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## Senate

The Senate met at 3 p.m. and was called to order by the Honorable TAMMY DUCKWORTH, a Senator from the State of Illinois.

### PRAYER

The Chaplain, Dr. Barry C. Black, offered the following prayer:

Let us pray.

Eternal Lord God, the author of peace, as wars and rumors of wars bombard us, we turn our eyes to You. In the past, You have brought order from chaos, light from darkness, truth from falsehood, peace from conflict, and hope from despair. Please, do it again.

Today, use our lawmakers as instruments of Your peace. May they strive to please You in all that they think, say, and do.

Lord, use us all as Your ambassadors of reconciliation. Let there be peace on Earth, and let it begin with each of us.

We pray in Your mighty Name. Amen.

### PLEDGE OF ALLEGIANCE

The Presiding Officer led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### APPOINTMENT OF ACTING PRESIDENT PRO TEMPORE

The PRESIDING OFFICER. The clerk will please read a communication to the Senate from the President pro tempore (Mrs. MURRAY).

The senior assistant executive clerk read the following letter:

U.S. SENATE,  
PRESIDENT PRO TEMPORE,  
Washington, DC, October 16, 2023.

To the Senate:

Under the provisions of rule I, paragraph 3, of the Standing Rules of the Senate, I hereby appoint the Honorable TAMMY DUCKWORTH, a

Senator from the State of Illinois, to perform the duties of the Chair.

PATTY MURRAY,  
President pro tempore.

Ms. DUCKWORTH thereupon assumed the Chair as Acting President pro tempore.

### RESERVATION OF LEADER TIME

The ACTING PRESIDENT pro tempore. Under the previous order, the leadership time is reserved.

### CONCLUSION OF MORNING BUSINESS

The ACTING PRESIDENT pro tempore. Morning business is closed.

### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

The ACTING PRESIDENT pro tempore. Under the previous order, the Senate will proceed to executive session to resume consideration of the following nomination, which the clerk will report:

The senior executive clerk read the nomination of Jennifer L. Hall, of Pennsylvania, to be United States District Judge for the District of Delaware.

#### RECOGNITION OF THE MAJORITY LEADER

The ACTING PRESIDENT pro tempore. The majority leader is recognized.

#### ISRAEL

Mr. SCHUMER. Madam President, today I come before the Senate with a heart full of grief. I come shaken by anger and fear but with a resolve to act. I come with my spirit moved down to its core by the terrible things I saw these past few days.

This morning, I returned to the United States after leading a bipartisan delegation to Israel along with Senators ROSEN and KELLY and ROM-

NEY and CASSIDY. As the first Jewish majority leader, as the highest ranking Jewish elected official ever in America, I wanted to be there, and I felt an obligation to be there.

It was a trip I will remember for the rest of my life, a visit to the only Jewish State on Earth, facing one of the darkest hours of its 75-year history, probably the darkest hour.

We traveled to deliver a simple and unmistakable message: We, the American people, stand with the people of Israel in this moment of need. We said to the people of Israel: We have your back. We feel your pain. We ache with you. And in the coming weeks, the U.S. Senate will do everything possible to help Israel eliminate the threat that Hamas presents and help Israel in every way we can.

I thank my colleagues who joined me on this important trip. I thank everyone who will be traveling there this coming weekend. Right now, our presence means the world to Israel. They were so gratified that American Senators came to stand with them in their moments of grief and sorrow. It was clear that just being there made a tremendous difference and boosted their resolve.

We had very productive meetings with a whole range of Israeli leaders, including Prime Minister Netanyahu, National Unity Party Minister Chairman Benny Gantz, Defense Minister Gallant, President Isaac Herzog, Opposition Leader Yair Lapid.

But the most memorable meeting was with 12 families of the hostages. There they were sitting there, wondering what was happening to their mother, their sister, their brother, their baby in the hands of these brutal terrorists.

Nothing prepared us for the overwhelming grief we felt talking to the families of the hostages and sharing their deep pain. There was not a dry eye in the room. Many of these people didn't know if their relatives were dead

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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or alive. Some of them said: I wonder which is better.

They just knew that they were missing and taken by wretched Hamas fighters. It breaks your heart.

We saw footage they showed us of their loved ones being led away by the Hamas terrorists, an elderly woman being dragged away from her family, a 12-year-old boy being pushed along by these terrorists—families in sheer agony, wondering what was happening to their loved ones in the captivity of these brutal terrorists.

Today, we now know that the number of hostages has exceeded 199. It is of the utmost importance that Israel and the United States do everything it can to bring every single one of these hostages to safety.

During our visit, we also experienced, in flashes, what the Israelis experience on a daily basis. We were having lunch at our hotel when the sirens went off, meaning rockets were only 7 to 9 minutes away, rockets fired by Hamas. We all rushed into a shelter and waited with bated breath until they told us the coast was clear. It happened again in the evening moments before a press conference that had to be delayed that we held on Sunday.

For us, the danger was momentary, thank God, but it is harrowing to think that Israelis are going through this and much greater horrors every single day.

So, again, as the first Jewish majority leader, the highest ranking Jewish official in America, someone who has knowledge of the persecutions and ravages that have affected the Jewish people through the decades, the centuries, the millennia, I felt an obligation to travel this weekend to Israel and deliver a message of partnership.

And I believe our trip went a significant way in pushing back against the dangerous false equivalency between what Hamas is doing and the response against them. Let us be clear: Hamas is an evil organization that wants to see Israel wiped off the face of the map. They don't believe in a two-state solution. They want no Israel and no Jews living between the Jordan and the Mediterranean. Eliminating Israel is part of their charter, so is the killing of Jews.

If left to their own devices, Hamas would do to the Jewish people in the rest of Israel what they did to them in the Gaza border.

So Israel can't just shrug its shoulders and say: Let's not try to end the threat from Hamas. They have an obligation to do it because Hamas's attack against Israel was an act of unspeakable evil. It was their goal to kill as many civilians as possible, children brutalized, the elderly slaughtered, young people in the prime of their life at a peace festival being machine-gunned down as they ran away.

I was told that at one of the kibbutzes, over a hundred people—people from 90 years old down to little toddlers—were rounded up and herded into the recreation room, and then Hamas

machine-gunned every one of them down until they were dead, every one of them.

It reminded me of the story of my own family, my great-grandmother who was the wife of a well-known rabbi. When the Nazis came into Ukraine—that was then part of Poland—in 1941, they told my grandmother to gather her family, her greater family, on her porch. She did. About 35 people, according to what my grandmother told me, her daughter, who had come to America, told me there were about 35 people from ages 88 to 3 months. The Nazis said: You are coming with us. She said: We are not moving. They machine-gunned every one of them down. History is repeating itself in an evil and awful way.

So the bottom line is simple: Hamas must be defeated. Israel must ensure they are permanently stopped because if the world moves on and acts as if this were just some unfortunate episode, you can be sure this will happen again. And it is essential that the entire world unite in condemning the evils of Hamas.

I first learned of the attacks against Israel during my delegation trip to China when I met with President Xi. I pointed out to President Xi that their initial statement on the conflagration in the Middle East didn't even mention terrorism or the deaths of these innocent civilians. I, respectfully, requested that he change his statement, and they did strengthen their initial statement relating to the attacks. The rest of the world must do the same. It must acknowledge and condemn the attacks—brutal attacks—that occurred this week.

Now, as the Senate gavels back in for our fall work period, supporting Israel must be at the top, at the front, at the center of our attention. To that end, I urge every single member of the Senate—Democrat, Republican, Independent—to unanimously support the resolution championed by Chairman CARDIN, Ranking Member RISCH, Leader MCCONNELL, and myself, condemning Hamas and affirming that we stand with Israel and their right to defend themselves. The resolution matters because the Senate needs to declare in one voice that we stand with Israel and against Hamas.

In the coming days, I will be working with the administration on putting together an emergency supplemental that will give Israel the tools it needs to defend itself. That means military assistance, intelligence assistance, diplomatic assistance, and humanitarian assistance to care for innocent civilians.

We want to move this package quickly. The Senate must go first. I know that the House is in disarray, but we cannot wait for them. The needs are too great. And if we pass a strong package with strong bipartisan support, it will importune the House, somehow or other, to act, despite the morass they are in.

It is also very important that we not only provide the military and intelligence support Israel needs but that we provide humanitarian assistance to aid civilians impacted by the violence.

During my meetings with Israeli officials, my colleagues and I strongly echoed the administration's urging that Israel follow the rule of law and do everything to minimize civilian deaths.

Israel has a very difficult task to eliminate Hamas, save the hostages but also minimize civilian casualties, which is a difficult task but one that Israel must and does strive to live up to.

We are not like the evil militants of Hamas. Israel is not. In America and in Israel, countries must hold themselves to a higher standard. It is part of who we are as democracies. So this package must move quickly, a package of military aid, the necessities that Israel needs. We talked to the leadership of Israel about what they need, and it will be in this package: intelligence aid to make sure we share intelligence in the best way possible, diplomatic aid to make sure that the nations of the world stand with Israel, and humanitarian aid to make sure that civilians are given the help that they need. We must move this package quickly.

We must also move to confirm an ambassador to Israel as quickly as possible. The President has already sent us a capable and strong nominee in Jack Lew, who will come before the Senate Foreign Relations Committee on Wednesday. I urge the committee to approve Mr. Lew as soon as possible, without any costly partisan delays so we can bring him to the floor and confirm him with all due haste.

We dealt very closely in our trip with so many people in the Embassy, including a wonderful charge d'affaires, but it is obvious that they really need an ambassador now more than ever. Mr. Lew has proven himself a strong public servant, a ferocious ally of Israel, so delaying him would be egregious at a time like this. We must move him quickly, and I hope we will.

Finally, as the conflict evolves in the coming days and weeks, my office will work with the administration to ensure the Senate remains fully updated about the situation at all times.

For the information of the Senate, we will hold an all-Senators classified briefing this Wednesday, October 18, at 3:30 p.m., provided by the Secretary of Defense, the Secretary of State, the Chairman of the Joint Chiefs, and the Director of National Intelligence. It is essential that we hear what is going on from our top leaders.

Madam President, the coming weeks will be an immense challenge, not just for the people of Israel, but for all of us in Congress as well. Now, more than ever, we must work with the spirit of bipartisanship to ensure we can govern and protect Americans here at home and abroad and stand with our friends in Israel. This moment is a test for all

of us—a test for our ability to work together, a test for our resolve to stand with our friends, a test of our resolve to fulfill our fundamental duties to the world. Let us not squander this consequential moment.

And to the people of Israel—“*eretz zavat chalav*,” a land of milk and honey—let me close with this: We will be by your side. We will not allow you to bear this burden alone. Your burden will be our burden; your grief is our grief; your cause is our cause. May the memories of the day be a blessing and a source of strength to all of us as we navigate the road ahead.

I yield the floor.

I suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. MCCONNELL. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

#### RECOGNITION OF THE MINORITY LEADER

The Republican leader is recognized.

Mr. MCCONNELL. Madam President, since the Senate last convened, terrorists have sent shock waves through the civilized world with savage, cold-blooded violence.

On October 7, Hamas and Palestinian Islamic jihad desecrated Israel's soil and tore apart Israeli families with utterly medieval brutality. Like ISIS, terrorists from Gaza turned peaceful homes and neighborhoods in Israel into blood-soaked war zones. It was the deadliest attack on the Israelis and on American citizens overseas in decades.

But now, reports and images of these horrific scenes have spread widely. Accounts of Israeli women tortured and raped, of elders kidnapped, of charred corpses, beheadings, of children shot dead in their homes have shaken peaceful people to their cores. In one kibbutz, a paramedic named Amit was working to save the lives of victims pouring into a local clinic when she documented what would be the last moments of her own life in messages to her sister. Here is what she said: “They are here. I don’t think I will get out of here alive. Be strong if something happens to me.”

A few minutes later, in a call from Amit’s phone, all her sister could hear were gunshots and screams. One in 10 residents of the community were slaughtered by the terrorists.

Here is how one retired senior IDF commander put it after he ran to rejoin Israel’s defense efforts: “I’ve heard during my childhood about pogroms in Europe, the Holocaust, of course. All my family came from Europe. They are survivors, but I never thought I would see things like this.”

Madam President, the people of Israel are grieving unimaginable horrors, and we have a responsibility not to look away—not least because the same news that has shaken the civ-

ilized world to its core has emboldened anti-Semites and terrorist sympathizers across the globe. We have seen thousands of demonstrators cheer on terrorist violence from the streets of Western cities.

In London, many Jewish children were kept home from school on Friday out of fears for their safety. In Chicago, a bomb threat forced a local synagogue to evacuate. In Sydney, Australia, a supposedly pro-Palestinian gathering devolved into a sickening flashback to the worst stain on the last century of human history as demonstrators chanted: “Gas the Jews.” And on college campuses across America, leftist student groups cloaked vile anti-Semitism in a thin veneer of performative, woke jargon.

So, Madam President, friends of Israel simply cannot afford to be silent. And as Israel’s closest ally, the United States must lead by our example in supporting its efforts to defend itself for as long as it takes. As I outlined over the State work period, this means loudly and clearly distinguishing between the aggressor and the victim in this war. No matter how many voices in the media attempt to “both-sides” a terrorist attack, there is simply no moral equivalence here.

Responsibility for the murder of Israelis lies with the terrorists who pulled the trigger and the regime that arms and trains them, and responsibility for the suffering of the Palestinian people lies with the Hamas terrorists who consolidated power by flinging rival civilian officials off of rooftops, who use scarce building supplies to dig terror tunnels, to turn drinking water pipes into rocket launchers, and who use residents of Gaza as human shields.

Make no mistake, the surest way to stop violence against Israelis and oppression of Palestinians is to wipe the terrorists like Hamas from the face of the Earth. To that end, the United States must continue to provide maximum support to Israel’s counterterrorist operation as long as it takes. And just as importantly, we have to reestablish deterrence against the Iranian regime that not only directly threatens American’s interest in a peaceful and stable Middle East, but also bears the blood of hundreds of Americans and plots to kill even more.

America’s disastrous withdrawal from Afghanistan, the desperate pursuit of a new nuclear deal, and the failure to respond decisively to attacks on U.S. forces in Syria have weakened our deterrence against the world’s largest state sponsor of terror. America’s weakness left our allies and partners with serious questions about the credibility of our commitments. And if we fail to present clear and devastating consequences of further violence against America, as well as our friends in Israel, we will make deterring an even bigger strategic adversary in Asia even more difficult.

Reestablishing effective deterrence means investing in American military

strength. It means investing in an industrial base that is capable of equipping both U.S. forces and our allies and partners to meet authoritarian oppression in Europe, in Asia, and in the Middle East, and it means responding to challenges with credible and unflinching resolve. This is a fundamental responsibility of governing. Full stop.

I will have more to say in the coming days, but for right now, this is not merely a terrorist war against Israel. It is part of a clear and present danger to the United States and the entire civilized world.

This, Madam President, is a time for choosing. As Israel works to eliminate the terrorists who threaten its existence, the United States must reaffirm our commitment to Israel’s security, and we must continue to demonstrate by our leadership that no country should offer safe haven to those who aid and abet terror.

I suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mrs. BLACKBURN. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

Mrs. BLACKBURN. Madam President, well, we all know what has happened since October 7. Hamas has launched more than 6,000 rockets into Israel. They have sent more than 1,000 terrorists across the border to murder civilians. This is the most devastating slaughter of Jews since the Holocaust. They have killed more than 1,400 Israelis; 291 of them have been soldiers. They have taken 199 hostages, including an unknown number of Americans. This was also one of the deadliest terrorist attacks in our history. They killed 30 U.S. citizens, and 13 are still missing or are unaccounted for.

Israel is the victim. Even the Biden White House has acknowledged that. This hasn’t stopped several of my Democratic colleagues from calling for a cease-fire. All of this, also, has not stopped Black Lives Matter and other pro-Palestinian groups from glorifying the mass slaughter of Jews.

Students for Justice, in Palestine, called it a “historic win.”

Jews in New York, Atlanta, Washington, DC, London, Berlin, and so many other cities around the globe are once again living in fear.

Just this weekend, protesters in Nashville, TN, refused to condemn the horrific violence against the Israelis. Instead, they insisted that these innocent people had it coming because their government’s politics don’t line up with the radical left’s talking points.

This is, indeed, insanity. If we allow these positions to define our foreign policy, we put the lives of Israelis and Americans and our allies in danger.

The United States designated Hamas as a foreign terrorist organization in

1997. Their stated goal is to destroy the State of Israel through jihad. Over the years, we have seen them commit acts of violence so depraved that allies to the so-called Palestinian cause deny them entirely rather than attempt to rationalize them. We know, right now, that 600,000 Gazans have been evacuated but that they have trapped more than enough women and children to use as human shields. Absolutely despicable.

We also know that they use international aid money not for humanitarian aid but to fund their efforts, their war efforts—their jihad. Iran is the world's largest state sponsor of terrorism and sends \$100 million annually to Hamas. That is in addition to supplying them with technology, logistical support, and weapons.

When the Biden administration announced their plan to give the Iranians access to \$6 billion in frozen assets, we knew exactly what that meant for Israel. The constant refrain from the Biden administration is that there is “no direct link to Iran regarding this attack.” It is time for whomever wrote that talking point to turn on the news, to look at the pictures that are on the screen, to listen to what you are hearing from the Ayatollah and some of the Iranian officials who are, by the way, meeting with Hamas leadership in Qatar.

In the first hours of the attack, the Biden administration projected nothing but weakness. They deleted multiple tweets calling for a cease-fire. It took the President almost 12 hours to make a statement. This sent a very clear message to our enemies. It also sends a message to our allies.

We can start by giving Israel what they need to eradicate these terrorists. Last week, I sent a letter urging President Biden to support Israel in all possible ways. Under President Trump, we cut aid to the Palestinians because the Palestinian Authority used that money to reward terrorism. In 2021, President Biden reversed that policy, and since then, he has sent more than \$730 million to the Palestinians, even though he knows there is a high risk. We know money is fungible, and we know what Iran does with their money—they fund terrorism; they fund their proxies.

And, while we are at it, let's start treating Iran like the dangerous state sponsor of terror it is. Last week, I led 19 Senate Republicans, in a letter, calling on President Biden to permanently freeze Iran's access to that \$6 billion. We should send those dollars to Israel to pay for the damage that Hamas has done. There should be no more backdoor deals with Qatar, no more silent agreements, no more quiet agreements. Let's have a formal agreement that will stop the backpedaling and will stop the intentions to release that money, which is what they will do when the media attention on this issue dissipates.

None of this will matter if we don't root out the incompetence and mali-

cious influence in our own government. Last week, I sent a letter to President Biden demanding the immediate removal of Jake Sullivan as his National Security Advisor. He was wrong about Afghanistan, the Middle East, and that nuclear deal with Iran in 2015. He has got to go, as do the Iranian assets that President Biden has given top secret security clearances to.

Last month, I stood right here and described how President Biden sent Robert Malley, Ariane Tabatabai, and other operatives to negotiate the failed Iran nuclear deal. Now, Mr. Malley and Ms. Tabatabai have been involved with the Iran Experts Initiative, and then the President gave them top secret security clearances and sent them to negotiate on the Iran deal. This has to stop.

Madam President, I ask unanimous consent that these letters be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

CONGRESS OF THE UNITED STATES,  
Washington, DC, October 8, 2023.

President JOSEPH R. BIDEN,  
*The White House,*  
*Washington, DC.*

DEAR MR. PRESIDENT: We write today to express our unwavering support for Israel, our greatest ally in the Middle East, and our outrage at your administration's failed leadership on the international stage.

Israel is at war. Yesterday, Hamas, the Iran-backed Palestinian terrorist group, launched an unprecedented and coordinated land, air, and sea attack against Israel. This occurred during the Jewish holiday of Simchat Torah, the day after the 50th anniversary of the Yom Kippur War, and on Shabbat—a day of rest and peace for Jews around the world. Terrorists have infiltrated Israel, taking innocent Israeli civilians and servicemembers hostage. Hundreds of Israelis have died, and the fighting has not ceased.

This violent attack deserves a strong, unequivocal condemnation by the United States. Instead, while the attacks persisted and Israel was threatened, your administration initially issued a statement calling on Israel to “refrain from violence.” So far, the administration's response has been far weaker than Israel—a shining beacon of democracy and our most important ally in the Middle East—deserves.

While this is not the first act of aggression by the Hamas terrorists against one of our greatest allies, it is certainly the boldest. The failures of this administration on the world stage have no doubt emboldened those who would wish America and our allies harm. Reports indicate that U.S. arms abandoned during the disastrous Afghanistan withdrawal ended up in Hamas' hands. This terrorist organization is also funded by the Iranian regime, the world's largest state sponsor of terrorism, whose coffers this administration has filled with over \$6 billion in sanctions relief. Indeed, recent reports have revealed the existence of the Iran Experts Initiative (IEI), an Iranian regime-backed foreign influence network. Included among the network's membership is Ariane Tabatabai, now chief of staff to the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict, along with other close contacts of your Special Envoy for Iran, Robert Malley—whose security clearance the State Department suspended earlier

this year and who is now subject to an FBI investigation for his alleged mishandling of classified information. The world needs American leadership, and this administration has left a void that the New Axis of Evil and terrorist groups like Hamas have already begun exploiting.

Over 75 years ago, the United States was the first nation to recognize the Jewish state of Israel and affirm its right to exist. Now, in the face of senseless attacks by Iran-backed Hamas terrorists, we must again stand with Israel and reaffirm its right to defend itself. The United States of America does not abandon its friends. We urge this administration to support Israel however possible, including by providing any and all weapons and munitions necessary, and to punish the terrorists who did this, along with those who aid them. We must act swiftly and strongly.

