg. 29834), or any substantially
18 similar rule.

19 (2) The final rule entitled “Energy Conserva-
20 tion Program: Energy Conservation Standards for
21 Manufactured Housing” published by the Depart-
22 ment of Energy in the Federal Register on May 31,
23 2022 (87 Fed. Reg. 32728), or any substantially
24 similar rule.

1 (3) The final rule entitled “Energy Conserva-
2 tion Program: Energy Conservation Standards for
3 Room Air Conditioners” published by the Depart-
4 ment of Energy in the Federal Register on May 26,
5 2023 (88 Fed. Reg. 34298), or any substantially
6 similar rule.

7 (4) The final rule entitled “Energy Conserva-
8 tion Program: Energy Conservation Standards for
9 Consumer Conventional Cooking Products” pub-
10 lished by the Department of Energy in the Federal
11 Register on February 14, 2024 (89 Fed. Reg.
12 11434), or any substantially similar rule, including
13 any rule that would directly or indirectly limit con-
14 sumer access to consumer conventional cooking
15 products, including gas kitchen ranges or ovens.

16 SPENDING REDUCTION ACCOUNT

17 SEC. 515. \$0.

18 This Act may be cited as the “Energy and Water De-
19 velopment and Related Agencies Appropriations Act,
20 2025”.