Sincerely,

MARSHA BLACKBURN.  
BILL HAGERTY.  
*United States Sen-  
ators.*  
TIM BURCHETT.  
CHUCK FLEISCHMANN.  
DIANA HARSHBARGER.  
JOHN ROSE.  
SCOTT DESJARLAIS, M.D.  
MARK E. GREEN, M.D.  
ANDY OGLES,  
*Members of Congress.*

UNITED STATES SENATE,  
Washington, DC, October 9, 2023.

President JOSEPH R. BIDEN,  
*The White House,*  
*Washington, DC.*

DEAR MR. PRESIDENT: We write today to affirm our unwavering support for Israel, our greatest ally in the Middle East, and call on the U.S. Department of State to freeze the accounts in Qatar containing \$6 billion in Iranian funds that were released from South Korean accounts in September.

Since Hamas began its attack on Israel on Saturday, more than 4,000 rockets have been fired from Gaza, countless Israelis have been injured, and more than 130 individuals have been kidnapped by Hamas terrorists. Hundreds of civilians have been brutally murdered in Israel, and recent reports confirm that several Americans were killed in the attacks.

Iran is the world's largest state sponsor of terrorism, and Wall Street Journal reported that the Islamic Revolutionary Guard Corps worked with Hamas to plan the ongoing attacks on Israel. These horrific attacks come on the heels of the State Department issuing sanctions waivers for Iranian funds held in South Korean accounts to be converted from won to euros and then transferred to bank accounts in Qatar.

To stand by and allow Iran access to these funds as Hamas infiltrates Israel and murders, rapes, and mutilates countless Israelis is unconscionable. Your administration claims these funds are only available for humanitarian use, but money is fungible, and there is a significant risk they could be used to further efforts by Iran or Hamas against Israel. Moreover, allowing \$6 billion to flow into Iran's economy, even if the purpose is for humanitarian aid, allows the Iranian regime to reallocate even more funds to supporting terrorism. Oversight over the use of this \$6 billion is not enough, and the oversight mechanism is crippled by your reported decision to pull the longstanding Treasury attaché from Qatar. The State Department should immediately rescind the waivers that allowed Iranian funds to be converted and moved to more accessible bank accounts, as well as work with U.S. ally Qatar to immediately freeze the accounts containing these funds.

We must stand with Israel and restrict access to these Iranian funds. Iran should be placed under the most stringent sanctions admissible. Anything short of this is unacceptable and only aids in the ability of Iran and Hamas to fund these heinous acts.

Sincerely,

Marsha Blackburn, United States Senator; Steve Daines, United States Senator; Kevin Cramer, United States Senator; James Lankford, United States Senator; John Cornyn, United States Senator; Lindsey Graham, United States Senator; Tom Cotton, United States Senator; Mike Braun, United States Senator; Thom Tillis, United States Senator; Rick Scott, United States Senator.

John Thune, United States Senator; Mike Lee, United States Senator; Bill Cassidy, M.D., United States Senator; Katie Boyd Britt, United States Senator; Pete Ricketts, United States Senator; Markwayne Mullin, United States Senator; Eric Schmitt, United States Senator; Marco Rubio, United States Senator; Ted Budd, United States Senator; Roger Marshall, M.D., United States Senator.

U.S. SENATE,  
October 13, 2023.

President JOSEPH R. BIDEN,  
The White House,  
Washington, DC.

DEAR MR. PRESIDENT: I write to you today to demand the immediate removal of Jake Sullivan as your National Security Advisor. Mr. Sullivan has routinely misled the entire government about the status of security threats around the world. Just eight days before Hamas launched their barbaric surprise attack against Israel, he stated, "the Middle East is quieter today than it has been in two decades." Yet, to date, over 1,200 Israelis have been killed, over 150 hostages have been taken from the safety of their homes, and at least 27 Americans lives have been lost, with at least 14 Americans still missing. This is Jake Sullivan's perception of a quiet Middle East. This is unacceptable.

Sullivan has been dead wrong on how to engage with Iran since his first day as National Security Advisor. His policies of appeasement toward Iran have only emboldened the world's largest state sponsor of terrorism. Sullivan had direct influence in establishing the remarkably flawed 2015 Joint Comprehensive Plan of Action (JCPOA), commonly referred to as the Iran nuclear deal. Thankfully, this decision was later reversed, sparing the world from an expanded Iranian influence under this misguided policy that allowed Iran to continue to fund its terrorist proxies and build up its ballistic missile program. As your National Security Advisor, we have since seen Mr. Sullivan reinstitute many of the mistakes from the failed JCPOA. Easing sanctions against Iran and refusing to enforce others is not an effective solution, and this attack is clear evidence of that fact.

You simply cannot negotiate with the savages of the Iranian regime. The Iranian regime has no qualms with funding extremist terrorists, including Hamas, Islamic Jihad, and Hezbollah, all of which seek to destroy Israel. We have seen Iran-backed Hamas murder innocent civilians, we have evidence that Hamas has beheaded babies and burned Israelis alive, and we are all aware that they are taking hostages for rape, mutilation, and murder. Their actions directly mock every freedom-loving American. To stop their spread of influence throughout the region, we must immediately reverse course and reinforce our commitment on the sanctions levied against Iran. Anyone who thinks the appeasement of Tehran is an effective national security strategy must be removed for the sake of all Americans.

Sullivan's deleterious mistakes with respect to Iran and Iran-backed Hamas only build on his earlier involvement in the administration's disastrous withdrawal from Afghanistan. There, we stood by and watched the Taliban take over the country in less than two weeks. We cannot have someone with his notable history of poor decision-making, and lack of critical insights, as the most senior advisor to the President on our nation's security matters. Continuing to do so is misguided. You said it yourself, Mr. President—the United States must stand with Israel. Leaving Jake Sullivan in his current position hinders both Israel's, as well as the United States', national security posture.

Sincerely,

MARSHA BLACKBURN,  
United States Senator.

Mrs. BLACKBURN. Madam President, we all have a choice here: Will the United States act with courage or are we going to sit quiet and allow this barbarism to continue?

Israeli forces report that Hamas bound boys and girls before shooting them in the head—children who were bound and then shot in the head. They found families who had been burned alive. There are reports that young women had been raped and then mutilated. Hamas turned a music festival into a killing field. The beheadings of babies—we have heard those reports. These will live in infamy.

The historians have a phrase to describe massacres like this. It is "Holocaust by bullets." It is inconceivable that any of my colleagues could tolerate the demands that Israel surrender to terrorists.

It is time for this President, his advisers, and all of our colleagues—all of our colleagues—who told the Israelis to stand down to take a good, hard look at where complacency and appeasement gets us. Look at Gaza. Look at Iran. Look at Afghanistan. Look at China. Look at our own southern border. Since October 1, Border Patrol has apprehended 30 Iranians. That is since the 1st of this month, this year. This is who the Border Patrol has apprehended: 30 Iranians, 60 Syrians, 35 Pakistanis, more than 100 Russians, 285 Afghans, and 2,000 Chinese—trying to cross our southern border undetected.

Now, do they all mean us harm? Probably not, but we cannot know that for sure because this administration refuses to acknowledge the possibility that terrorists are coming across this southern border—246 apprehended since Joe Biden became President. What are we doing? What are we doing? How do we know the intentions of those 30 Iranians? 2,000 Chinese? 100 Russians? Is there a guarantee they are not here to kill us?

The job of Hamas: kill people. You have watched them do it with glee. Terrorists, what do they do? They set up terror cells. They wait to strike to kill you—to kill you.

I have got to tell you: This administration needs to grow a spine. They need to grow a spine, and they need to be solid and resolute that they are going to protect this country and our

citizens and our allies. And our enemies are going to know that they are an enemy, because we will treat them like that. We have got a choice: We can show courage; we can surrender; we can practice appeasement. But that is the choice.

This country needs to show courage and leadership. I hope that this body and this administration will choose courage and leadership.

I yield the floor.

I suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. CORNYN. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The ACTING PRESIDENT pro tempore. Without objection, it is so ordered.

Mr. CORNYN. Madam President, 9 days have passed since Hamas launched its unprovoked attack on the State of Israel. Hamas fighters have entered Israel by land, air, and sea. They brutally murdered, abused, and kidnapped innocent civilians. They paraded hostages through the streets of Gaza like trophies.

Hamas terrorists—and that is exactly what they are—killed at least 1,400 Israelis, making it the deadliest days for Jews since the Holocaust. Nearly 200 additional people were kidnapped by Hamas, including at least 13 Americans who are currently unaccounted for, on top of the 30 Americans who we know have been killed in the attack.

Since this war began—and that is what it is, a war on the State of Israel—we have witnessed evil in its purest form. There is no excusing, no equivocating, no explaining the actions of Hamas. It is not trying to protect the Palestinian people or promote freedom; Hamas's singular goal is to annihilate the Jewish people and wipe Israel off the map. Any attempt to explain or justify or provide some argument of moral equivalence is completely wrong, and it is dangerous. It plays directly into these terrorists' hands.

First of all, Israel has a right to defend itself. It has a right to exist—something Hamas wishes was not the case. If Hamas or any other terrorist group launches an attack on Israel, its government has both the right and the responsibility to protect its citizens.

Second, the number of civilian casualties on both sides, particularly those children and babies, is absolutely appalling and heartbreaking. But then again, the innocent always bear the ultimate cost of war.

Over the last several days, we have seen videos and heard firsthand accounts of the terror Hamas has unleashed against Israel and the Israeli people. These images and stories are extremely difficult to watch, but they are also very important to share. People need to know what is happening. They need to know the truth, not some

candy-coated version of the truth. The people of the United States and the rest of the world need to understand the magnitude and the threat of what is unfolding in the Middle East.

Texas, I am happy to say, is home to a sizable Jewish community. For these individuals, the war in Israel is far more than just a sad clip or the most recent news; it is a deeply personal attack on their faith and their family, because many Texans—many Americans—have relatives living in Israel as I speak.

Last week, I visited the Temple Emanu-El in Dallas to hear from several members of the Jewish community in my State whose families and friends were directly impacted by this war against Israel. I heard from one incredible mom, Kim, whose sons—26-year-old Benji and 24-year-old Sammy—both serve in the Israel Defense Forces. They were born and raised in Dallas and moved to Israel after high school and joined the IDF. Benji's wife Leah is a New York native and also a soldier in the Israel Defense Forces. Kim says she struggles to sleep at night. She is constantly checking her phone to see if she is getting messages and to make sure her two sons are safe.

I also heard from another brave woman, Aya, whose family moved from Israel to Dallas just 2 months ago. Aya and her husband and her three children came to the United States from a small kibbutz near the Gaza Strip, where she was a teacher. She said she and her husband were awakened last Saturday by a string of messages on her phone from friends, neighbors, and former students describing the terror that was unfolding in their former home. Aya told me about conversations with former students who were terrified that they might be next. She shared stories of people fleeing and showed me photos of four people who were believed to have been kidnapped and two others who had been killed.

As hard as it is to hear these tragic stories—and I know there were even more difficult ones to share—they help us all understand the depravity and the evil of what Hamas has unleashed on innocent men, women, and children—civilians—in Israel. Although this is thousands of miles away from where we are, it affects all of us deeply.

Of course, these pictures show the brutality of Hamas and underscore the need to continue our support for the nation of Israel as it tries to eradicate this terrorist threat. Over the last several days, the support for Israel has been overwhelming. It transcends party lines, religion, race, and ethnicity. This is not an issue of opinion; this is a battle between right and wrong, good and evil.

Of course, the United States has a long and proud history of supporting Israel since its inception in 1948, and it is important for Hamas and its allies—and they, of course, are a proxy force for Iran, the No. 1 state sponsor of terrorism, as is Hezbollah in Lebanon—it

is important for the terrorists and their sponsors to understand that America's support for Israel is not limited to rhetoric. If Israel needs weapons, the United States will provide them. If Israel needs support gathering or analyzing intelligence, the United States will provide it. If Israel needs help with humanitarian assistance, medical supplies—whatever they need—the United States and the people of this great country will answer the call.

The United States will not toe the line between good and evil. We will stand with our allies as they defend their home against a terrorist invasion, just as we did when cowardly terrorists took 3,000 lives here in Washington, DC, and Pennsylvania about 20 years ago.

As the fighting continues, I am reminded of the saying that has been around for years. It goes: If Hamas laid down its weapons today, there would be no more violence. If Israel laid down its weapons today, there would be no more Israel.

Hamas is not fighting for peace. It is not fighting to defend their way of life or their territory. It is trying to wipe out an entire people. It is trying to wipe Israel off the map—with the help, support, and training, the aiding and abetting by Iran, the No. 1 state sponsor of terrorism, as I said. That is what is at stake here.

Israel has been the lone beacon of democracy in the Middle East. It is a sacred home for the Jewish people. Christians travel to Israel each year to look at the place where their faith and their religion were born.

Of course, Israel is also a longtime friend and ally of the United States and has always had America's full and unwavering support. Whether there is a Democrat or a Republican in the White House, whether Democrats have the majority or are in the minority or vice versa, the United States has always supported Israel and will continue to do so during these very difficult and tragic days.

This week, the Senate is expected to pass a bipartisan resolution condemning Hamas's attack on Israel and expressing our support for Israel's response. I am proud to be a cosponsor of that legislation—or that resolution, and I hope it will pass the Senate with a unanimous vote.

America must remain steadfast in its commitment to support Israel and continue to counter threats posed by terrorist organizations around the world. As I have said, we have been the victim of some of these terrorist organizations, and Americans have lost their lives as a result of our failure of imagination to dream of the possibility that they might not just attack over there but would actually attack us here.

Of course, we all hope and pray for a day in the future when the Middle East can be a place of peace, stability, and democracy. We simply will not reach that point without a strong and secure Israel.

I stand in full support of Israel and will continue to advocate for any form of assistance she needs, whether it is military, humanitarian, or otherwise.

We must stand with Israel. The United States does not bow down to terrorist organizations, and we will not allow our allies to be bullied and beaten by Hamas or any other terrorist organization.

I yield the floor.

I suggest the absence of a quorum.

The ACTING PRESIDENT pro tempore. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. CARDIN. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Ms. HIRONO). Without objection, it is so ordered.

Mr. CARDIN. Madam President, I come to the floor today to express my shock and horror at what Hamas has done in its terrorist attack on Israel. It is difficult to comprehend the evil we witnessed last week.

Before Saturday, October 7, 2023, there were over 1,000 innocent Jewish people going about their lives in southern Israel. They were young people at a music festival, grandparents outside of their homes, children celebrating birthdays, mothers with little babies in their arms. Hamas massacred them all. We have not seen this kind of atrocity since the early days of the ISIS caliphate.

Tragically, we must not only mourn the death that Hamas left behind; we must try to rescue the hostages—some of them American citizens—that Hamas dragged back to Gaza.

For the Jewish community around the world and for all Israelis, this was the most horrific week in generations—some of the toughest in Israel's entire history. So I want to make one point crystal clear: The United States stands shoulder to shoulder with the State of Israel.

Seventy-five years ago, Harry Truman was the first world leader to officially recognize Israel, only 11 minutes after its creation. He did that because the United States and Israel share common values. And for over seven decades, the relationship between our two nations has only gotten stronger and deeper.

So despite the pain that many of us feel from these barbaric attacks—and we will continue to feel—now is the time for us to show our total support for Israel, not just in words but by our deeds. This is exactly what we are doing.

From the bottom of my heart, I want to thank the U.S. Embassy team in Israel and our Embassies across the region for their tireless efforts. Even as they themselves have taken cover from rocket fire, American diplomats have stepped up to work hand in hand with Israel to serve over a half a million Americans who are there. In fact, across the Biden administration, public



servants have been working around the clock to help Israel make sure it has everything it needs to defend its people.

President Biden has had several calls with Prime Minister Netanyahu, offering America's full support. He has also ordered the USS *Ford*'s carrier strike group to the eastern Mediterranean.

A warning that Hezbollah in Lebanon and the regime in Iran need to hear loud and clear: Do not join this conflict. Don't even think about it. The United States and our allies and partners will not tolerate such actions.

Our Secretaries of State and of Defense are working nonstop to coordinate the flow of security assistance to Israel, and plane loads of U.S. defense items have already landed. And they have both been in the region working with our partners to shore up support for Israel.

Congress also has to make sure we do everything we can to help come together to help Israel. Bipartisan congressional support has always been the bedrock of the U.S.-Israel relationship.

In the days since this attack, I have been talking with my colleagues throughout the Senate and the House. I have had several conversations with the Republican ranking member of the Senate Foreign Relations Committee, Senator RISCH. I have let the administration know our committee is prepared to work quietly and quickly in a bipartisan manner to support Israel. That is why, earlier today, I introduced, along with Senator RISCH and more than 91 cosponsors, a bipartisan resolution that sends a clear message that America stands with Israel—always has, always will.

And over the course of the next days and weeks and months, I will be leading my colleagues to make sure Israel gets everything it needs to defend itself and its people. That means replenishing Israel's air defenses so that they have what they need to repel the rocket attacks. That means authorizing supplemental money for Israel's defense as it navigates the aftermath of this attack. And, as the chair of the Senate Foreign Relations Committee, that means getting the President's nominee for Ambassador to Israel, Jacob Lew, confirmed and in his post as soon as possible. We need a confirmed Ambassador in Israel to assist in these efforts.

We also need to be pushing back against the narrative that Hamas is trying to spread across the global community, the idea that there is some equivalency between Israel's security operations and Hamas's terror attacks. There is no equivalency here. This is about Israel's right to defend itself against a designated terrorist organization. It is about freeing abducted citizens—women, children, old people—who have been held hostage.

Now, I am concerned about the safety and welfare of the Palestinians, because Hamas does not care one bit about the safety and welfare of mil-

lions of Palestinians, their lives, and their humanity. During their terror attack on Israel, Hamas also killed Arabs, including a heroic ambulance driver who went to help the wounded people at the music festival, because that is what decent human beings do. They help in times of need. Hamas has made them pay with their lives. So most Palestinians want no part of what Hamas is doing, and I believe we must find a way to support safe passage for those residents of Gaza who are trying to get out.

We also need to make sure that innocent people stuck there get the food and water and medical care that they so desperately desire. The best thing we can do for Palestinians in Gaza is to make sure Hamas can never do this again.

Finally, as we look to the future, we must not allow this conflict to derail the normalization process that has been in the works between Israel and Saudi Arabia. This would be an absolute game changer, and Hamas knows that.

Agreeing to normal relations is the stepping stone to peace and prosperity for Israel and for the entire region, including for the Palestinian people. A stable and prosperous Middle East that includes a stable and prosperous Palestinian state is one of the best ways to undercut Iran's resistance ideology and Hamas's goal of destroying Israel.

They don't want a Palestinian state at peace with Israel and accountable to the Palestinian people. We cannot let terrorists win. We cannot let them win, and I know that we will not, thanks to the resilience of the Israeli people.

Early on the morning of October 7, an Israeli journalist who lives near the border of Gaza heard mortar rockets flying overhead. He rushed with his wife into a safe room in his home with his 3-year-old and 1-year-old daughters. When he knew Hamas had infiltrated their kibbutz, he thought:

We're going to die here.

He called his father, who lived in Tel Aviv. His father told him:

You have to be quiet. You have to be locked.

His father, a retired general in his sixties, was going to get in his car and come rescue them. He told his son:

Nobody, nobody can stop me.

Over the next 10 hours, the grandfather fought his way south. He got to the door of his son's house and then found the dead bodies of terrorists outside. He called out to his son to open the safe room door. From inside, one of the girls recognized his voice and shouted:

Grandfather is here. Grandfather is here.

That is when they knew they were safe.

That is the kind of courage Israelis have. That is the kind of bravery that they see in Israel through this terrible tragedy. And we must not rest until our committee, our Congress, and our Nation has done everything we can to support Israel in this time of need.

So to my colleagues on both sides of the aisle here in the Senate, let's work together to support Israel.

And to those who committed these atrocities, we will hold you accountable for these crimes against humanity, no matter how long it takes.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mrs. GILLIBRAND. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. CARDIN). Without objection, it is so ordered.

Mrs. GILLIBRAND. Mr. President, it has been more than a week since Hamas terrorists attacked Israel, killing more than 1,400 people and wounding thousands more. But every day, still more horrifying stories and images emerge, depicting unspeakable atrocities.

Just the other day, there was an interview with an Israeli father on CNN. The father said his 8-year-old daughter went missing during the attack. After 2 agonizing days, the father learned his little girl was dead. But it was his reaction that really hit me. When he heard the horrific news, the father said that he felt relieved because "if you know anything about what they do to people in Gaza, that is worse than death."

Can you imagine what it must be like to fear your loved ones—your sons, your daughters—could be suffering; that they could be enduring a fate that is worse than death? As a mother, I cannot even imagine what it must be like to lose a child, let alone in this way, to see loved ones slaughtered, mutilated, and burned. But to see them taken hostage or paraded through the streets, to worry that at any moment they could be enduring unspeakable horrors, it is a pain that is unconceivable and seems impossible to bear.

On Long Island, we have a family whose son was taken hostage. His name is Omer Neutra. He is just 22 years old—not much older than my eldest. Omer was an honors student in high school, and he loves the New York Knicks. He deferred his acceptance to Binghamton University to spend a gap year in Israel and join the IDF.

On the day of the attack, he was defending the Gaza border. But he was last seen being forcibly removed by the terrorists and has not been heard from since.

Omer is just 1 of nearly 200 people who were abducted by Hamas: toddlers, babies, teenagers, moms, grandmothers, grandfathers, people who cannot go without their medicine or are even too young to walk. Entire families were captured and used as human shields.

One 85-year-old grandmother, Yaffa Adar, was carried off in a golf cart as

she held her head high. But her family says without her medication, it is likely going to be a lot of pain for her. A mother was on the phone with her son when he was abducted, and she heard him say to the terrorists: "Don't take me. I'm too young." Another mother, Shiri Silberman-Bibas, can be seen in her captor's video clutching her two young children, sheer terror in her eyes. And 23-year-old Hersh Goldberg-Polin had his arm blown off from the elbow down before he disappeared near Gaza. A young woman was thrust brutally into the back of a truck, her hands cable-tied behind her back, blood streaming down her arms, legs, and her back. A Holocaust survivor in a wheelchair—imagine surviving the Holocaust only to be taken hostage by terrorists. This is the kind of anti-Semitic violence Jewish people have faced for millennia.

Until last week, many of these people were ordinary, peaceful people just going about their daily lives: working, going to school, dancing at a music festival. Now we don't know what has become of them, and many of their families fear the worst.

As the days wear on and the situation in Gaza becomes more desperate, the danger to those hostages only grows. Already, Hamas terrorists have threatened to execute hostages. As a U.S. Senator, my top priority is the safety of the American people, and I am going to be working closely with the State Department to secure the return of 13 Americans who are still unaccounted for, like Omer and Hersh.

But as we continue in this mission, I want the hostages and their families to know, we will not stop fighting for you. We will do whatever it takes to bring you home, and we will never give in to terrorists.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. CARDIN. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. REED). Without objection, it is so ordered.

#### CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 309, Jennifer L. Hall, of Pennsylvania, to be United States District Judge for the District of Delaware.

Charles E. Schumer, Richard J. Durbin, Tammy Duckworth, Mazie Hirono, Richard Blumenthal, Christopher A. Coons, Alex Padilla, Patty Murray, Sheldon Whitehouse, Debbie Stabenow,

Tina Smith, Benjamin L. Cardin, Chris Van Hollen, Tim Kaine, Brian Schatz, Christopher Murphy, Peter Welch.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Jennifer L. Hall, of Pennsylvania, to be United States District Judge for the District of Delaware, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. SCHUMER. I announce that the Senator from California (Ms. BUTLER), the Senator from Illinois (Mr. DURBIN), and the Senator from Pennsylvania (Mr. FETTERMAN) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Wyoming (Mr. BARRASSO), the Senator from West Virginia (Mrs. CAPITO), the Senator from Texas (Mr. CRUZ), the Senator from Kansas (Mr. MORAN), the Senator from Kentucky (Mr. PAUL), the Senator from Idaho (Mr. RISCH), the Senator from Florida (Mr. RUBIO), and the Senator from South Carolina (Mr. SCOTT).

The yeas and nays resulted—yeas 63, nays 26, as follows:

[Rollcall Vote No. 254 Ex.]

#### YEAS—63

Baldwin	Heinrich	Romney
Bennet	Hickenlooper	Rosen
Blumenthal	Hirono	Rounds
Booker	Kaine	Sanders
Brown	Kelly	Schatz
Budd	King	Schumer
Cantwell	Klobuchar	Shaheen
Cardin	Lankford	Sinema
Carper	Lee	Smith
Casey	Lujan	Stabenow
Cassidy	Manchin	Tester
Collins	Markey	Tillis
Coons	Menendez	Van Hollen
Cornyn	Merkley	Vance
Cortez Masto	Murkowski	Warner
Cramer	Murphy	Warnock
Duckworth	Murray	Warren
Gillibrand	Ossoff	Welch
Graham	Padilla	Whitehouse
Grassley	Peters	Wyden
Hassan	Reed	Young

#### NAYS—26

Blackburn	Hagerty	Mullin
Boozman	Hawley	Ricketts
Braun	Hoeven	Schmitt
Britt	Hyde-Smith	Scott (FL)
Cotton	Johnson	Sullivan
Crapo	Kennedy	Thune
Daines	Lummis	Tuberville
Ernst	Marshall	Wicker
Fischer	McConnell	

#### NOT VOTING—11

Barrasso	Durbin	Risch
Butler	Fetterman	Rubio
Capito	Moran	Scott (SC)
Cruz	Paul	

The PRESIDING OFFICER (Mr. HEINRICH). On this vote, the yeas are 63, the nays are 26.

The motion is agreed to.

The PRESIDING OFFICER. The Senator from Minnesota.

#### EXECUTIVE CALENDAR

Ms. SMITH. Mr. President, I ask unanimous consent that the Senate

proceed to the consideration of Executive Calendar No. 148, that the Senate vote on the nomination without intervening action or debate, and that the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Without objection, the clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Karen Sasahara, of Massachusetts, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the State of Kuwait.

Thereupon, the Senate proceeded to consider the nomination.

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Sasahara nomination?

The nomination was confirmed.

#### LEGISLATIVE SESSION

#### MORNING BUSINESS

Ms. SMITH. Mr. President, I ask unanimous consent that the Senate proceed to legislative session and be in a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### VOTE EXPLANATION

Mr. HAWLEY. Mr. President, had I been present, I would have voted no on the confirmation of Executive Calendar No. 176, Brendan Abell Hurson, of Maryland, to be United States District Judge for the District of Maryland.

#### ADDITIONAL STATEMENTS

#### TRIBUTE TO DOUG HOWARD

• Mrs. BLACKBURN. Mr. President, Tennessee is home to the world's most talented singers, songwriters, musicians, and composers. The music that these gifted artists create connects with us on such a personal level that sometimes it is easy to forget about the dedicated industry professionals working behind the scenes to make sure we hear it.

Doug Howard has been at the center of Nashville's music industry since the 1970s, first as a student, and then in the worlds of publishing and recording before heading back to academia. Last year, he retired from his role as the dean of Belmont University's Mike Curb College of Entertainment and Music, and earlier this month, he received the Mulloy Award of Excellence for his important impact on the entertainment industry and his notable service to the Belmont University music community.



Over the years, Doug has not only nurtured this community's creative spirit but empowered them to take ownership of their craft. The fusion of artistry and business acumen that he helped foster at Belmont and in the careers of up-and-coming music professionals has, slowly but surely, changed the way artists and fans alike think about the presence of music in their lives.

On behalf of all Tennesseans, I want to thank my friend Doug Howard for his dedication to Nashville's music community and congratulate him on receiving this latest, tremendous honor.●

#### 100TH ANNIVERSARY OF THE DAR JAMES ROBERTSON CHAPTER

● Mrs. BLACKBURN. Mr. President, today it is my honor to congratulate the women of the General James Robertson Chapter of National Society Daughters of the American Revolution on their organization's 100th anniversary.

The General James Robertson Chapter was founded on October 16, 1923, by Maria Kirkman "Queenie" Woods Washington, a Nashville social icon who could trace her family's roots back to President George Washington. Queenie served as the chapter's first regent and immediately set high standards for her fellow members. Their early emphasis on historic preservation, education, and patriotism laid the foundation for what has become one of the Volunteer State's most active service organizations.

I am honored to count myself among the approximately 100 women of the General James Robertson Chapter who today honor that singular commitment to service. And it is my hope that the love of country that drives our membership will inspire future generations of Tennessee women to put their talents to bear on behalf of students, Active-Duty servicemembers, and their neighbors in the greater Nashville community.●

#### RECOGNIZING LAS VEGAS HIGH SCHOOL'S MARIACHI JOYA

● Ms. CORTEZ MASTO. Mr. President, today I rise to recognize the incredible talent and achievements of Las Vegas High School's Mariachi Joya. One of the top ensembles in one of the largest mariachi programs in the United States, Mariachi Joya brings music, joy, community, and culture to southern Nevada. I am proud to host them in our Nation's Capital in celebration of Hispanic Heritage Month.

Launching in 2018, Mariachi Joya is one of the newest mariachi programs in Clark County, but that hasn't prevented these talented students from becoming a premier ensemble. Over 250 students at Las Vegas High School participate in the school's mariachi program, and many audition for Mariachi Joya, which takes 20 young artists

each year. These students, playing the guitarron, violins, and trumpets, have quickly made Mariachi Joya the top ensemble group representing the school.

Mariachi Joya's skyrocketing fame has taken them around Las Vegas and throughout the country. The students perform locally at homecoming assemblies, sports games, Mexican Independence Day celebrations, and even at national conferences in Las Vegas. In celebration of Hispanic Heritage Month 2021, Mariachi Joya came to Washington, DC, to perform for the Mexican Embassy. The group made their State proud when they performed virtually at President Joe Biden's 2021 inauguration.

Despite not being able to meet in-person during the pandemic, Mariachi Joya continued to rehearse and perform together. They recorded and produced an album virtually, "Joya," which has nine tracks, including one original song.

Director Stephen Blanco leads Mariachi Joya and is wholeheartedly dedicated to his students. Mr. Blanco moved from Michigan to Nevada in order to start Las Vegas High School's mariachi program. He has developed an incredible program and was a semifinalist for the 2022 Grammy Music Educator Award.

Mariachi Joya highlights the vibrant Latino history and culture in southern Nevada. It brings the Latino community together as it spreads the beauty of its music. Most importantly, it has an impact on the students who participate. It is giving kids a support system, turning them into model students, and it boasts an impressive 100 percent graduation rate. I am so honored to recognize this incredible program, its brilliant students, and its contributions to the Latino community. I look forward to seeing Mariachi Joya continue to grow and thrive in the years to come.●

#### RECOGNIZING M'S MACHINE

● Ms. ERNST. Mr. President, as ranking member of the Senate Committee on Small Business and Entrepreneurship, each week I recognize an outstanding Iowa small business that exemplifies the American entrepreneurial spirit. This week, it is my privilege to recognize M's Machine and Manufacturing Company of Monona, IA, as the Senate Small Business of the Week during National Women's Small Business Month.

M's Machine and Manufacturing Company was founded by Phil Murphy and Chet Allen in Monona, IA, in 1981 as a way to provide original equipment manufacturers—OEMs—CNC machine services. In 1989, Virginia Drahn purchased M's Machine and Manufacturing from the original founders and continued their legacy while being a female-owned and operated business. In 2008, Virginia sold the company to family members Casey, Candace, and Cory

Drahn, with Casey currently serving as the president and Candace as vice president. Four generations of the Drahn family have worked at the company, which is still a woman-owned provider of CNC machine services. They offer CNC machine parts to the agriculture, automotive, industrial, and medical industries throughout the Midwest and have customers in North Carolina and South Carolina. M's Machine and Manufacturing Company has grown to 32 full-time employees and celebrated its 42nd business anniversary in 2023.

M's Machine and Manufacturing Company and the Drahn family are Clayton County and Monona community staples. In 2017, they were featured on KCRG's "Made in Eastern Iowa" segment, highlighting their business's growth and success as a women-owned manufacturer. The team at M's Machine and Manufacturing Company not only works hard, but they also give back. They have participated in National Manufacturing Day, an event held on the first Friday of October and have hosted local students to learn about manufacturing and encourage them to pursue jobs in the industry.

M's Machine commitment to providing OEMs with high-quality CNC machine services in Monona, IA, is clear. I want to congratulate the Drahn family and the entire team at M's Machine and Manufacturing Company for their continued dedication. I look forward to seeing their continued growth and success in Iowa.●

#### RECOGNIZING STEFFENSMEIER WELDING AND MANUFACTURING

● Ms. ERNST. Mr. President, as ranking member of the Senate Committee on Small Business and Entrepreneurship, each week I recognize an outstanding Iowa small business that exemplifies the American entrepreneurial spirit. This week it is my privilege to recognize Steffensmeier Welding and Manufacturing of Pilot Grove, IA, as the Senate Small Business of the Week during National Women's Small Business Month.

Steffensmeier Welding and Manufacturing was founded by Ben Steffensmeier in 1982 as a one-person welding shop. He founded the business 2 years after graduating from Fort Madison High School in Fort Madison, IA, and learning how to weld from Joe Mertens and Paul Conrad. In 1985, the one-person shop expanded after Ben hired his brother Glenn Steffensmeier and in 1986 moved the business to their current city of operation, Pine Grove. Steffensmeier Welding and Manufacturing started as a local shop that helped local farmers and has grown to service several big-name clients. In 2000, his wife Jenny started working at the company in a part-time capacity. Jenny eventually took over the day-to-day control of the company in 2011 following Ben's battle with Frontotemporal Dementia. In 2015, Ben

Steffensmeier passed away leaving behind a legacy of hard work, resilience, and excellence in the welding profession.

Today, Jenny Steffensmeier continues to lead the company and has grown to include 12 employees, including 4 of her 5 children working at the company in varying capacities. While in this position, Jenny Steffensmeier has been recognized for her contributions to the welding and manufacturing industry as a female president. She is an alumna of the Goldman Sachs 10,000 Small Businesses Program, a program that promotes, highlights, and educates small businesses and their importance in the U.S. economy. She has been featured on the Iowa Business Report radio program, Southeastern Community College "Friends" profile, and the "Talks at GS" episode where she joined Iowa Governor Kim Reynolds for a conversation on small businesses. Jenny also serves on the boards of the Iowa Association of Business and Industry and the Iowa Economic Development Authority. In April, 2022, I had the opportunity to tour Steffensmeier Welding and Manufacturing with Jenny and her daughter Rachel as part of my River to River Tour. Steffensmeier Welding and Manufacturing's hard work has paid off; in 2023, they celebrated their 41st business anniversary.

Steffensmeier Welding and Manufacturing's commitment to providing high-quality commercial welding and manufacturing services in Pilot Grove, IA, is clear. I want to congratulate the Jenny Steffensmeier, the Steffensmeier family, and the entire team at Steffensmeier Welding and Manufacturing for their continued dedication. I look forward to seeing their continued growth and success in Iowa.●

#### TRIBUTE TO BARBARA HAYS

● Ms. HASSAN. Mr. President, I am honored to recognize Barbara Hays of Bow as September's Granite Stater of the Month. Barbara leads a group of women at her senior living center who make fidget and lap quilts to donate to local hospital patients and veterans.

When Barbara retired after decades of working at a telephone and communications company, she found herself with a desire to make a positive difference in her community during her new free time. With a friend, she began sewing small lap quilts and donating them to Concord Hospital. During one dropoff, the nurses at the hospital asked if she had ever considered making fidget quilts. These quilts have zippers, elastics, and different fabric textures sewed on to provide sensory stimulation for patients with Alzheimer's and other health challenges.

Barbara wasn't familiar with this type of quilt, but she was eager to try a new way to help people. She watched videos on YouTube to learn how to make them, and earlier this year, she helped start a workshop for the women at her senior living center in Bow to

start making them together. They began to meet twice a month in the community room, each putting together different parts of the quilts.

This past June, Barbara put together a Fidget Quilt Showcase at her White Rock Senior Living Community in order to showcase 40 quilts that the "Happy Quilters of White Rock" had made. In addition, she invited some nurses to join to explain how these quilts can help keep patients' minds busy and prevent them from picking at an IV, for example. Afterward, the group donated a total of 70 fidget quilts to the Visiting Nurse Association, Concord Hospital, the Tilton Veterans Home, and the Manchester VA Medical Center.

Barbara's initiative is emblematic of the Granite State spirit of generosity in many ways. Not only do the fidget blankets make a tremendous difference in the lives of patients with Alzheimer's or dementia, but her quilting group also brings people together at her senior living center. Barbara made sure that even those who had no experience quilting could participate, creating a sense of belonging for everyone. I commend Barbara for making a positive difference in her community, and I am sending the "Happy Quilters of White Rock" my well wishes as they start another round of quilt-making this year.●

#### TRIBUTE TO DON NIKODIM

● Mr. SCHMITT. Mr. President, I rise today to recognize the executive director of the Missouri Pork Association, Don Nikodim.

In September, Don announced he would be retiring in January 2024 after 40 years at the Missouri Pork Association as their executive director. He is well-respected by everyone in Missouri's agricultural community, and he is truly a champion for Missouri's pork industry. Under his leadership, the Missouri Pork Association has hit many milestones when advocating for needed policy, educating producers, and ensuring commonsense practices.

From eating ribs and candied bacon at the Pork Place at Missouri's State Fair, to visits to my Washington, DC, office, Don is always a welcoming and friendly face wherever I see him. As a graduate of the University of Missouri, with degrees in animal science, agricultural economics, and agricultural education, Don has always been a wealth of knowledge in the agricultural sector. Those around him always benefit from his expertise. I am glad for how closely I got to work with Don and the Missouri Pork Association, during my time as Missouri's attorney general, as we worked together to combat ridiculous regulations by the Federal Government that hurt our pork industry.

Don will be greatly missed in this role, but I wish him the best in his well-deserved retirement. This is the end of an era for the Missouri Pork As-

sociation, and now, they have some very big shoes to fill.

I applaud Don for his over 40 years of commitment, hard work, and leadership in Missouri's pork industry, and I ask my Senate colleagues to join me in honoring his incredible career and unrelenting passion for Missouri's pork industry.●

#### REMEMBERING DAVID HARRINGTON

● Mr. VAN HOLLEN. Mr. President, I rise today in memory of the late David Harrington for his lifetime of service and contributions to Prince George's County and the great State of Maryland.

Mr. Harrington's distinguished 16-year career in public service began as mayor of the Town of Bladensburg. After 7 years as mayor, Mr. Harrington went on to serve as county councilmember for 6 years and as State senator for 3. Following his tenure as an elected official, Mr. Harrington kept his focus on the growth and success of his community, assuming the role of president and CEO of the Prince George's Chamber of Commerce, where he cemented himself as the chamber's most impactful leader. Under Mr. Harrington's leadership, the organization increased its membership to 600, and revenue grew by 20 percent; he helped spearhead 6 consecutive years of job growth in the county.

Mr. Harrington's legacy and commitment to fostering a better community is further embodied by the Prince George's Junior Achievement Finance Park located in Landover, MD. Mr. Harrington was pivotal in helping to establish the facility, which provides local youth access to financial literacy and other educational programs, nurturing their future financial and academic success. Mr. Harrington's efforts are beyond worthy of recognition through the dedication of the Prince George's Junior Achievement Finance Park's Auditorium in his name.

I offer my heartfelt gratitude to Mr. Harrington's family for his service. Mr. Harrington was passionate leader, mentor, and advocate. Mr. Harrington was not only a revered public servant, but also a dear friend. My thoughts are with Mr. Harrington's family, and may the memory and name of Mr. David Harrington be remembered daily through his dedication and the lasting impression he has made on the lives of others.●

#### MESSAGE FROM THE HOUSE

At 3:03 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 4365. An act making appropriations for the Department of Defense for the fiscal year ending September 30, 2024, and for other purposes.

### MEASURES PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 4365. An act making appropriations for the Department of Defense for the fiscal year ending September 30, 2024, and for other purposes.

### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. SCHATZ, from the Committee on Indian Affairs, without amendment:

S. 2273. A bill to amend the Indian Child Protection and Family Violence Prevention Act (Rept. No. 118-106).

### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second times by unanimous consent, and referred as indicated:

By Mr. SULLIVAN (for himself and Mr. VAN HOLLEN):

S. 3040. A bill to establish the principle of reciprocity in the relationship between the United States and the People's Republic of China, and for other purposes; to the Committee on Foreign Relations.

By Mr. COTTON (for himself, Mr. McCONNELL, Mrs. BLACKBURN, Mrs. BRITT, Mrs. CAPITO, Ms. COLLINS, Mr. CRAMER, Mr. CRAPO, Mr. DAINES, Ms. ERNST, Mrs. FISCHER, Mr. GRAHAM, Mr. GRASSLEY, Mr. HAGERTY, Mr. HAWLEY, Mr. HOEVEN, Mr. KENNEDY, Ms. LUMMIS, Mr. MULLIN, Mr. RICKETTS, Mr. SCOTT of South Carolina, Mr. SCOTT of Florida, Mr. SULLIVAN, Mr. TILLIS, Mr. TUBERVILLE, Mr. VANCE, Mr. CORNYN, Mr. BOOZMAN, Mr. BUDD, Mr. BRAUN, and Mr. YOUNG):

S. 3041. A bill to reinstate certain sanctions imposed with respect to Iran; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. BRAUN:

S. 3042. A bill to require the collection of certain data relating to Bureau of Land Management land acquisitions, and for other purposes; to the Committee on Energy and Natural Resources.

By Ms. HIRONO (for herself and Mr. SCHATZ):

S. 3043. A bill to provide special rules for retirement accounts and personal casualty losses with respect to certain major disasters occurring in 2023; to the Committee on Finance.

By Mr. HICKENLOOPER (for himself and Mr. BENNET):

S. 3044. A bill to redesignate the Mount Evans Wilderness as the "Mount Blue Sky Wilderness," and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. PADILLA:

S. 3045. A bill to provide for the transfer of administrative jurisdiction over certain Federal land in the State of California, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. PADILLA:

S. 3046. A bill to make permanent the authority to collect Shasta-Trinity National Forest marina fees; to the Committee on Energy and Natural Resources.

### SUBMISSION OF CONCURRENT AND SENATE RESOLUTIONS

The following concurrent resolutions and Senate resolutions were read, and referred (or acted upon), as indicated:

By Mr. GRASSLEY (for himself, Ms. ERNST, Mr. SCHUMER, Mr. McCONNELL, Ms. BALDWIN, Mr. BARRASSO, Mr. BENNET, Mrs. BLACKBURN, Mr. BLUMENTHAL, Mr. BOOKER, Mr. BOOZMAN, Mr. BRAUN, Mrs. BRITT, Mr. BROWN, Mr. BUDD, Ms. BUTLER, Ms. CANTWELL, Mrs. CAPITO, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CASSIDY, Ms. COLLINS, Mr. COONS, Mr. CORNYN, Ms. CORTEZ MASTO, Mr. COTTON, Mr. CRAMER, Mr. CRAPO, Mr. CRUZ, Mr. DAINES, Ms. DUCKWORTH, Mr. DURBIN, Mr. FETTERMAN, Mrs. FISCHER, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. HAGERTY, Ms. HASSAN, Mr. HAWLEY, Mr. HEINRICH, Mr. HICKENLOOPER, Ms. HIRONO, Mr. HOEVEN, Mrs. HYDESMITH, Mr. JOHNSON, Mr. KAINE, Mr. KELLY, Mr. KENNEDY, Mr. KING, Ms. KLOBUCHAR, Mr. LANKFORD, Mr. LEE, Mr. LUJÁN, Ms. LUMMIS, Mr. MANCHIN, Mr. MARKEY, Mr. MARSHALL, Mr. MENENDEZ, Mr. MERKLEY, Mr. MORAN, Mr. MULLIN, Ms. MURKOWSKI, Mr. MURPHY, Mrs. MURRAY, Mr. OSSOFF, Mr. PADILLA, Mr. PAUL, Mr. PETERS, Mr. REED, Mr. RICKETTS, Mr. RISCH, Mr. ROMNEY, Ms. ROSEN, Mr. ROUNDS, Mr. RUBIO, Mr. SANDERS, Mr. SCHATZ, Mr. SCHMITT, Mr. SCOTT of Florida, Mr. SCOTT of South Carolina, Mrs. SHAHEEN, Ms. SINEMA, Ms. SMITH, Ms. STABENOW, Mr. SULLIVAN, Mr. TESTER, Mr. THUNE, Mr. TILLIS, Mr. TUBERVILLE, Mr. VAN HOLLEN, Mr. VANCE, Mr. WARNER, Mr. WARNOCK, Ms. WARREN, Mr. WELCH, Mr. WHITEHOUSE, Mr. WICKER, Mr. WYDEN, and Mr. YOUNG):

S. Res. 406. A resolution to honor the life and death of Richard Clarence Clark, former Senator for the State of Iowa; considered and agreed to.

### ADDITIONAL COSPONSORS

S. 96

At the request of Mr. BOOKER, the name of the Senator from Massachusetts (Mr. MARKEY) was added as a cosponsor of S. 96, a bill to address the history of discrimination against Black farmers and ranchers, to require reforms within the Department of Agriculture to prevent future discrimination, and for other purposes.

S. 399

At the request of Mr. KAINE, the name of the Senator from Ohio (Mr. BROWN) was added as a cosponsor of S. 399, a bill to place limitations on accepting positions from the competitive service, and for other purposes.

S. 869

At the request of Ms. SMITH, the name of the Senator from Pennsylvania (Mr. FETTERMAN) was added as a cosponsor of S. 869, a bill to amend the Community Development Banking and Financial Institutions Act of 1994 to reauthorize and improve the community development financial institutions bond guarantee program, and for other purposes.

S. 907

At the request of Mr. KING, the name of the Senator from New York (Mrs.

GILLIBRAND) was added as a cosponsor of S. 907, a bill to amend the Federal Meat Inspection Act to exempt from inspection the slaughter of animals and the preparation of carcasses conducted at a custom slaughter facility, and for other purposes.

S. 928

At the request of Mr. TESTER, the name of the Senator from Georgia (Mr. OSSOFF) was added as a cosponsor of S. 928, a bill to require the Secretary of Veterans Affairs to prepare an annual report on suicide prevention, and for other purposes.

S. 1307

At the request of Mr. REED, the name of the Senator from Oregon (Mr. WYDEN) was added as a cosponsor of S. 1307, a bill to ensure that students in schools have a right to read, and for other purposes.

S. 1340

At the request of Mr. BUDD, the names of the Senator from Wyoming (Ms. LUMMIS) and the Senator from Arizona (Ms. SINEMA) were added as cosponsors of S. 1340, a bill to establish an Independent Financial Technology Working Group to Combat Terrorism and Illicit Financing, and for other purposes.

S. 1384

At the request of Mrs. GILLIBRAND, the name of the Senator from Montana (Mr. DAINES) was added as a cosponsor of S. 1384, a bill to promote and protect from discrimination living organ donors.

S. 1599

At the request of Ms. SMITH, the name of the Senator from Connecticut (Mr. MURPHY) was added as a cosponsor of S. 1599, a bill to amend the Public Health Service Act to provide for grants to promote representative community engagement in maternal mortality review committees, and for other purposes.

S. 1602

At the request of Mrs. GILLIBRAND, the name of the Senator from Connecticut (Mr. MURPHY) was added as a cosponsor of S. 1602, a bill to provide for grants to address maternal mental health conditions and substance use disorders, and for other purposes.

S. 1605

At the request of Ms. WARREN, the name of the Senator from Connecticut (Mr. MURPHY) was added as a cosponsor of S. 1605, a bill to authorize appropriations for data collection, surveillance, and research on maternal health outcomes during public health emergencies, and for other purposes.

S. 1669

At the request of Mr. MARKEY, the names of the Senator from Rhode Island (Mr. WHITEHOUSE) and the Senator from Alabama (Mrs. BRITT) were added as cosponsors of S. 1669, a bill to require the Secretary of Transportation to issue a rule requiring access to AM broadcast stations in motor vehicles, and for other purposes.

S. 1705

At the request of Ms. COLLINS, the name of the Senator from Hawaii (Ms. HIRONO) was added as a cosponsor of S. 1705, a bill to amend the Student Support and Academic Enrichment Grant program to promote career awareness in accounting as part of a well-rounded STEM educational experience.

S. 1706

At the request of Mr. DAINES, the names of the Senator from Ohio (Mr. VANCE) and the Senator from Arkansas (Mr. BOOZMAN) were added as cosponsors of S. 1706, a bill to amend the Internal Revenue Code of 1986 to make permanent the deduction for qualified business income.

S. 1723

At the request of Ms. WARREN, the name of the Senator from Pennsylvania (Mr. FETTERMAN) was added as a cosponsor of S. 1723, a bill to establish the Truth and Healing Commission on Indian Boarding School Policies in the United States, and for other purposes.

S. 1884

At the request of Ms. SMITH, the name of the Senator from Pennsylvania (Mr. FETTERMAN) was added as a cosponsor of S. 1884, a bill to amend the Public Health Service Act to revise and extend projects relating to children and to provide access to school-based comprehensive mental health programs.

S. 1905

At the request of Mr. MANCHIN, the name of the Senator from Idaho (Mr. RISCH) was added as a cosponsor of S. 1905, a bill to expand the categories of forfeited property available to remediate harms to Ukraine from Russian aggression, and for other purposes.

S. 2039

At the request of Ms. SMITH, the name of the Senator from Rhode Island (Mr. REED) was added as a cosponsor of S. 2039, a bill to amend the Employee Retirement Income Security Act of 1974 to require a group health plan (or health insurance coverage offered in connection with such a plan) to provide for cost-sharing for oral anticancer drugs on terms no less favorable than the cost-sharing provided for anticancer medications administered by a health care provider.

S. 2085

At the request of Mr. CRAPO, the names of the Senator from Colorado (Mr. HICKENLOOPER) and the Senator from Montana (Mr. DAINES) were added as cosponsors of S. 2085, a bill to amend title XVIII of the Social Security Act to provide for Medicare coverage of multi-cancer early detection screening tests.

S. 2137

At the request of Ms. STABENOW, the name of the Senator from New Hampshire (Ms. HASSAN) was added as a cosponsor of S. 2137, a bill to amend title XVIII of the Social Security Act to ensure stability in payments to home health agencies under the Medicare program.

S. 2239

At the request of Mr. WARNOCK, the name of the Senator from Connecticut (Mr. MURPHY) was added as a cosponsor of S. 2239, a bill to prevent maternal mortality and severe maternal morbidity among Black pregnant and postpartum individuals and other underserved populations, to provide training in respectful maternity care, to reduce and prevent bias, racism, and discrimination in maternity care settings, and for other purposes.

S. 2315

At the request of Mrs. SHAHEEN, the names of the Senator from Maine (Mr. KING) and the Senator from Illinois (Ms. DUCKWORTH) were added as cosponsors of S. 2315, a bill to provide for the creation of the missing Armed Forces and civilian personnel Records Collection at the National Archives, to require the expeditious public transmission to the Archivist and public disclosure of missing Armed Forces and civilian personnel records, and for other purposes.

S. 2444

At the request of Mrs. FISCHER, the name of the Senator from Arizona (Ms. SINEMA) was added as a cosponsor of S. 2444, a bill to establish an interactive online dashboard to improve public access to information about grant funding related to mental health and substance use disorder programs.

S. 2555

At the request of Mr. BLUMENTHAL, the names of the Senator from Pennsylvania (Mr. FETTERMAN) and the Senator from Washington (Mrs. MURRAY) were added as cosponsors of S. 2555, a bill to amend the Animal Welfare Act to expand and improve the enforcement capabilities of the Attorney General, and for other purposes.

S. 2581

At the request of Mr. CRAPO, the names of the Senator from New Mexico (Mr. LUJÁN) and the Senator from Nevada (Ms. CORTEZ MASTO) were added as cosponsors of S. 2581, a bill to extend the Secure Rural Schools and Community Self-Determination Act of 2000.

S. 2688

At the request of Mr. MULLIN, the name of the Senator from Tennessee (Mrs. BLACKBURN) was added as a cosponsor of S. 2688, a bill to amend the Public Health Service Act to extend health information technology assistance eligibility to behavioral health, mental health, and substance abuse professionals and facilities, and for other purposes.

S. 2757

At the request of Mr. TESTER, the name of the Senator from Arizona (Ms. SINEMA) was added as a cosponsor of S. 2757, a bill to limit the Secretary of Veterans Affairs from modifying the rate of payment or reimbursement for transportation of veterans or other individuals via special modes of transportation under the laws administered by the Secretary, and for other purposes.

S. 2839

At the request of Mr. BRAUN, the names of the Senator from Alaska (Mr. SULLIVAN) and the Senator from Alaska (Ms. MURKOWSKI) were added as cosponsors of S. 2839, a bill to clarify the maximum hiring target for new air traffic controllers, and for other purposes.

S. 2953

At the request of Mr. SCOTT of Florida, the name of the Senator from Indiana (Mr. BRAUN) was added as a cosponsor of S. 2953, a bill to consolidate or repeal unnecessary agency major rules, and for other purposes.

S. 2961

At the request of Ms. WARREN, the name of the Senator from New Mexico (Mr. LUJÁN) was added as a cosponsor of S. 2961, a bill to ensure greater equity in Federal disaster assistance policies and programs by authorizing an equity steering group and equity advisor within the Federal Emergency Management Agency, improving data collection to measure disparate outcomes and participation barriers, and requiring equity criteria to be applied to policies and programs, and for other purposes.

S.J. RES. 41

At the request of Mr. CORNYN, the names of the Senator from Missouri (Mr. SCHMITT), the Senator from Kansas (Mr. MARSHALL), the Senator from Alaska (Mr. SULLIVAN) and the Senator from North Dakota (Mr. HOEVEN) were added as cosponsors of S.J. Res. 41, a joint resolution providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by U.S. Citizenship and Immigration Services and the Executive Officer for Immigration Review relating to "Circumvention of Lawful Pathways".

S.J. RES. 42

At the request of Mr. MARSHALL, the name of the Senator from Utah (Mr. LEE) was added as a cosponsor of S.J. Res. 42, a joint resolution providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Food and Nutrition Service relating to "Application of Bostock v. Clayton County to Program Discrimination Complaint Processing-Policy Update".

AMENDMENT NO. 1175

At the request of Mr. BOOKER, the name of the Senator from Oregon (Mr. WYDEN) was added as a cosponsor of amendment No. 1175 intended to be proposed to H.R. 4366, a bill making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2024, and for other purposes.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. PADILLA:

S. 3045. A bill to provide for the transfer of administrative jurisdiction

over certain Federal land in the State of California, and for other purposes; to the Committee on Energy and Natural Resources.

Mr. PADILLA. Madam President, I rise to introduce the Ackerson Meadow Land Exchange Act. This legislation will facilitate a simple land exchange between the National Park Service and the U.S. Forest Service in the Sierra Nevada.

This bill would transfer 160 acres of Stanislaus National Forest land to the National Park Service to be managed as part of Yosemite National Park Service to be managed as part of the Yosemite National Park and transfer 170 acres of National Park land to the Forest Service to manage as part of Stanislaus National Forest. The land in the exchange is known as Ackerson Meadow.

Ackerson Meadow is one of the largest mid-elevation meadows in the Sierra Nevada. It is an ecologically and regionally critical wildlife corridor, and the scenic meadow is an important habitat for the State endangered great grey owl and little willow flycatcher, as well as a suite of additional at-risk wildlife species. In 2016, a coalition of conservation groups donated Ackerson Meadow to Yosemite National Park; however, it is almost completely surrounded by Stanislaus National Forest and only partially contiguous to the rest of Yosemite National Park.

The current configuration of land management presents logistical challenges to both NPS and Forest Service; therefore, both Agencies, as well as local stakeholders, support this land exchange.

I look forward to working with my colleagues to pass this straightforward legislation to better manage the land in and around Ackerson Meadow.

By Mr. PADILLA:

S. 3046. A bill to make permanent the authority to collect Shasta-Trinity National Forest marina fees; to the Committee on Energy and Natural Resources.

Mr. PADILLA. Madam President, I rise to introduce the Shasta Trinity Marina Fees Act to make permanent the existing authority for the U.S. Forest Service to collect and retain marina fees within the Shasta-Trinity National Forest.

The ability to collect these fees has proved critical to the success of the Shasta-Trinity National Recreation Area, and the funds are used to enhance recreation, support public safety and service announcements, improve lake access, and provide greater marina infrastructure for boaters.

In 2008, Congress gave the Forest Service the ability to collect and retain marina fees in the Shasta-Trinity National Forest in order to fund the Shasta-Trinity National Recreation Area; however, that authority expired in 2019, and Congress has granted the Forest Service 1-year reauthorizations since then.

This bipartisan bill would make this authority permanent, providing certainty to the Forest Service and guaranteeing the ability to maintain recreation infrastructure.

Trinity County is one of the poorest counties in the State of California, with declining revenue sources to fund public services and a strained economy. The Shasta-Trinity National Recreation Area is the largest driver of tourism activity to the area, and visitors come to the region to enjoy the Shasta and Trinity Lakes.

The ability to collect marina fees has allowed the Forest Service to support 15 permanent and 9 seasonal employees who provide vital support for recreation and has also paid for cleaning and maintenance of infrastructure, fire prevention patrols, and accessible facilities to provide greater access for people with disabilities.

We must provide certainty to ensure that this critical investment in Shasta-Trinity National Forest won't be threatened congressional inaction, government shutdowns, or gamesmanship.

I look forward to working with my colleagues to pass this legislation to provide permanent, crucial investments for one of California's meccas for outdoor recreation.

#### SUBMITTED RESOLUTIONS

#### SENATE RESOLUTION 406—TO HONOR THE LIFE AND DEATH OF RICHARD CLARENCE CLARK, FORMER SENATOR FOR THE STATE OF IOWA

Mr. GRASSLEY (for himself, Ms. ERNST, Mr. SCHUMER, Mr. MCCONNELL, Ms. BALDWIN, Mr. BARRASSO, Mr. BENNET, Mrs. BLACKBURN, Mr. BLUMENTHAL, Mr. BOOKER, Mr. BOOZMAN, Mr. BRAUN, Mrs. BRITT, Mr. BROWN, Mr. BUDD, Ms. BUTLER, Ms. CANTWELL, Mrs. CAPITO, Mr. CARDIN, Mr. CARPER, Mr. CASEY, Mr. CASSIDY, Ms. COLLINS, Mr. COONS, Mr. CORNYN, Ms. CORTEZ MASTO, Mr. COTTON, Mr. CRAMER, Mr. CRAPO, Mr. CRUZ, Mr. DAINES, Ms. DUCKWORTH, Mr. DURBIN, Mr. FETTERMAN, Mrs. FISCHER, Mrs. GILLIBRAND, Mr. GRAHAM, Mr. HAGERTY, Ms. HASSAN, Mr. HAWLEY, Mr. HEINRICH, Mr. HICKENLOOPER, Ms. HIRONO, Mr. HOEVEN, Mrs. HYDE-SMITH, Mr. JOHNSON, Mr. KAINE, Mr. KELLY, Mr. KENNEDY, Mr. KING, Ms. KLOBUCHAR, Mr. LANKFORD, Mr. LEE, Mr. LUJAN, Ms. LUMMIS, Mr. MANCHIN, Mr. MARKEY, Mr. MARSHALL, Mr. MENENDEZ, Mr. MERKLEY, Mr. MORAN, Mr. MULLIN, Ms. MURKOWSKI, Mr. MURPHY, Mrs. MURRAY, Mr. OSSOFF, Mr. PADILLA, Mr. PAUL, Mr. PETERS, Mr. REED, Mr. RICKETTS, Mr. RISCH, Mr. ROMNEY, Ms. ROSEN, Mr. ROUNDS, Mr. RUBIO, Mr. SANDERS, Mr. SCHATZ, Mr. SCHMITT, Mr. SCOTT of Florida, Mr. SCOTT of South Carolina, Mrs. SHAHEEN, Ms. SINEMA, Ms. SMITH, Ms. STABENOW, Mr. SULLIVAN, Mr. TESTER, Mr. THUNE, Mr. TILLIS, Mr. TUBERVILLE,

Mr. VAN HOLLEN, Mr. VANCE, Mr. WARNER, Mr. WARNOCK, Ms. WARREN, Mr. WELCH, Mr. WHITEHOUSE, Mr. WICKER, Mr. WYDEN, and Mr. YOUNG) submitted the following resolution; which was considered and agreed to:

S. RES. 406

Whereas Richard Clarence Clark (referred to in this preamble as "Dick Clark") was born in Paris, Linn County, Iowa, in 1928;

Whereas Dick Clark served in the Army from 1950 to 1952;

Whereas Dick Clark received a bachelor's degree from Upper Iowa University in 1953, and a master's degree in history from the University of Iowa in 1956;

Whereas Dick Clark was an assistant professor of history and political science at Upper Iowa University from 1959 to 1964;

Whereas Dick Clark served as administrative assistant to Representative John C. Culver from 1965 to 1972;

Whereas Dick Clark walked approximately 1,300 miles across the State of Iowa to mark his campaign for the Senate;

Whereas Dick Clark was elected to the Senate in 1972, representing the State of Iowa from 1973 to 1979;

Whereas Dick Clark, after leaving the Senate, was appointed by President Jimmy Carter to be Ambassador at Large and United States Coordinator for Refugee Affairs; and

Whereas Dick Clark was a senior fellow and founding executive director of the Congressional Program at the Aspen Institute: Now, therefore, be it

*Resolved*, That—

(1) the Senate—

(A) has heard with profound sorrow and deep regret the announcement of the death of Richard C. Clark, former Member of the Senate; and

(B) respectfully requests that the Secretary of the Senate communicate this resolution to the House of Representatives and transmit an enrolled copy thereof to the family of Richard C. Clark; and

(2) when the Senate adjourns today, it stands adjourned as a further mark of respect to the memory of the late Richard C. Clark, former Senator for the State of Iowa.

#### AMENDMENTS SUBMITTED AND PROPOSED

SA 1347. Mr. THUNE (for Mr. PAUL) submitted an amendment intended to be proposed to amendment SA 1092 proposed by Mrs. MURRAY (for herself and Ms. COLLINS) to the bill H.R. 4366, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2024, and for other purposes; which was ordered to lie on the table.

SA 1348. Mr. REED (for himself and Mrs. BRITT) submitted an amendment intended to be proposed to amendment SA 1092 proposed by Mrs. MURRAY (for herself and Ms. COLLINS) to the bill H.R. 4366, supra; which was ordered to lie on the table.

#### TEXT OF AMENDMENTS

**SA 1347.** Mr. THUNE (for Mr. PAUL) submitted an amendment intended to be proposed to amendment SA 1092 proposed by Mrs. MURRAY (for herself and Ms. COLLINS) to the bill H.R. 4366, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2024, and for other purposes; which was ordered to lie on the table; as follows:

Strike divisions B and C, and insert the following:

**DIVISION B—AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2024**

The following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2024, and for other purposes, namely:

**TITLE I**

**AGRICULTURAL PROGRAMS**

**PROCESSING, RESEARCH, AND MARKETING**

**OFFICE OF THE SECRETARY**

**(INCLUDING TRANSFERS OF FUNDS)**

For necessary expenses of the Office of the Secretary, \$44,663,000 of which not to exceed \$5,101,000 shall be available for the immediate Office of the Secretary; not to exceed \$958,000 shall be available for the Office of Homeland Security; not to exceed \$3,563,000 shall be available for the Office of Tribal Relations, of which \$686,000 shall be to continue a Tribal Public Health Resource Center at a land grant university with existing indigenous public health expertise to expand current partnerships and collaborative efforts with indigenous groups, including but not limited to, tribal organizations and institutions such as tribal colleges, tribal technical colleges, tribal community colleges and tribal universities, to improve the delivery of culturally appropriate public health services and functions in American Indian communities focusing on indigenous food sovereignty; not to exceed \$6,370,000 shall be available for the Office of Partnerships and Public Engagement, of which \$1,030,000 shall be for 7 U.S.C. 2279(c)(5); not to exceed \$19,509,000 shall be available for the Office of the Assistant Secretary for Administration, of which \$18,338,000 shall be available for Departmental Administration to provide for necessary expenses for management support services to offices of the Department and for general administration, security, repairs and alterations, and other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department: *Provided*, That funds made available by this Act to an agency in the Administration mission area for salaries and expenses are available to fund up to one administrative support staff for the Office; not to exceed \$3,164,000 shall be available for the Office of Assistant Secretary for Congressional Relations and Intergovernmental Affairs to carry out the programs funded by this Act, including programs involving intergovernmental affairs and liaison within the executive branch; and not to exceed \$5,998,000 shall be available for the Office of Communications: *Provided further*, That the Secretary of Agriculture is authorized to transfer funds appropriated for any office of the Office of the Secretary to any other office of the Office of the Secretary: *Provided further*, That no appropriation for any office shall be increased or decreased by more than 5 percent: *Provided further*, That not to exceed \$15,000 of the amount made available under this paragraph for the immediate Office of the Secretary shall be available for official reception and representation expenses, not otherwise provided for, as determined by the Secretary: *Provided further*, That the amount made available under this heading for Departmental Administration shall be reimbursed from applicable appropriations in this Act for travel expenses incident to the holding of hearings as required by 5 U.S.C. 551–558: *Provided further*, That funds made available

under this heading for the Office of the Assistant Secretary for Congressional Relations and Intergovernmental Affairs shall be transferred to agencies of the Department of Agriculture funded by this Act to maintain personnel at the agency level: *Provided further*, That no funds made available under this heading for the Office of Assistant Secretary for Congressional Relations may be obligated after 30 days from the date of enactment of this Act, unless the Secretary has notified the Committees on Appropriations of both Houses of Congress on the allocation of these funds by USDA agency: *Provided further*, That during any 30 day notification period referenced in section 716 of this Act, the Secretary of Agriculture shall take no action to begin implementation of the action that is subject to section 716 of this Act or make any public announcement of such action in any form.

**EXECUTIVE OPERATIONS**

**OFFICE OF THE CHIEF ECONOMIST**

For necessary expenses of the Office of the Chief Economist, \$20,717,000, of which \$6,864,000 shall be for grants or cooperative agreements for policy research under 7 U.S.C. 3155: *Provided*, That of the amounts made available under this heading, \$1,373,000 shall be for an interdisciplinary center based at a land grant university focused on agricultural policy relevant to the Midwest region which will provide private entities, policymakers, and the public with timely insights and targeted economic solutions: *Provided further*, That of the amounts made available under this heading, \$343,000 shall be available to carry out section 224 of subtitle A of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6924), as amended by section 12504 of Public Law 115–334.

**OFFICE OF HEARINGS AND APPEALS**

For necessary expenses of the Office of Hearings and Appeals, \$11,465,000..

**OFFICE OF BUDGET AND PROGRAM ANALYSIS**

For necessary expenses of the Office of Budget and Program Analysis, \$10,274,000.

**OFFICE OF THE CHIEF INFORMATION OFFICER**

For necessary expenses of the Office of the Chief Information Officer, \$63,345,000, of which not less than \$77,428,000 is for cybersecurity requirements of the department.

**OFFICE OF THE CHIEF FINANCIAL OFFICER**

For necessary expenses of the Office of the Chief Financial Officer, \$5,057,000.

**OFFICE OF THE ASSISTANT SECRETARY FOR CIVIL RIGHTS**

For necessary expenses of the Office of the Assistant Secretary for Civil Rights, \$1,006,000: *Provided*, That funds made available by this Act to an agency in the Civil Rights mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

**OFFICE OF CIVIL RIGHTS**

For necessary expenses of the Office of Civil Rights, \$25,806,000.

**AGRICULTURE BUILDINGS AND FACILITIES**

**(INCLUDING TRANSFERS OF FUNDS)**

For payment of space rental and related costs pursuant to Public Law 92–313, including authorities pursuant to the 1984 delegation of authority from the Administrator of General Services to the Department of Agriculture under 40 U.S.C. 121, for programs and activities of the Department which are included in this Act, and for alterations and other actions needed for the Department and its agencies to consolidate unneeded space into configurations suitable for release to the Administrator of General Services, and for the operation, maintenance, improvement, and repair of Agriculture buildings

and facilities, and for related costs, \$24,767,000, to remain available until expended.

**HAZARDOUS MATERIALS MANAGEMENT**

**(INCLUDING TRANSFERS OF FUNDS)**

For necessary expenses of the Department of Agriculture, to comply with the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9601 et seq.) and the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.), \$4,521,000, to remain available until expended: *Provided*, That appropriations and funds available herein to the Department for Hazardous Materials Management may be transferred to any agency of the Department for its use in meeting all requirements pursuant to the above Acts on Federal and non-Federal lands.

**OFFICE OF SAFETY, SECURITY, AND PROTECTION**

For necessary expenses of the Office of Safety, Security, and Protection, \$14,964,000.

**OFFICE OF INSPECTOR GENERAL**

For necessary expenses of the Office of Inspector General, including employment pursuant to the Inspector General Act of 1978 (Public Law 95–452; 5 U.S.C. App.), \$76,577,000, including such sums as may be necessary for contracting and other arrangements with public agencies and private persons pursuant to section 6(a)(9) of the Inspector General Act of 1978 (Public Law 95–452; 5 U.S.C. App.), and including not to exceed \$86,000 for certain confidential operational expenses, including the payment of informants, to be expended under the direction of the Inspector General pursuant to the Inspector General Act of 1978 (Public Law 95–452; 5 U.S.C. App.) and section 1337 of the Agriculture and Food Act of 1981 (Public Law 97–98).

**OFFICE OF THE GENERAL COUNSEL**

For necessary expenses of the Office of the General Counsel, \$41,554,000.

**OFFICE OF ETHICS**

For necessary expenses of the Office of Ethics, \$3,814,000.

**OFFICE OF THE UNDER SECRETARY FOR RESEARCH, EDUCATION, AND ECONOMICS**

For necessary expenses of the Office of the Under Secretary for Research, Education, and Economics, \$1,636,000: *Provided*, That funds made available by this Act to an agency in the Research, Education, and Economics mission area for salaries and expenses are available to fund up to one administrative support staff for the Office: *Provided further*, That of the amounts made available under this heading, \$686,000 shall be made available for the Office of the Chief Scientist.

**ECONOMIC RESEARCH SERVICE**

For necessary expenses of the Economic Research Service, \$63,276,000.

**NATIONAL AGRICULTURAL STATISTICS SERVICE**

For necessary expenses of the National Agricultural Statistics Service, \$137,670,000, of which up to \$38,371,000 shall be available until expended for the Census of Agriculture: *Provided*, That amounts made available for the Census of Agriculture may be used to conduct Current Industrial Report surveys subject to 7 U.S.C. 2204g(d) and (f).

**AGRICULTURAL RESEARCH SERVICE**

**SALARIES AND EXPENSES**

For necessary expenses of the Agricultural Research Service and for acquisition of lands by donation, exchange, or purchase at a nominal cost not to exceed \$100, and for land exchanges where the lands exchanged shall be of equal value or shall be equalized by a payment of money to the grantor which shall not exceed 25 percent of the total value of the land or interests transferred out of



Federal ownership, \$1,230,664,000: *Provided*, That appropriations hereunder shall be available for the operation and maintenance of aircraft and the purchase of not to exceed one for replacement only: *Provided further*, That appropriations hereunder shall be available pursuant to 7 U.S.C. 2250 for the construction, alteration, and repair of buildings and improvements, but unless otherwise provided, the cost of constructing any one building shall not exceed \$343,000, except for greenhouses or greenhouses which shall each be limited to \$1,236,000, except for 10 buildings to be constructed or improved at a cost not to exceed \$755,000 each, and except for four buildings to be constructed at a cost not to exceed \$3,432,000 each, and the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building or \$343,000, whichever is greater: *Provided further*, That appropriations hereunder shall be available for entering into lease agreements at any Agricultural Research Service location for the construction of a research facility by a non-Federal entity for use by the Agricultural Research Service and a condition of the lease shall be that any facility shall be owned, operated, and maintained by the non-Federal entity and shall be removed upon the expiration or termination of the lease agreement: *Provided further*, That the limitations on alterations contained in this Act shall not apply to modernization or replacement of existing facilities at Beltsville, Maryland: *Provided further*, That appropriations hereunder shall be available for granting easements at the Beltsville Agricultural Research Center: *Provided further*, That the foregoing limitations shall not apply to replacement of buildings needed to carry out the Act of April 24, 1948 (21 U.S.C. 113a): *Provided further*, That appropriations hereunder shall be available for granting easements at any Agricultural Research Service location for the construction of a research facility by a non-Federal entity for use by, and acceptable to, the Agricultural Research Service and a condition of the easements shall be that upon completion the facility shall be accepted by the Secretary, subject to the availability of funds herein, if the Secretary finds that acceptance of the facility is in the interest of the United States: *Provided further*, That funds may be received from any State, other political subdivision, organization, or individual for the purpose of establishing or operating any research facility or research project of the Agricultural Research Service, as authorized by law.

#### BUILDINGS AND FACILITIES

For the acquisition of land, construction, repair, improvement, extension, alteration, and purchase of fixed equipment or facilities as necessary to carry out the agricultural research programs of the Department of Agriculture, where not otherwise provided, \$61,001,000 to remain available until expended, of which \$32,580,000 shall be for the purposes, and in the amounts, specified for this account in the table titled "Congressional Directed Spending" in the report accompanying this Act.

#### NATIONAL INSTITUTE OF FOOD AND AGRICULTURE

##### RESEARCH AND EDUCATION ACTIVITIES

For payments to agricultural experiment stations, for cooperative forestry and other research, for facilities, and for other expenses, \$744,489,000 which shall be for the purposes, and in the amounts, specified in the table titled "National Institute of Food and Agriculture, Research and Education Activities" in the report accompanying this Act: *Provided*, That funds for research grants for 1994 institutions, education grants for 1890

institutions, Hispanic serving institutions education grants, capacity building for non-land-grant colleges of agriculture, the agriculture and food research initiative, veterinary medicine loan repayment, multicultural scholars, graduate fellowship and institution challenge grants, grants management systems, tribal colleges education equity grants, and scholarships at 1890 institutions shall remain available until expended: *Provided further*, That each institution eligible to receive funds under the Evans-Allen program receives no less than \$686,000: *Provided further*, That funds for education grants for Alaska Native and Native Hawaiian-serving institutions be made available to individual eligible institutions or consortia of eligible institutions with funds awarded equally to each of the States of Alaska and Hawaii: *Provided further*, That funds for providing grants for food and agricultural sciences for Alaska Native and Native Hawaiian-Serving institutions and for Insular Areas shall remain available until September 30, 2024: *Provided further*, That funds for education grants for 1890 institutions shall be made available to institutions eligible to receive funds under 7 U.S.C. 3221 and 3222: *Provided further*, That not more than 5 percent of the amounts made available by this or any other Act to carry out the Agriculture and Food Research Initiative under 7 U.S.C. 3157 may be retained by the Secretary of Agriculture to pay administrative costs incurred by the Secretary in carrying out that authority.

#### NATIVE AMERICAN INSTITUTIONS ENDOWMENT FUND

For the Native American Institutions Endowment Fund authorized by Public Law 103-382 (7 U.S.C. 301 note), \$8,155,000, to remain available until expended.

#### EXTENSION ACTIVITIES

For payments to States, the District of Columbia, Puerto Rico, Guam, the Virgin Islands, Micronesia, the Northern Marianas, and American Samoa, \$389,480,000 which shall be for the purposes, and in the amounts, specified in the table titled "National Institute of Food and Agriculture, Extension Activities" in the report accompanying this Act: *Provided*, That funds for extension services at 1994 institutions and for facility improvements at 1890 institutions shall remain available until expended: *Provided further*, That institutions eligible to receive funds under 7 U.S.C. 3221 for cooperative extension receive no less than \$686,000: *Provided further*, That funds for cooperative extension under sections 3(b) and (c) of the Smith-Lever Act (7 U.S.C. 343(b) and (c)) and section 208(c) of Public Law 93-471 shall be available for retirement and employees' compensation costs for extension agents.

#### INTEGRATED ACTIVITIES

For the integrated research, education, and extension grants programs, including necessary administrative expenses, \$28,486,000, which shall be for the purposes, and in the amounts, specified in the table titled "National Institute of Food and Agriculture, Integrated Activities" in the report accompanying this Act: *Provided*, That funds for the Food and Agriculture Defense Initiative shall remain available until September 30, 2024: *Provided further*, That notwithstanding any other provision of law, indirect costs shall not be charged against any Extension Implementation Program Area grant awarded under the Crop Protection/Pest Management Program (7 U.S.C. 7626).

#### OFFICE OF THE UNDER SECRETARY FOR MARKETING AND REGULATORY PROGRAMS

For necessary expenses of the Office of the Under Secretary for Marketing and Regulatory Programs, \$1,110,000: *Provided*, That funds made available by this Act to an agen-

cy in the Marketing and Regulatory Programs mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

#### ANIMAL AND PLANT HEALTH INSPECTION SERVICE

##### SALARIES AND EXPENSES

##### (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Animal and Plant Health Inspection Service, including up to \$21,000 for representation allowances and for expenses pursuant to the Foreign Service Act of 1980 (22 U.S.C. 4085), \$814,069,000 of which up to \$9,799,000 shall be for the purposes, and in the amounts, specified for this account in the table titled "Congressional Directed Spending" in the report accompanying this Act; of which \$353,000, to remain available until expended, shall be available for the control of outbreaks of insects, plant diseases, animal diseases and for control of pest animals and birds ("contingency fund") to the extent necessary to meet emergency conditions; of which \$10,605,000, to remain available until expended, shall be used for the cotton pests program, including for cost share purposes or for debt retirement for active eradication zones; of which \$26,896,000, to remain available until expended, shall be for Animal Health Technical Services; of which \$2,812,000 shall be for activities under the authority of the Horse Protection Act of 1970, as amended (15 U.S.C. 1831); of which \$44,569,000, to remain available until expended, shall be used to support avian health; of which \$2,918,000, to remain available until expended, shall be for information technology infrastructure; of which \$149,573,000, to remain available until expended, shall be for specialty crop pests, of which \$5,835,000, to remain available until September 30, 2025, shall be for one-time control and management and associated activities directly related to the multiple-agency response to citrus greening; of which, \$9,600,000, to remain available until expended, shall be for field crop and rangeland ecosystem pests; of which \$14,804,000, to remain available until expended, shall be for zoonotic disease management; of which \$32,994,000, to remain available until expended, shall be for emergency preparedness and response; of which \$42,944,000, to remain available until expended, shall be for tree and wood pests; of which \$6,500,000, to remain available until expended, shall be for the National Veterinary Stockpile; of which up to \$1,030,000, to remain available until expended, shall be for the scrapie program for indemnities; of which \$1,716,000, to remain available until expended, shall be for the wildlife damage management program for aviation safety: *Provided*, That of amounts available under this heading for wildlife services methods development, \$686,000 shall remain available until expended: *Provided further*, That of amounts available under this heading for the screwworm program, \$3,425,000 shall remain available until expended; of which \$16,836,000, to remain available until expended, shall be used to carry out the science program and transition activities for the National Bio and Agro-defense Facility located in Manhattan, Kansas: *Provided further*, That no funds shall be used to formulate or administer a brucellosis eradication program for the current fiscal year that does not require minimum matching by the States of at least 40 percent: *Provided further*, That this appropriation shall be available for the purchase, replacement, operation, and maintenance of aircraft: *Provided further*, That in addition, in emergencies which threaten any segment of the agricultural production industry of the United States, the Secretary may transfer from other appropriations or funds available

to the agencies or corporations of the Department such sums as may be deemed necessary, to be available only in such emergencies for the arrest and eradication of contagious or infectious disease or pests of animals, poultry, or plants, and for expenses in accordance with sections 10411 and 10417 of the Animal Health Protection Act (7 U.S.C. 8310 and 8316) and sections 431 and 442 of the Plant Protection Act (7 U.S.C. 7751 and 7772), and any unexpended balances of funds transferred for such emergency purposes in the preceding fiscal year shall be merged with such transferred amounts: *Provided further*, That appropriations hereunder shall be available pursuant to law (7 U.S.C. 2250) for the repair and alteration of leased buildings and improvements, but unless otherwise provided the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

In fiscal year 2024, the agency is authorized to collect fees to cover the total costs of providing technical assistance, goods, or services requested by States, other political subdivisions, domestic and international organizations, foreign governments, or individuals, provided that such fees are structured such that any entity's liability for such fees is reasonably based on the technical assistance, goods, or services provided to the entity by the agency, and such fees shall be reimbursed to this account, to remain available until expended, without further appropriation, for providing such assistance, goods, or services.

#### BUILDINGS AND FACILITIES

For plans, construction, repair, preventive maintenance, environmental support, improvement, extension, alteration, and purchase of fixed equipment or facilities, as authorized by 7 U.S.C. 2250, and acquisition of land as authorized by 7 U.S.C. 2268a, \$2,179,000, to remain available until expended.

#### AGRICULTURAL MARKETING SERVICE MARKETING SERVICES

For necessary expenses of the Agricultural Marketing Service, \$157,801,000, of which \$5,148,000 shall be available for the purposes of section 12306 of Public Law 113-79, and of which \$686,000 shall be available for the purposes of section 779 of division A of Public Law 117-103: *Provided*, That of the amounts made available under this heading, \$10,296,000, to remain available until expended, shall be to carry out section 12513 of Public Law 115-334, of which \$9,610,000 shall be for dairy business innovation initiatives established in Public Law 116-6 and the Secretary shall take measures to ensure an equal distribution of funds between these three regional innovation initiatives: *Provided further*, That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

Fees may be collected for the cost of standardization activities, as established by regulation pursuant to law (31 U.S.C. 9701), except for the cost of activities relating to the development or maintenance of grain standards under the United States Grain Standards Act, 7 U.S.C. 71 et seq.

#### LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed \$42,967,000 (from fees collected) shall be obligated during the current fiscal year for administrative expenses: *Provided*, That if crop size is understated and/or other uncontrollable events occur, the agency may exceed this limitation by up to 10 percent with notification to the Committees

on Appropriations of both Houses of Congress.

#### FUNDS FOR STRENGTHENING MARKETS, INCOME, AND SUPPLY (SECTION 32) (INCLUDING TRANSFERS OF FUNDS)

Funds available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c), shall be used only for commodity program expenses as authorized therein, and other related operating expenses, except for: (1) transfers to the Department of Commerce as authorized by the Fish and Wildlife Act of 1956 (16 U.S.C. 742a et seq.); (2) transfers otherwise provided in this Act; and (3) not more than \$14,759,000 for formulation and administration of marketing agreements and orders pursuant to the Agricultural Marketing Agreement Act of 1937 and the Agricultural Act of 1961 (Public Law 87-128).

#### PAYMENTS TO STATES AND POSSESSIONS

For payments to departments of agriculture, bureaus and departments of markets, and similar agencies for marketing activities under section 204(b) of the Agricultural Marketing Act of 1946 (7 U.S.C. 1623(b)), \$848,000.

#### LIMITATION ON INSPECTION AND WEIGHING SERVICES EXPENSES

Not to exceed \$37,753,000 (from fees collected) shall be obligated during the current fiscal year for inspection and weighing services: *Provided*, That if grain export activities require additional supervision and oversight, or other uncontrollable factors occur, this limitation may be exceeded by up to 10 percent with notification to the Committees on Appropriations of both Houses of Congress.

#### OFFICE OF THE UNDER SECRETARY FOR FOOD SAFETY

For necessary expenses of the Office of the Under Secretary for Food Safety, \$767,000: *Provided*, That funds made available by this Act to an agency in the Food Safety mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

#### FOOD SAFETY AND INSPECTION SERVICE

For necessary expenses to carry out services authorized by the Federal Meat Inspection Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act, including not to exceed \$7,000 for representation allowances and for expenses pursuant to section 8 of the Act approved August 3, 1956 (7 U.S.C. 1766), \$827,140,000; and in addition, \$686,000 may be credited to this account from fees collected for the cost of laboratory accreditation as authorized by section 1327 of the Food, Agriculture, Conservation and Trade Act of 1990 (7 U.S.C. 138f): *Provided*, That funds provided for the Public Health Data Communication Infrastructure system shall remain available until expended: *Provided further*, That no fewer than 148 full-time equivalent positions shall be employed during fiscal year 2024 for purposes dedicated solely to inspections and enforcement related to the Humane Methods of Slaughter Act (7 U.S.C. 1901 et seq.): *Provided further*, That the Food Safety and Inspection Service shall continue implementation of section 11016 of Public Law 110-246 as further clarified by the amendments made in section 12106 of Public Law 113-79: *Provided further*, That this appropriation shall be available pursuant to law (7 U.S.C. 2250) for the alteration and repair of buildings and improvements, but the cost of altering any one building during the fiscal year shall not exceed 10 percent of the current replacement value of the building.

#### TITLE II

#### FARM PRODUCTION AND CONSERVATION PROGRAMS

##### OFFICE OF THE UNDER SECRETARY FOR FARM PRODUCTION AND CONSERVATION

For necessary expenses of the Office of the Under Secretary for Farm Production and Conservation, \$1,185,000: *Provided*, That funds made available by this Act to an agency in the Farm Production and Conservation mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

##### FARM PRODUCTION AND CONSERVATION BUSINESS CENTER

##### SALARIES AND EXPENSES

##### (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Farm Production and Conservation Business Center, \$171,388,000, of which \$686,000 shall be for the implementation of section 773 of Public Law 117-328: *Provided*, That \$41,342,000 of amounts appropriated for the current fiscal year pursuant to section 1241(a) of the Farm Security and Rural Investment Act of 1985 (16 U.S.C. 3841(a)) shall be transferred to and merged with this account.

##### FARM SERVICE AGENCY

##### SALARIES AND EXPENSES

##### (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Farm Service Agency, \$834,208,000, of which not less than \$10,296,000 shall be for the hiring of new employees to fill vacancies and anticipated vacancies at Farm Service Agency county offices and farm loan officers and shall be available until September 30, 2025: *Provided*, That not more than 50 percent of the funding made available under this heading for information technology related to farm program delivery may be obligated until the Secretary submits to the Committees on Appropriations of both Houses of Congress, and receives written or electronic notification of receipt from such Committees of, a plan for expenditure that (1) identifies for each project/investment over \$25,000 (a) the functional and performance capabilities to be delivered and the mission benefits to be realized, (b) the estimated lifecycle cost for the entirety of the project/investment, including estimates for development as well as maintenance and operations, and (c) key milestones to be met; (2) demonstrates that each project/investment is, (a) consistent with the Farm Service Agency Information Technology Roadmap, (b) being managed in accordance with applicable lifecycle management policies and guidance, and (c) subject to the applicable Department's capital planning and investment control requirements; and (3) has been reviewed by the Government Accountability Office and approved by the Committees on Appropriations of both Houses of Congress: *Provided further*, That the agency shall submit a report by the end of the fourth quarter of fiscal year 2024 to the Committees on Appropriations and the Government Accountability Office, that identifies for each project/investment that is operational (a) current performance against key indicators of customer satisfaction, (b) current performance of service level agreements or other technical metrics, (c) current performance against a pre-established cost baseline, (d) a detailed breakdown of current and planned spending on operational enhancements or upgrades, and (e) an assessment of whether the investment continues to meet business needs as intended as well as alternatives to the investment: *Provided further*, That the Secretary is authorized to use the services, facilities, and authorities (but not the funds) of the Commodity Credit Corporation to make program payments for all

programs administered by the Agency: *Provided further*, That other funds made available to the Agency for authorized activities may be advanced to and merged with this account: *Provided further*, That of the amount appropriated under this heading, \$478,155,000 shall be made available to county offices, to remain available until expended: *Provided further*, That, notwithstanding the preceding proviso, any funds made available to county offices in the current fiscal year that the Administrator of the Farm Service Agency deems to exceed or not meet the amount needed for the county offices may be transferred to or from the Farm Service Agency for necessary expenses: *Provided further*, That none of the funds available to the Farm Service Agency shall be used to close Farm Service Agency county offices: *Provided further*, That none of the funds available to the Farm Service Agency shall be used to permanently relocate county based employees that would result in an office with two or fewer employees without prior notification and approval of the Committees on Appropriations of both Houses of Congress.

#### STATE MEDIATION GRANTS

For grants pursuant to section 502(b) of the Agricultural Credit Act of 1987, as amended (7 U.S.C. 5101-5106), \$4,805,000: *Provided*, That the Secretary of Agriculture may determine that United States territories and Federally recognized Indian tribes are "States" for the purposes of Subtitle A of such Act.

#### GRASSROOTS SOURCE WATER PROTECTION PROGRAM

For necessary expenses to carry out well-head or groundwater protection activities under section 12400 of the Food Security Act of 1985 (16 U.S.C. 3839bb-2), \$5,148,000, to remain available until expended.

#### DAIRY INDEMNITY PROGRAM (INCLUDING TRANSFER OF FUNDS)

For necessary expenses involved in making indemnity payments to dairy farmers and manufacturers of dairy products under a dairy indemnity program, such sums as may be necessary, to remain available until expended: *Provided*, That such program is carried out by the Secretary in the same manner as the dairy indemnity program described in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (Public Law 106-387, 114 Stat. 1549A-12).

#### GEOGRAPHICALLY DISADVANTAGED FARMERS AND RANCHERS

For necessary expenses to carry out direct reimbursement payments to geographically disadvantaged farmers and ranchers under section 1621 of the Food Conservation, and Energy Act of 2008 (7 U.S.C. 8792), \$2,746,000, to remain available until expended.

#### AGRICULTURAL CREDIT INSURANCE FUND PROGRAM ACCOUNT

##### (INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed farm ownership (7 U.S.C. 1922 et seq.) and operating (7 U.S.C. 1941 et seq.) loans, emergency loans (7 U.S.C. 1961 et seq.), Indian tribe land acquisition loans (25 U.S.C. 5136), boll weevil loans (7 U.S.C. 1989), guaranteed conservation loans (7 U.S.C. 1924 et seq.), relending program (7 U.S.C. 1936c), and Indian highly fractionated land loans (25 U.S.C. 5136) to be available from funds in the Agricultural Credit Insurance Fund, as follows: \$2,402,462,000 for guaranteed farm ownership loans and \$2,127,895,000 for farm ownership direct loans; \$1,454,170,000 for unsubsidized guaranteed operating loans and \$1,120,920,000 for direct operating loans; emergency loans, \$25,855,000; Indian tribe land acquisition loans, \$13,728,000; guaranteed conservation

loans, \$102,963,000; relending program, \$42,164,000; Indian highly fractionated land loans, \$3,432,000; and for boll weevil eradication program loans, \$41,185,000: *Provided*, That the Secretary shall deem the pink bollworm to be a boll weevil for the purpose of boll weevil eradication program loans.

For the cost of direct and guaranteed loans and grants, including the cost of modifying loans as defined in section 502 of the Congressional Budget Act of 1974, as follows: \$2,407,000 for emergency loans, to remain available until expended; and \$18,944,000 for direct farm operating loans, \$1,018,000 for unsubsidized guaranteed farm operating loans, \$13,295,000 for the relending program, \$1,082,000 for Indian highly fractionated land loans, and \$177,000 for boll weevil eradication program loans.

In addition, for administrative expenses necessary to carry out the direct and guaranteed loan programs, \$234,666,000: *Provided*, That of this amount, \$220,766,000 shall be transferred to and merged with the appropriation for "Farm Service Agency, Salaries and Expenses".

Funds appropriated by this Act to the Agricultural Credit Insurance Program Account for farm ownership, operating and conservation direct loans and guaranteed loans may be transferred among these programs: *Provided*, That the Committees on Appropriations of both Houses of Congress are notified at least 15 days in advance of any transfer.

#### RISK MANAGEMENT AGENCY

##### SALARIES AND EXPENSES

For necessary expenses of the Risk Management Agency, \$45,901,000: *Provided*, That \$686,000 of the amount appropriated under this heading in this Act shall be available for compliance and integrity activities required under section 516(b)(2)(C) of the Federal Crop Insurance Act of 1938 (7 U.S.C. 1516(b)(2)(C)), and shall be in addition to amounts otherwise provided for such purpose: *Provided further*, That not to exceed \$1,000 shall be available for official reception and representation expenses, as authorized by 7 U.S.C. 1506(i).

#### NATURAL RESOURCES CONSERVATION SERVICE CONSERVATION OPERATIONS

For necessary expenses for carrying out the provisions of the Act of April 27, 1935 (16 U.S.C. 590a-f), including preparation of conservation plans and establishment of measures to conserve soil and water (including farm irrigation and land drainage and such special measures for soil and water management as may be necessary to prevent floods and the siltation of reservoirs and to control agricultural related pollutants); operation of conservation plant materials centers; classification and mapping of soil; dissemination of information; acquisition of lands, water, and interests therein for use in the plant materials program by donation, exchange, or purchase at a nominal cost not to exceed \$100 pursuant to the Act of August 3, 1956 (7 U.S.C. 2268a); purchase and erection or alteration or improvement of permanent and temporary buildings; and operation and maintenance of aircraft, \$632,981,000, to remain available until September 30, 2025: *Provided*, That appropriations hereunder shall be available pursuant to 7 U.S.C. 2250 for construction and improvement of buildings and public improvements at plant materials centers, except that the cost of alterations and improvements to other buildings and other public improvements shall not exceed \$172,000: *Provided further*, That when buildings or other structures are erected on non-Federal land, that the right to use such land is obtained as provided in 7 U.S.C. 2250a.

#### WATERSHED AND FLOOD PREVENTION OPERATIONS

For necessary expenses to carry out preventive measures, including but not limited

to surveys and investigations, engineering operations, works of improvement, and changes in use of land, in accordance with the Watershed Protection and Flood Prevention Act (16 U.S.C. 1001-1005 and 1007-1009) and in accordance with the provisions of laws relating to the activities of the Department, \$62,056,000, to remain available until expended, of which up to \$14,006,000 shall be for the purposes, and in the amounts, specified for this account in the table titled "Congressionally Directed Spending" in the report accompanying this Act: *Provided*, That for funds provided by this Act or any other prior Act, the limitation regarding the size of the watershed or subwatershed exceeding two hundred and fifty thousand acres in which such activities can be undertaken shall only apply for activities undertaken for the primary purpose of flood prevention (including structural and land treatment measures): *Provided further*, That of the amounts made available under this heading, \$3,432,000 shall be allocated to projects and activities that can commence promptly following enactment; that address regional priorities for flood prevention, agricultural water management, inefficient irrigation systems, fish and wildlife habitat, or watershed protection; or that address authorized ongoing projects under the authorities of section 13 of the Flood Control Act of December 22, 1944 (Public Law 78-534) with a primary purpose of watershed protection by preventing floodwater damage and stabilizing stream channels, tributaries, and banks to reduce erosion and sediment transport: *Provided further*, That of the amounts made available under this heading, \$10,000,000 shall be allocated to irrigation modernization projects and activities located in Western states that increase fish or wildlife habitat, reduce drought impact, improve water quality or instream flow, or provide off-channel renewable energy production.

#### WATERSHED REHABILITATION PROGRAM

Under the authorities of section 14 of the Watershed Protection and Flood Prevention Act, \$1,373,000 is provided.

#### CORPORATIONS

The following corporations and agencies are hereby authorized to make expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act as may be necessary in carrying out the programs set forth in the budget for the current fiscal year for such corporation or agency, except as hereinafter provided.

#### FEDERAL CROP INSURANCE CORPORATION FUND

For payments as authorized by section 516 of the Federal Crop Insurance Act (7 U.S.C. 1516), such sums as may be necessary, to remain available until expended.

#### COMMODITY CREDIT CORPORATION FUND

##### REIMBURSEMENT FOR NET REALIZED LOSSES

##### (INCLUDING TRANSFERS OF FUNDS)

For the current fiscal year, such sums as may be necessary to reimburse the Commodity Credit Corporation for net realized losses sustained, but not previously reimbursed, pursuant to section 2 of the Act of August 17, 1961 (15 U.S.C. 713a-11): *Provided*, That of the funds available to the Commodity Credit Corporation under section 11 of the Commodity Credit Corporation Charter Act (15 U.S.C. 7141) for the conduct of its business with the Foreign Agricultural Service, up to \$3,432,000 may be transferred to and used by the Foreign Agricultural Service for information resource management activities of the Foreign Agricultural Service that are

not related to Commodity Credit Corporation business: *Provided further*, That the Secretary shall notify the Committees on Appropriations of the House and Senate in writing 15 days prior to the obligation or commitment of any emergency funds from the Commodity Credit Corporation.

HAZARDOUS WASTE MANAGEMENT  
(LIMITATION ON EXPENSES)

For the current fiscal year, the Commodity Credit Corporation shall not expend more than \$10,296,000 for site investigation and cleanup expenses, and operations and maintenance expenses to comply with the requirement of section 107(g) of the Comprehensive Environmental Response, Compensation, and Liability Act (42 U.S.C. 9607(g)), and section 6001 of the Solid Waste Disposal Act (42 U.S.C. 6961).

TITLE III

RURAL DEVELOPMENT PROGRAMS

OFFICE OF THE UNDER SECRETARY FOR RURAL DEVELOPMENT

For necessary expenses of the Office of the Under Secretary for Rural Development, \$1,112,000: *Provided*, That funds made available by this Act to an agency in the Rural Development mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

RURAL DEVELOPMENT  
SALARIES AND EXPENSES  
(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses for carrying out the administration and implementation of Rural Development programs, including activities with institutions concerning the development and operation of agricultural cooperatives; and for cooperative agreements; \$240,992,000: *Provided*, That of the amount made available under this heading, up to \$2,059,000, to remain available until September 30, 2025, shall be for the Rural Partners Network activities of the Department of Agriculture, and may be transferred to other agencies of the Department for such purpose, consistent with the missions and authorities of such agencies: *Provided further*, That of the amount made available under this heading, no less than \$68,642,000, to remain available until expended, shall be used for information technology expenses: *Provided further*, That notwithstanding any other provision of law, funds appropriated under this heading may be used for advertising and promotional activities that support Rural Development programs: *Provided further*, That in addition to any other funds appropriated for purposes authorized by section 502(i) of the Housing Act of 1949 (42 U.S.C. 1472(i)), any amounts collected under such section, as amended by this Act, will immediately be credited to this account and will remain available until expended for such purposes.

RURAL HOUSING SERVICE

RURAL HOUSING INSURANCE FUND PROGRAM  
ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by title V of the Housing Act of 1949, to be available from funds in the rural housing insurance fund, as follows: \$583,455,000 shall be for direct loans, \$5,148,000 shall be for a Single Family Housing Relending demonstration program for Native American Tribes; and \$20,592,536,000, which shall remain available until September 30, 2025 shall be for unsubsidized guaranteed loans; \$19,220,000 for section 504 housing repair loans; \$41,185,000 section 515 rental housing; \$274,567,000 for section 538 guaranteed multi-family housing loans; \$6,864,000 for credit sales of single family housing acquired

property; \$3,432,000 for section 523 self-help housing land development loans; and \$3,432,000 for section 524 site development loans.

For the cost of direct and guaranteed loans, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, as follows: section 502 loans, \$42,995,000 shall be for direct loans; Single Family Housing Relending demonstration program for Native American Tribes, \$2,356,000; section 504 housing repair loans, \$3,335,000; section 523 self-help housing land development loans, \$437,000; section 524 site development loans, \$327,000; and repair, rehabilitation, and new construction of section 515 rental housing, \$14,407,000, to remain available until expended: *Provided*, That to support the loan program level for section 538 guaranteed loans made available under this heading the Secretary may charge or adjust any fees to cover the projected cost of such loan guarantees pursuant to the provisions of the Credit Reform Act of 1990 (2 U.S.C. 661 et seq.), and the interest on such loans may not be subsidized: *Provided further*, That applicants in communities that have a current rural area waiver under section 541 of the Housing Act of 1949 (42 U.S.C. 1490q) shall be treated as living in a rural area for purposes of section 502 guaranteed loans provided under this heading: *Provided further*, That of the amounts available under this paragraph for section 502 direct loans, no less than \$3,432,000 shall be available for direct loans for individuals whose homes will be built pursuant to a program funded with a mutual and self-help housing grant authorized by section 523 of the Housing Act of 1949 until June 1, 2024: *Provided further*, That the Secretary shall implement provisions to provide incentives to nonprofit organizations and public housing authorities to facilitate the acquisition of Rural Housing Service (RHS) multifamily housing properties by such nonprofit organizations and public housing authorities that commit to keep such properties in the RHS multifamily housing program for a period of time as determined by the Secretary, with such incentives to include, but not be limited to, the following: allow such nonprofit entities and public housing authorities to earn a Return on Investment on their own resources to include proceeds from low income housing tax credit syndication, own contributions, grants, and developer loans at favorable rates and terms, invested in a deal; and allow reimbursement of organizational costs associated with owner's oversight of asset referred to as "Asset Management Fee" of up to \$7,500 per property.

In addition, for the cost of direct loans and grants, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, \$24,025,000, to remain available until expended, for a demonstration program for the preservation and revitalization of the sections 514, 515, and 516 multi-family rental housing properties to restructure existing USDA multi-family housing loans, as the Secretary deems appropriate, expressly for the purposes of ensuring the project has sufficient resources to preserve the project for the purpose of providing safe and affordable housing for low-income residents and farm laborers including reducing or eliminating interest; deferring loan payments, subordinating, reducing or re-amortizing loan debt; and other financial assistance including advances, payments and incentives (including the ability of owners to obtain reasonable returns on investment) required by the Secretary: *Provided*, That the Secretary shall, as part of the preservation and revitalization agreement, obtain a restrictive use agreement consistent with the terms of the restructuring.

In addition, for the cost of direct loans, grants, and contracts, as authorized by sections 514 and 516 of the Housing Act of 1949 (42 U.S.C. 1484, 1486), \$12,838,000, to remain available until expended, for direct farm labor housing loans and domestic farm labor housing grants and contracts.

In addition, for administrative expenses necessary to carry out the direct and guaranteed loan programs, \$282,979,000 shall be paid to the appropriation for "Rural Development, Salaries and Expenses".

RENTAL ASSISTANCE PROGRAM

For rental assistance agreements entered into or renewed pursuant to the authority under section 521(a)(2) of the Housing Act of 1949 or agreements entered into in lieu of debt forgiveness or payments for eligible households as authorized by section 502(c)(5)(D) of the Housing Act of 1949, \$1,103,760,000, and in addition such sums as may be necessary, as authorized by section 521(c) of the Act, to liquidate debt incurred prior to fiscal year 1992 to carry out the rental assistance program under section 521(a)(2) of the Act: *Provided*, That amounts made available under this heading shall be available for renewal of rental assistance agreements for a maximum of 15,000 units where the Secretary determines that a maturing loan for a project cannot reasonably be restructured with another USDA loan or modification and the project was operating with rental assistance under section 521 of the Housing Act of 1949: *Provided further*, That the Secretary may enter into rental assistance contracts in maturing properties with existing rental assistance agreements notwithstanding any provision of section 521 of the Housing Act of 1949, for a term of at least 10 years but not more than 20 years: *Provided further*, That any agreement to enter into a rental assistance contract under section 521 of the Housing Act of 1949 for a maturing property shall obligate the owner to continue to maintain the project as decent, safe, and sanitary housing and to operate the development in accordance with the Housing Act of 1949, except that initial rents shall be based on the budget-based needs of the project: *Provided further*, That annual rent adjustments shall be based on the lesser of (1) the budget-based needs of the project, or (2) the operating cost adjustment factor as a payment standard as provided under section 524 of the Multifamily Assisted Housing Reform and Affordability Act of 1997 (42 U.S.C. 1437f note): *Provided further*, That rental assistance agreements entered into or renewed during the current fiscal year shall be funded for a one year period: *Provided further*, That upon request by an owner under section 514 or 515 of the Act, the Secretary may renew the rental assistance agreement for a period of 20 years or until the term of such loan has expired, subject to annual appropriations: *Provided further*, That rental assistance agreements entered into or renewed during the current fiscal year shall be funded for a one-year period: *Provided further*, That upon request by an owner of a project financed by an existing loan under section 514 or 515 of the Act, the Secretary may renew the rental assistance agreement for a period of 20 years or until the term of such loan has expired, subject to annual appropriations: *Provided further*, That any unexpended balances remaining at the end of such one-year agreements may be transferred and used for purposes of any debt reduction, maintenance, repair, or rehabilitation of any existing projects; preservation; and rental assistance activities authorized under title V of the Act: *Provided further*, That rental assistance provided under agreements entered into prior to fiscal year 2024 for a farm labor multi-family housing project financed under

section 514 or 516 of the Act may not be recaptured for use in another project until such assistance has remained unused for a period of six consecutive months, if such project has a waiting list of tenants seeking such assistance or the project has rental assistance eligible tenants who are not receiving such assistance: *Provided further*, That such recaptured rental assistance shall, to the extent practicable, be applied to another farm labor multi-family housing project financed under section 514 or 516 of the Act: *Provided further*, That except as provided in the tenth proviso under this heading and notwithstanding any other provision of the Act, the Secretary may recapture rental assistance provided under agreements entered into prior to fiscal year 2024 for a project that the Secretary determines no longer needs rental assistance and use such recaptured funds for current needs.

#### RURAL HOUSING VOUCHER ACCOUNT

For the rural housing voucher program as authorized under section 542 of the Housing Act of 1949, but notwithstanding subsection (b) of such section, \$32,948,000, to remain available until expended: *Provided*, That the funds made available under this heading shall be available for rural housing vouchers to any low-income household (including those not receiving rental assistance) residing in a property financed with a section 515 loan which has been prepaid or otherwise paid off after September 30, 2005: *Provided further*, That the amount of such voucher shall be the difference between comparable market rent for the section 515 unit and the tenant paid rent for such unit: *Provided further*, That funds made available for such vouchers shall be subject to the availability of annual appropriations: *Provided further*, That the Secretary shall, to the maximum extent practicable, administer such vouchers with current regulations and administrative guidance applicable to section 8 housing vouchers administered by the Secretary of the Department of Housing and Urban Development: *Provided further*, That in addition to any other available funds, the Secretary may expend not more than \$686,000 total, from the program funds made available under this heading, for administrative expenses for activities funded under this heading.

#### MUTUAL AND SELF-HELP HOUSING GRANTS

For grants and contracts pursuant to section 523(b)(1)(A) of the Housing Act of 1949 (42 U.S.C. 1490c), \$21,965,000, to remain available until expended.

#### RURAL HOUSING ASSISTANCE GRANTS

For grants for very low-income housing repair and rural housing preservation made by the Rural Housing Service, as authorized by 42 U.S.C. 1474, and 1490m, \$32,948,000, to remain available until expended.

#### RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

##### (INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by section 306 and described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act, \$1,921,970,000 for direct loans and \$446,172,000 for guaranteed loans.

For the cost of direct loans, loan guarantees and grants, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, for rural community facilities programs as authorized by section 306 and described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act, \$173,756,000, to remain available until expended, of which up to \$140,808,000 shall be for the purposes, and in the amounts, specified for this account in

the table titled "Congressionally Directed Spending" in the report accompanying this Act: *Provided*, That \$4,119,000 of the amount appropriated under this heading shall be available for a Rural Community Development Initiative: *Provided further*, That such funds shall be used solely to develop the capacity and ability of private, nonprofit community-based housing and community development organizations, low-income rural communities, and Federally Recognized Native American Tribes to undertake projects to improve housing, community facilities, community and economic development projects in rural areas: *Provided further*, That such funds shall be made available to qualified private, nonprofit and public intermediary organizations proposing to carry out a program of financial and technical assistance: *Provided further*, That such intermediary organizations shall provide matching funds from other sources, including Federal funds for related activities, in an amount not less than funds provided: *Provided further*, That any unobligated balances from prior year appropriations under this heading for the cost of direct loans, loan guarantees and grants, including amounts debilitated or cancelled, may be made available to cover the subsidy costs for direct loans and or loan guarantees under this heading in this fiscal year: *Provided further*, That no amounts may be made available pursuant to the preceding proviso from amounts that were designated by the Congress as an emergency requirement pursuant to a Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, or that were specified in the table titled "Congressionally Directed Spending" in the report accompanying this Act: *Provided further*, That \$6,864,000 of the amount appropriated under this heading shall be available for community facilities grants to tribal colleges, as authorized by section 306(a)(19) of such Act: *Provided further*, That sections 381E-H and 381N of the Consolidated Farm and Rural Development Act are not applicable to the funds made available under this heading.

#### RURAL BUSINESS—COOPERATIVE SERVICE

##### RURAL BUSINESS PROGRAM ACCOUNT

For the cost of loan guarantees and grants, for the rural business development programs authorized by section 310B and described in subsections (a), (c), (f) and (g) of section 310B of the Consolidated Farm and Rural Development Act, \$53,354,000, to remain available until expended: *Provided*, That of the amount appropriated under this heading, not to exceed \$343,000 shall be made available for one grant to a qualified national organization to provide technical assistance for rural transportation in order to promote economic development and \$8,237,000 shall be for grants to the Delta Regional Authority (7 U.S.C. 2009aa et seq.), the Northern Border Regional Commission (40 U.S.C. 15101 et seq.), the Southwest Border Regional Commission (40 U.S.C. 15301 et seq.), and the Appalachian Regional Commission (40 U.S.C. 14101 et seq.) for any Rural Community Advancement Program purpose as described in section 381E(d) of the Consolidated Farm and Rural Development Act, of which not more than 5 percent may be used for administrative expenses: *Provided further*, That \$2,746,000 of the amount appropriated under this heading shall be for business grants to benefit Federally Recognized Native American Tribes, including \$172,000 for a grant to a qualified national organization to provide technical assistance for rural transportation in order to promote economic development: *Provided further*, That sections 381E-H and 381N of the Consolidated Farm and Rural Development Act are not applicable to funds made available under this heading.

#### INTERMEDIARY RELENDING PROGRAM FUND ACCOUNT

##### (INCLUDING TRANSFER OF FUNDS)

For the principal amount of direct loans, as authorized by the Intermediary Relending Program Fund Account (7 U.S.C. 1936b), \$12,966,000.

For the cost of direct loans, \$3,935,000, as authorized by the Intermediary Relending Program Fund Account (7 U.S.C. 1936b), of which \$393,000 shall be available through June 30, 2024, for Federally Recognized Native American Tribes; and of which \$787,000 shall be available through June 30, 2024, for Mississippi Delta Region counties (as determined in accordance with Public Law 100-460): *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974.

In addition, for administrative expenses to carry out the direct loan programs, \$3,067,000 shall be paid to the appropriation for "Rural Development, Salaries and Expenses".

#### RURAL ECONOMIC DEVELOPMENT LOANS PROGRAM ACCOUNT

For the principal amount of direct loans, as authorized under section 313B(a) of the Rural Electrification Act, for the purpose of promoting rural economic development and job creation projects, \$51,481,000.

The cost of grants authorized under section 313B(a) of the Rural Electrification Act, for the purpose of promoting rural economic development and job creation projects shall not exceed \$10,296,000.

#### RURAL COOPERATIVE DEVELOPMENT GRANTS

For rural cooperative development grants authorized under section 310B(e) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932), \$19,426,000, of which \$2,402,000 shall be for cooperative agreements for the appropriate technology transfer for rural areas program: *Provided*, That not to exceed \$2,059,000 shall be for grants for cooperative development centers, individual cooperatives, or groups of cooperatives that serve socially disadvantaged groups and a majority of the boards of directors or governing boards of which are comprised of individuals who are members of socially disadvantaged groups; and of which \$10,983,000, to remain available until expended, shall be for value-added agricultural product market development grants, as authorized by section 210A of the Agricultural Marketing Act of 1946, of which \$2,059,000, to remain available until expended, shall be for Agriculture Innovation Centers authorized pursuant to section 6402 of Public Law 107-171.

#### RURAL MICROENTREPRENEUR ASSISTANCE PROGRAM

For the principal amount of direct loans as authorized by section 379E of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008s), \$13,728,000.

For the cost of loans and grants, \$4,119,000 under the same terms and conditions as authorized by section 379E of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008s).

#### RURAL ENERGY FOR AMERICA PROGRAM

For the principal amount of loan guarantees, under the same terms and conditions as authorized by section 9007 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8107), \$34,321,000.

#### HEALTHY FOOD FINANCING INITIATIVE

For the cost of loans and grants that is consistent with section 243 of subtitle D of title II of the Department of Agriculture Reorganization Act of 1994 (7 U.S.C. 6953), as added by section 4206 of the Agricultural Act of 2014, for necessary expenses of the Secretary to support projects that provide access to healthy food in underserved areas, to

create and preserve quality jobs, and to revitalize low-income communities, \$686,000, to remain available until expended: *Provided*, That such costs of loans, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974.

#### RURAL UTILITIES SERVICE

##### RURAL WATER AND WASTE DISPOSAL PROGRAM ACCOUNT

###### (INCLUDING TRANSFERS OF FUNDS)

For gross obligations for the principal amount of direct and guaranteed loans as authorized by section 306 and described in section 381E(d)(2) of the Consolidated Farm and Rural Development Act, as follows: \$604,048,000 for direct loans; and \$34,321,000 for guaranteed loans.

For the cost of direct loans, loan guarantees and grants, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, for rural water, waste water, waste disposal, and solid waste management programs authorized by sections 306, 306A, 306C, 306D, 306E, and 310B and described in sections 306C(a)(2), 306D, 306E, and 381E(d)(2) of the Consolidated Farm and Rural Development Act, \$460,971,000, to remain available until expended, of which not to exceed \$686,000 shall be available for the rural utilities program described in section 306(a)(2)(B) of such Act, and of which not to exceed \$3,432,000 shall be available for the rural utilities program described in section 306E of such Act: *Provided*, That not to exceed \$6,864,000 of the amount appropriated under this heading shall be for grants authorized by section 306A(i)(2) of the Consolidated Farm and Rural Development Act in addition to funding authorized by section 306A(i)(1) of such Act: *Provided further*, That \$48,049,000 of the amount appropriated under this heading shall be for loans and grants including water and waste disposal systems grants authorized by section 306C(a)(2)(B) and section 306D of the Consolidated Farm and Rural Development Act, and Federally Recognized Native American Tribes authorized by 306C(a)(1) of such Act, and the Department of Hawaiian Home Lands (of the State of Hawaii): *Provided further*, That funding provided for section 306D of the Consolidated Farm and Rural Development Act may be used by the State of Alaska for training and technical assistance programs and not more than 2 percent of the funding provided for section 306D of the Consolidated Farm and Rural Development Act may be used by a consortium formed pursuant to section 325 of Public Law 105-83 for training and technical assistance programs: *Provided further*, That not to exceed \$25,471,000 of the amount appropriated under this heading shall be for technical assistance grants for rural water and waste systems pursuant to section 306(a)(14) of such Act, unless the Secretary makes a determination of extreme need, of which \$5,835,000 shall be made available for a grant to a qualified nonprofit multi-State regional technical assistance organization, with experience in working with small communities on water and waste water problems, the principal purpose of such grant shall be to assist rural communities with populations of 3,300 or less, in improving the planning, financing, development, operation, and management of water and waste water systems, and of which not less than \$549,000 shall be for a qualified national Native American organization to provide technical assistance for rural water systems for tribal communities: *Provided further*, That not to

exceed \$17,160,000 of the amount appropriated under this heading shall be for contracting with qualified national organizations for a circuit rider program to provide technical assistance for rural water systems: *Provided further*, That not to exceed \$2,746,000 of the amounts made available under this heading shall be for solid waste management grants: *Provided further*, That not to exceed \$5,550,000 of the amounts appropriated under this heading shall be available as the Secretary deems appropriate for water and waste direct one percent loans for distressed communities: *Provided further*, That if the Secretary determines that any portion of the amount made available for one percent loans is not needed for such loans, the Secretary may use such amounts for grants authorized by section 306(a)(2) of the Consolidated Farm and Rural Development Act: *Provided further*, That if any funds made available for the direct loan subsidy costs remain unobligated after July 31, 2024, such unobligated balances may be used for grant programs funded under this heading: *Provided further*, That \$6,864,000 of the amount appropriated under this heading shall be transferred to, and merged with, the Rural Utilities Service, High Energy Cost Grants Account to provide grants authorized under section 19 of the Rural Electrification Act of 1936 (7 U.S.C. 918a): *Provided further*, That sections 381E-H and 381N of the Consolidated Farm and Rural Development Act are not applicable to the funds made available under this heading.

##### RURAL ELECTRIFICATION AND TELECOMMUNICATIONS LOANS PROGRAM ACCOUNT

###### (INCLUDING TRANSFER OF FUNDS)

The principal amount of loans and loan guarantees as authorized by sections 4, 305, 306, 313A, and 317 of the Rural Electrification Act of 1936 (7 U.S.C. 904, 935, 936, 940c-1, and 940g) shall be made as follows: guaranteed rural electric loans made pursuant to section 306 of that Act, \$1,487,467,000; cost of money direct loans made pursuant to sections 4, notwithstanding the one-eighth of one percent in 4(c)(2), and 317, notwithstanding 317(c), of that Act, \$2,974,249,000; guaranteed underwriting loans pursuant to section 313A of that Act, \$617,776,000; and for cost-of-money rural telecommunications loans made pursuant to section 305(d)(2) of that Act, \$473,628,000: *Provided*, That up to \$1,372,836,000 shall be used for the construction, acquisition, design, engineering or improvement of fossil-fueled electric generating plants (whether new or existing) that utilize carbon subsurface utilization and storage systems.

For the cost of direct loans as authorized by section 305(d)(2) of the Rural Electrification Act of 1936 (7 U.S.C. 935(d)(2)), including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, cost of money rural telecommunications loans, \$4,962,000.

In addition, \$7,368,000 to remain available until expended, to carry out section 6407 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8107a): *Provided*, That the energy efficiency measures supported by the funding in this paragraph shall contribute in a demonstrable way to the reduction of greenhouse gases.

In addition, for administrative expenses necessary to carry out the direct and guaranteed loan programs, \$22,837,000, which shall be paid to the appropriation for "Rural Development, Salaries and Expenses".

##### DISTANCE LEARNING, TELEMEDICINE, AND BROADBAND PROGRAM

For grants for telemedicine and distance learning services in rural areas, as authorized by 7 U.S.C. 950aaa et seq., \$43,053,000, to remain available until expended, of which up to \$1,868,000 shall be for the purposes, and in

the amounts, specified for this account in the table titled "Congressionally Directed Spending" in the report accompanying this Act: *Provided*, That \$2,059,000 shall be made available for grants authorized by section 379G of the Consolidated Farm and Rural Development Act: *Provided further*, That funding provided under this heading for grants under section 379G of the Consolidated Farm and Rural Development Act may only be provided to entities that meet all of the eligibility criteria for a consortium as established by this section.

For the cost to continue a broadband loan and grant pilot program established by section 779 of division A of the Consolidated Appropriations Act, 2018 (Public Law 115-141) under the Rural Electrification Act of 1936, as amended (7 U.S.C. 901 et seq.), \$67,269,000, to remain available until expended: *Provided*, That the Secretary may award grants described in section 601(a) of the Rural Electrification Act of 1936, as amended (7 U.S.C. 950bb(a)) for the purposes of carrying out such pilot program: *Provided further*, That the cost of direct loans shall be defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That at least 90 percent of the households to be served by a project receiving a loan or grant under the pilot program shall be in a rural area without sufficient access to broadband: *Provided further*, That for purposes of such pilot program, a rural area without sufficient access to broadband shall be defined as twenty-five megabits per second downstream and three megabits per second upstream: *Provided further*, That to the extent possible, projects receiving funds provided under the pilot program must build out service to at least one hundred megabits per second downstream, and twenty megabits per second upstream: *Provided further*, That an entity to which a loan or grant is made under the pilot program shall not use the loan or grant to overbuild or duplicate broadband service in a service area by any entity that has received a broadband loan from the Rural Utilities Service unless such service is not provided sufficient access to broadband at the minimum service threshold: *Provided further*, That not more than four percent of the funds made available in this paragraph can be used for administrative costs to carry out the pilot program and up to three percent of funds made available in this paragraph may be available for technical assistance and predevelopment planning activities to support the most rural communities: *Provided further*, That the Rural Utilities Service is directed to expedite program delivery methods that would implement this paragraph: *Provided further*, That for purposes of this paragraph, the Secretary shall adhere to the notice, reporting and service area assessment requirements set forth in section 701 of the Rural Electrification Act (7 U.S.C. 950cc).

In addition, \$24,025,000, to remain available until expended, for the Community Connect Grant Program authorized by 7 U.S.C. 950bb-3.

#### TITLE IV

##### DOMESTIC FOOD PROGRAMS

##### OFFICE OF THE UNDER SECRETARY FOR FOOD, NUTRITION, AND CONSUMER SERVICES

For necessary expenses of the Office of the Under Secretary for Food, Nutrition, and Consumer Services, \$945,000: *Provided*, That funds made available by this Act to an agency in the Food, Nutrition and Consumer Services mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

##### FOOD AND NUTRITION SERVICE CHILD NUTRITION PROGRAMS

###### (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses to carry out the Richard B. Russell National School Lunch



Act (42 U.S.C. 1751 et seq.), except section 21, and the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), except sections 17 and 21; \$21,987,952,000 to remain available through September 30, 2025, of which such sums as are made available under section 14222(b)(1) of the Food, Conservation, and Energy Act of 2008 (Public Law 110-246), as amended by this Act, shall be merged with and available for the same time period and purposes as provided herein: *Provided*, That of the total amount available, \$13,840,000 shall be available to carry out section 19 of the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.): *Provided further*, That of the total amount available, \$15,016,000 shall be available to carry out studies and evaluations and shall remain available until expended: *Provided further*, That of the total amount available, \$6,864,000 shall remain available until expended to carry out section 18(g) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769(g)): *Provided further*, That notwithstanding section 18(g)(3)(C) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769(g)(3)(c)), the total grant amount provided to a farm to school grant recipient in fiscal year 2024 shall not exceed \$343,000: *Provided further*, That of the total amount available, \$13,728,000 shall be available to provide competitive grants to State agencies for subgrants to local educational agencies and schools to purchase the equipment, with a value of greater than \$1,000, needed to serve healthier meals, improve food safety, and to help support the establishment, maintenance, or expansion of the school breakfast program: *Provided further*, That of the total amount available, \$1,373,000 shall remain available until expended to carry out activities authorized under subsections (a)(2) and (e)(2) of section 21 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769b-1(a)(2) and (e)(2)): *Provided further*, That section 26(d) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769g(d)) is amended in the first sentence by striking “2010 through 2024” and inserting “2010 through 2025”: *Provided further*, That section 9(h)(3) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1758(h)(3)) is amended in the first sentence by striking “For fiscal year 2023” and inserting “For fiscal year 2024”: *Provided further*, That section 9(h)(4) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1758(h)(4)) is amended in the first sentence by striking “For fiscal year 2023” and inserting “For fiscal year 2024”.

#### SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS, AND CHILDREN (WIC)

For necessary expenses to carry out the special supplemental nutrition program as authorized by section 17 of the Child Nutrition Act of 1966 (42 U.S.C. 1786), \$4,324,432,000, to remain available through September 30, 2025: *Provided*, That notwithstanding section 17(h)(10) of the Child Nutrition Act of 1966 (42 U.S.C. 1786(h)(10)), not less than \$61,778,000 shall be used for breastfeeding peer counselors and other related activities, and \$9,610,000 shall be used for infrastructure: *Provided further*, That the Secretary shall use funds made available under this heading to increase the amount of a cash-value voucher for women and children participants to an amount recommended by the National Academies of Science, Engineering and Medicine and adjusted for inflation: *Provided further*, That none of the funds provided in this account shall be available for the purchase of infant formula except in accordance with the cost containment and competitive bidding requirements specified in section 17 of such Act: *Provided further*, That none of the funds provided shall be available for activities that are not fully reimbursed by other Federal

Government departments or agencies unless authorized by section 17 of such Act: *Provided further*, That upon termination of a federally mandated vendor moratorium and subject to terms and conditions established by the Secretary, the Secretary may waive the requirement at 7 CFR 246.12(g)(6) at the request of a State agency.

#### SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM

For necessary expenses to carry out the Food and Nutrition Act of 2008 (7 U.S.C. 2011 et seq.), \$83,839,927,000, of which \$2,059,254,000, to remain available through September 30, 2026, shall be placed in reserve for use only in such amounts and at such times as may become necessary to carry out program operations: *Provided*, That funds provided herein shall be expended in accordance with section 16 of the Food and Nutrition Act of 2008: *Provided further*, That of the funds made available under this heading, \$685,000 may be used to provide nutrition education services to State agencies and Federally Recognized Tribes participating in the Food Distribution Program on Indian Reservations: *Provided further*, That of the funds made available under this heading, \$3,432,000, to remain available until September 30, 2025, shall be used to carry out section 4003(b) of Public Law 115-334 relating to demonstration projects for tribal organizations: *Provided further*, That of the funds made available under this heading, \$2,059,000 shall be used to carry out section 4208 of Public Law 115-334: *Provided further*, That this appropriation shall be subject to any work registration or workforce requirements as may be required by law: *Provided further*, That funds made available for Employment and Training under this heading shall remain available through September 30, 2025: *Provided further*, That funds made available under this heading for section 28(d)(1), section 4(b), and section 27(a) of the Food and Nutrition Act of 2008 shall remain available through September 30, 2025: *Provided further*, That none of the funds made available under this heading may be obligated or expended in contravention of section 213A of the Immigration and Nationality Act (8 U.S.C. 1183A): *Provided further*, That funds made available under this heading may be used to enter into contracts and employ staff to conduct studies, evaluations, or to conduct activities related to program integrity provided that such activities are authorized by the Food and Nutrition Act of 2008.

#### COMMODITY ASSISTANCE PROGRAM

For necessary expenses to carry out disaster assistance and the Commodity Supplemental Food Program as authorized by section 4(a) of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c note); the Emergency Food Assistance Act of 1983; special assistance for the nuclear affected islands, as authorized by section 103(f)(2) of the Compact of Free Association Amendments Act of 2003 (Public Law 108-188); and the Farmers' Market Nutrition Program, as authorized by section 17(m) of the Child Nutrition Act of 1966, \$343,943,000, to remain available through September 30, 2025: *Provided*, That none of these funds shall be available to reimburse the Commodity Credit Corporation for commodities donated to the program: *Provided further*, That notwithstanding any other provision of law, effective with funds made available in fiscal year 2024 to support the Seniors Farmers' Market Nutrition Program, as authorized by section 4402 of the Farm Security and Rural Investment Act of 2002, such funds shall remain available through September 30, 2025: *Provided further*, That of the funds made available under section 27(a) of the Food and Nutrition Act of 2008 (7 U.S.C. 2036(a)), the Secretary may use

up to 20 percent for costs associated with the distribution of commodities.

#### NUTRITION PROGRAMS ADMINISTRATION

For necessary administrative expenses of the Food and Nutrition Service for carrying out any domestic nutrition assistance program, \$126,540,000: *Provided*, That of the funds provided herein, \$1,373,000 shall be used for the purposes of section 4404 of Public Law 107-171, as amended by section 4401 of Public Law 110-246.

#### TITLE V

#### FOREIGN ASSISTANCE AND RELATED PROGRAMS

##### OFFICE OF THE UNDER SECRETARY FOR TRADE AND FOREIGN AGRICULTURAL AFFAIRS

For necessary expenses of the Office of the Under Secretary for Trade and Foreign Agricultural Affairs, \$640,000: *Provided*, That funds made available by this Act to any agency in the Trade and Foreign Agricultural Affairs mission area for salaries and expenses are available to fund up to one administrative support staff for the Office.

##### OFFICE OF CODEX ALIMENTARIUS

For necessary expenses of the Office of Codex Alimentarius, \$3,379,000, including not to exceed \$27,000 for official reception and representation expenses.

##### FOREIGN AGRICULTURAL SERVICE

##### SALARIES AND EXPENSES

##### (INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Foreign Agricultural Service, including not to exceed \$172,000 for representation allowances and for expenses pursuant to section 8 of the Act approved August 3, 1956 (7 U.S.C. 1766), \$162,908,000, of which no more than 6 percent shall remain available until September 30, 2025, for overseas operations to include the payment of locally employed staff: *Provided*, That the Service may utilize advances of funds, or reimburse this appropriation for expenditures made on behalf of Federal agencies, public and private organizations and institutions under agreements executed pursuant to the agricultural food production assistance programs (7 U.S.C. 1737) and the foreign assistance programs of the United States Agency for International Development: *Provided further*, That funds made available for middle-income country training programs, funds made available for the Borlaug International Agricultural Science and Technology Fellowship program, and up to \$1,373,000 of the Foreign Agricultural Service appropriation solely for the purpose of offsetting fluctuations in international currency exchange rates, subject to documentation by the Foreign Agricultural Service, shall remain available until expended.

##### FOOD FOR PEACE TITLE II GRANTS

For expenses during the current fiscal year, not otherwise recoverable, and unrecovered prior years' costs, including interest thereon, under the Food for Peace Act (Public Law 83-480), for commodities supplied in connection with dispositions abroad under title II of said Act, \$1,235,552,000, to remain available until expended.

##### MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION AND CHILD NUTRITION PROGRAM GRANTS

For necessary expenses to carry out the provisions of section 3107 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1736o-1), \$170,459,000, to remain available until expended: *Provided*, That the Commodity Credit Corporation is authorized to provide the services, facilities, and authorities for the purpose of implementing such section, subject to reimbursement from amounts provided herein: *Provided further*, That of the amount made available under

this heading, not more than 10 percent, but not less than \$17,023,000, shall remain available until expended to purchase agricultural commodities as described in subsection 3107(a)(2) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1736o–1(a)(2)).

COMMODITY CREDIT CORPORATION EXPORT  
(LOANS) CREDIT GUARANTEE PROGRAM ACCOUNT  
(INCLUDING TRANSFERS OF FUNDS)

For administrative expenses to carry out the Commodity Credit Corporation's Export Guarantee Program, GSM 102 and GSM 103, \$4,162,000, to cover common overhead expenses as permitted by section 11 of the Commodity Credit Corporation Charter Act and in conformity with the Federal Credit Reform Act of 1990, which shall be transferred to and merged with the appropriation for "Foreign Agricultural Service, Salaries and Expenses".

TITLE VI  
RELATED AGENCY AND FOOD AND DRUG  
ADMINISTRATION  
DEPARTMENT OF HEALTH AND HUMAN  
SERVICES  
FOOD AND DRUG ADMINISTRATION  
SALARIES AND EXPENSES  
(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Food and Drug Administration, including hire and purchase of passenger motor vehicles; for payment of space rental and related costs pursuant to Public Law 92–313 for programs and activities of the Food and Drug Administration which are included in this Act; for rental of special purpose space in the District of Columbia or elsewhere; in addition to amounts appropriated to the FDA Innovation Account, for carrying out the activities described in section 1002(b)(4) of the 21st Century Cures Act (Public Law 114–255); for miscellaneous and emergency expenses of enforcement activities, authorized and approved by the Secretary and to be accounted for solely on the Secretary's certificate, not to exceed \$17,000; and notwithstanding section 521 of Public Law 107–188; \$4,547,539,000: *Provided*, That of the amount provided under this heading, \$917,415,000 shall be derived from prescription drug user fees authorized by 21 U.S.C. 379h, and shall be credited to this account and remain available until expended; \$227,392,000 shall be derived from medical device user fees authorized by 21 U.S.C. 379j, and shall be credited to this account and remain available until expended; \$407,835,000 shall be derived from human generic drug user fees authorized by 21 U.S.C. 379j–42, and shall be credited to this account and remain available until expended; \$29,126,000 shall be derived from biosimilar biological product user fees authorized by 21 U.S.C. 379j–52, and shall be credited to this account and remain available until expended; \$22,995,000 shall be derived from animal drug user fees authorized by 21 U.S.C. 379j–12, and shall be credited to this account and remain available until expended; \$17,160,000 shall be derived from generic new animal drug user fees authorized by 21 U.S.C. 379j–21, and shall be credited to this account and remain available until expended; \$488,730,000 shall be derived from tobacco product user fees authorized by 21 U.S.C. 387s, and shall be credited to this account and remain available until expended: *Provided further*, That in addition to and notwithstanding any other provision under this heading, amounts collected for prescription drug user fees, medical device user fees, human generic drug user fees, biosimilar biological product user fees, animal drug user fees, and generic new animal drug user fees that exceed the respective fiscal year 2024 limitations are appropriated and shall be

credited to this account and remain available until expended: *Provided further*, That fees derived from prescription drug, medical device, human generic drug, biosimilar biological product, animal drug, and generic new animal drug assessments for fiscal year 2024, including any such fees collected prior to fiscal year 2024 but credited for fiscal year 2024, shall be subject to the fiscal year 2024 limitations: *Provided further*, That the Secretary may accept payment during fiscal year 2024 of user fees specified under this heading and authorized for fiscal year 2025, prior to the due date for such fees, and that amounts of such fees assessed for fiscal year 2025 for which the Secretary accepts payment in fiscal year 2024 shall not be included in amounts under this heading: *Provided further*, That none of these funds shall be used to develop, establish, or operate any program of user fees authorized by 31 U.S.C. 9701: *Provided further*, That of the total amount appropriated: (1) \$822,509,000 shall be for the Center for Food Safety and Applied Nutrition and related field activities in the Office of Regulatory Affairs, of which not less than \$10,296,000 shall be used for inspections of foreign seafood manufacturers and field examinations of imported seafood; (2) \$1,596,749,000 shall be for the Center for Drug Evaluation and Research and related field activities in the Office of Regulatory Affairs, of which not less than \$6,864,000 shall be for pilots to increase unannounced foreign inspections and shall remain available until expended; (3) \$341,630,000 shall be for the Center for Biologics Evaluation and Research and for related field activities in the Office of Regulatory Affairs; (4) \$196,750,000 shall be for the Center for Veterinary Medicine and for related field activities in the Office of Regulatory Affairs; (5) \$507,636,000 shall be for the Center for Devices and Radiological Health and for related field activities in the Office of Regulatory Affairs; (6) \$53,121,000 shall be for the National Center for Toxicological Research; (7) \$466,740,000 shall be for the Center for Tobacco Products and for related field activities in the Office of Regulatory Affairs; (8) \$149,198,000 shall be for Rent and Related activities, of which \$38,722,000 is for White Oak Consolidation, other than the amounts paid to the General Services Administration for rent; (9) \$167,889,000 shall be for payments to the General Services Administration for rent; and (10) \$245,318,000 shall be for other activities, including the Office of the Commissioner of Food and Drugs, the Office of Food Policy and Response, the Office of Operations, the Office of the Chief Scientist, and central services for these offices: *Provided further*, That not to exceed \$17,000 of this amount shall be for official reception and representation expenses, not otherwise provided for, as determined by the Commissioner: *Provided further*, That any transfer of funds pursuant to, and for the administration of, section 770(n) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 379dd(n)) shall only be from amounts made available under this heading for other activities and shall not exceed \$1,373,000: *Provided further*, That of the amounts that are made available under this heading for "other activities", and that are not derived from user fees, \$1,030,000 shall be transferred to and merged with the appropriation for "Department of Health and Human Services—Office of Inspector General" for oversight of the programs and operations of the Food and Drug Administration and shall be in addition to funds otherwise made available for oversight of the Food and Drug Administration: *Provided further*, That funds may be transferred from one specified activity to another with the prior approval of the Committees on Appropriations of both Houses of Congress.

In addition, mammography user fees authorized by 42 U.S.C. 263b, export certifi-

cation user fees authorized by 21 U.S.C. 381, priority review user fees authorized by 21 U.S.C. 360n and 360ff, food and feed recall fees, food reinspection fees, and voluntary qualified importer program fees authorized by 21 U.S.C. 379j–31, outsourcing facility fees authorized by 21 U.S.C. 379j–62, prescription drug wholesale distributor licensing and inspection fees authorized by 21 U.S.C. 353(e)(3), third-party logistics provider licensing and inspection fees authorized by 21 U.S.C. 360eee–3(c)(1), third-party auditor fees authorized by 21 U.S.C. 384d(c)(8), medical countermeasure priority review voucher user fees authorized by 21 U.S.C. 360bbb–4a, and fees relating to over-the-counter monograph drugs authorized by 21 U.S.C. 379j–72 shall be credited to this account, to remain available until expended.

BUILDINGS AND FACILITIES

For plans, construction, repair, improvement, extension, alteration, demolition, and purchase of fixed equipment or facilities of or used by the Food and Drug Administration, where not otherwise provided, \$8,778,000, to remain available until expended.

FDA INNOVATION ACCOUNT, CURES ACT  
(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out the purposes described under section 1002(b)(4) of the 21st Century Cures Act, in addition to amounts available for such purposes under the heading "Salaries and Expenses", \$34,321,000, to remain available until expended: *Provided*, That amounts appropriated in this paragraph are appropriated pursuant to section 1002(b)(3) of the 21st Century Cures Act, are to be derived from amounts transferred under section 1002(b)(2)(A) of such Act, and may be transferred by the Commissioner of Food and Drugs to the appropriation for "Department of Health and Human Services Food and Drug Administration Salaries and Expenses" solely for the purposes provided in such Act: *Provided further*, That upon a determination by the Commissioner that funds transferred pursuant to the previous proviso are not necessary for the purposes provided, such amounts may be transferred back to the account: *Provided further*, That such transfer authority is in addition to any other transfer authority provided by law.

INDEPENDENT AGENCY

FARM CREDIT ADMINISTRATION

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed \$64,729,000 (from assessments collected from farm credit institutions, including the Federal Agricultural Mortgage Corporation) shall be obligated during the current fiscal year for administrative expenses as authorized under 12 U.S.C. 2249: *Provided*, That this limitation shall not apply to expenses associated with receiverships: *Provided further*, That the agency may exceed this limitation by up to 10 percent with notification to the Committees on Appropriations of both Houses of Congress: *Provided further*, That the purposes of section 3.7(b)(2)(A)(i) of the Farm Credit Act of 1971 (12 U.S.C. 2128(b)(2)(A)(i)), the Farm Credit Administration may exempt, an amount in its sole discretion, from the application of the limitation provided in that clause of export loans described in the clause guaranteed or insured in a manner other than described in subclause (II) of the clause.

TITLE VII

GENERAL PROVISIONS

(INCLUDING RESCISSIONS AND TRANSFERS OF FUNDS)

SEC. 701. The Secretary may use any appropriations made available to the Department of Agriculture in this Act to purchase new

passenger motor vehicles, in addition to specific appropriations for this purpose, so long as the total number of vehicles purchased in fiscal year 2024 does not exceed the number of vehicles owned or leased in fiscal year 2018: *Provided*, That, prior to purchasing additional motor vehicles, the Secretary must determine that such vehicles are necessary for transportation safety, to reduce operational costs, and for the protection of life, property, and public safety: *Provided further*, That the Secretary may not increase the Department of Agriculture's fleet above the 2018 level unless the Secretary notifies in writing, and receives approval from, the Committees on Appropriations of both Houses of Congress within 30 days of the notification.

SEC. 702. Notwithstanding any other provision of this Act, the Secretary of Agriculture may transfer unobligated balances of discretionary funds appropriated by this Act or any other available unobligated discretionary balances that are remaining available of the Department of Agriculture to the Working Capital Fund for the acquisition of property, plant and equipment and for the improvement, delivery, and implementation of Department financial, and administrative information technology services, and other support systems necessary for the delivery of financial, administrative, and information technology services, including cloud adoption and migration, of primary benefit to the agencies of the Department of Agriculture, such transferred funds to remain available until expended: *Provided*, That none of the funds made available by this Act or any other Act shall be transferred to the Working Capital Fund without the prior approval of the agency administrator: *Provided further*, That none of the funds transferred to the Working Capital Fund pursuant to this section shall be available for obligation without written notification to and the prior approval of the Committees on Appropriations of both Houses of Congress: *Provided further*, That none of the funds appropriated by this Act or made available to the Department's Working Capital Fund shall be available for obligation or expenditure to make any changes to the Department's National Finance Center without written notification to and prior approval of the Committees on Appropriations of both Houses of Congress as required by section 716 of this Act: *Provided further*, That none of the funds appropriated by this Act or made available to the Department's Working Capital Fund shall be available for obligation or expenditure to initiate, plan, develop, implement, or make any changes to remove or relocate any systems, missions, personnel, or functions of the offices of the Chief Financial Officer and the Chief Information Officer, co-located with or from the National Finance Center prior to written notification to and prior approval of the Committee on Appropriations of both Houses of Congress and in accordance with the requirements of section 716 of this Act: *Provided further*, That the National Finance Center Information Technology Services Division personnel and data center management responsibilities, and control of any functions, missions, and systems for current and future human resources management and integrated personnel and payroll systems (PPS) and functions provided by the Chief Financial Officer and the Chief Information Officer shall remain in the National Finance Center and under the management responsibility and administrative control of the National Finance Center: *Provided further*, That the Secretary of Agriculture and the offices of the Chief Financial Officer shall actively market to existing and new Departments and other government agencies National Finance Center shared services in-

cluding, but not limited to, payroll, financial management, and human capital shared services and allow the National Finance Center to perform technology upgrades: *Provided further*, That of annual income amounts in the Working Capital Fund of the Department of Agriculture attributable to the amounts in excess of the true costs of the shared services provided by the National Finance Center and budgeted for the National Finance Center, the Secretary shall reserve not more than 4 percent for the replacement or acquisition of capital equipment, including equipment for the improvement, delivery, and implementation of financial, administrative, and information technology services, and other systems of the National Finance Center or to pay any unforeseen, extraordinary cost of the National Finance Center: *Provided further*, That none of the amounts reserved shall be available for obligation unless the Secretary submits written notification of the obligation to the Committees on Appropriations of both Houses of Congress: *Provided further*, That the limitations on the obligation of funds pending notification to Congressional Committees shall not apply to any obligation that, as determined by the Secretary, is necessary to respond to a declared state of emergency that significantly impacts the operations of the National Finance Center; or to evacuate employees of the National Finance Center to a safe haven to continue operations of the National Finance Center.

SEC. 703. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 704. No funds appropriated by this Act may be used to pay negotiated indirect cost rates on cooperative agreements or similar arrangements between the United States Department of Agriculture and nonprofit institutions in excess of 10 percent of the total direct cost of the agreement when the purpose of such cooperative arrangements is to carry out programs of mutual interest between the two parties. This does not preclude appropriate payment of indirect costs on grants and contracts with such institutions when such indirect costs are computed on a similar basis for all agencies for which appropriations are provided in this Act.

SEC. 705. Appropriations to the Department of Agriculture for the cost of direct and guaranteed loans made available in the current fiscal year shall remain available until expended to disburse obligations made in the current fiscal year for the following accounts: the Rural Development Loan Fund program account, the Rural Electrification and Telecommunication Loans program account, and the Rural Housing Insurance Fund program account.

SEC. 706. None of the funds made available to the Department of Agriculture by this Act may be used to acquire new information technology systems or significant upgrades, as determined by the Office of the Chief Information Officer, without the approval of the Chief Information Officer and the concurrence of the Executive Information Technology Investment Review Board: *Provided*, That notwithstanding any other provision of law, none of the funds appropriated or otherwise made available by this Act may be transferred to the Office of the Chief Information Officer without written notification to and the prior approval of the Committees on Appropriations of both Houses of Congress: *Provided further*, That notwithstanding section 11319 of title 40, United States Code, none of the funds available to the Department of Agriculture for information technology shall be obligated for projects, contracts, or other agreements over \$17,000 prior to receipt of written approval by the Chief

Information Officer: *Provided further*, That the Chief Information Officer may authorize an agency to obligate funds without written approval from the Chief Information Officer for projects, contracts, or other agreements up to \$172,000 based upon the performance of an agency measured against the performance plan requirements described in the explanatory statement accompanying Public Law 113-235.

SEC. 707. Funds made available under section 524(b) of the Federal Crop Insurance Act (7 U.S.C. 1524(b)) in the current fiscal year shall remain available until expended to disburse obligations made in the current fiscal year.

SEC. 708. Notwithstanding any other provision of law, any former Rural Utilities Service borrower that has repaid or prepaid an insured, direct or guaranteed loan under the Rural Electrification Act of 1936, or any not-for-profit utility that is eligible to receive an insured or direct loan under such Act, shall be eligible for assistance under section 313B(a) of such Act in the same manner as a borrower under such Act.

SEC. 709. Except as otherwise specifically provided by law, not more than \$13,728,000 in unobligated balances from appropriations made available for salaries and expenses in this Act for the Farm Service Agency shall remain available through September 30, 2025, for information technology expenses.

SEC. 710. None of the funds appropriated or otherwise made available by this Act may be used for first-class travel by the employees of agencies funded by this Act in contravention of sections 301-10.122 through 301-10.124 of title 41, Code of Federal Regulations.

SEC. 711. In the case of each program established or amended by the Agricultural Act of 2014 (Public Law 113-79) or by a successor to that Act, other than by title I or subtitle A of title III of such Act, or programs for which indefinite amounts were provided in that Act, that is authorized or required to be carried out using funds of the Commodity Credit Corporation—

(1) such funds shall be available for salaries and related administrative expenses, including technical assistance, associated with the implementation of the program, without regard to the limitation on the total amount of allotments and fund transfers contained in section 11 of the Commodity Credit Corporation Charter Act (15 U.S.C. 714i); and

(2) the use of such funds for such purpose shall not be considered to be a fund transfer or allotment for purposes of applying the limitation on the total amount of allotments and fund transfers contained in such section.

SEC. 712. Of the funds made available by this Act, not more than \$1,991,000 shall be used to cover necessary expenses of activities related to all advisory committees, panels, commissions, and task forces of the Department of Agriculture, except for panels used to comply with negotiated rule makings and panels used to evaluate competitively awarded grants.

SEC. 713. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

SEC. 714. Notwithstanding subsection (b) of section 14222 of Public Law 110-246 (7 U.S.C. 612c-6; in this section referred to as "section 14222"), none of the funds appropriated or otherwise made available by this or any other Act shall be used to pay the salaries and expenses of personnel to carry out a program under section 32 of the Act of August

24, 1935 (7 U.S.C. 612c; in this section referred to as “section 32”) in excess of \$1,080,192,000 (exclusive of carryover appropriations from prior fiscal years), as follows: Child Nutrition Programs Entitlement Commodities—\$332,913,000; State Option Contracts—\$3,432,000; Removal of Defective Commodities—\$1,716,000; Administration of section 32 Commodity Purchases—\$25,520,000: *Provided*, That, of the total funds made available in the matter preceding this proviso that remain unobligated on October 1, 2024, such unobligated balances shall carryover into fiscal year 2025 and shall remain available until expended for any of the purposes of section 32, except that any such carryover funds used in accordance with clause (3) of section 32 may not exceed \$240,246,000 and may not be obligated until the Secretary of Agriculture provides written notification of the expenditures to the Committees on Appropriations of both Houses of Congress at least two weeks in advance: *Provided further*, That, with the exception of any available carryover funds authorized in any prior appropriations Act to be used for the purposes of clause (3) of section 32, none of the funds appropriated or otherwise made available by this or any other Act shall be used to pay the salaries or expenses of any employee of the Department of Agriculture to carry out clause (3) of section 32.

SEC. 715. None of the funds appropriated by this or any other Act shall be used to pay the salaries and expenses of personnel who prepare or submit appropriations language as part of the President's budget submission to the Congress for programs under the jurisdiction of the Appropriations Subcommittees on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies that assumes revenues or reflects a reduction from the previous year due to user fees proposals that have not been enacted into law prior to the submission of the budget unless such budget submission identifies which additional spending reductions should occur in the event the user fees proposals are not enacted prior to the date of the convening of a committee of conference for the fiscal year 2024 appropriations Act.

SEC. 716. (a) None of the funds provided by this Act, or provided by previous appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in the current fiscal year, or provided from any accounts in the Treasury derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming, transfer of funds, or reimbursements as authorized by the Economy Act, or in the case of the Department of Agriculture, through use of the authority provided by section 702(b) of the Department of Agriculture Organic Act of 1944 (7 U.S.C. 2257) or section 8 of Public Law 89-106 (7 U.S.C. 2263), that—

- (1) creates new programs;
  - (2) eliminates a program, project, or activity;
  - (3) increases funds or personnel by any means for any project or activity for which funds have been denied or restricted;
  - (4) relocates an office or employees;
  - (5) reorganizes offices, programs, or activities; or
  - (6) contracts out or privatizes any functions or activities presently performed by Federal employees;
- unless the Secretary of Agriculture or the Secretary of Health and Human Services (as the case may be) notifies in writing and receives approval from the Committees on Appropriations of both Houses of Congress at least 30 days in advance of the reprogramming of such funds or the use of such authority.

(b) None of the funds provided by this Act, or provided by previous Appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in the current fiscal year, or provided from any accounts in the Treasury derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditure for activities, programs, or projects through a reprogramming or use of the authorities referred to in subsection (a) involving funds in excess of \$343,000 or 10 percent, whichever is less, that—

- (1) augments existing programs, projects, or activities;
  - (2) reduces by 10 percent funding for any existing program, project, or activity, or numbers of personnel by 10 percent as approved by Congress; or
  - (3) results from any general savings from a reduction in personnel which would result in a change in existing programs, activities, or projects as approved by Congress;
- unless the Secretary of Agriculture or the Secretary of Health and Human Services (as the case may be) notifies in writing and receives approval from the Committees on Appropriations of both Houses of Congress at least 30 days in advance of the reprogramming or transfer of such funds or the use of such authority.

(c) The Secretary of Agriculture or the Secretary of Health and Human Services shall notify in writing and receive approval from the Committees on Appropriations of both Houses of Congress before implementing any program or activity not carried out during the previous fiscal year unless the program or activity is funded by this Act or specifically funded by any other Act.

(d) None of the funds provided by this Act, or provided by previous Appropriations Acts to the agencies funded by this Act that remain available for obligation or expenditure in the current fiscal year, or provided from any accounts in the Treasury derived by the collection of fees available to the agencies funded by this Act, shall be available for—

- (1) modifying major capital investments funding levels, including information technology systems, that involves increasing or decreasing funds in the current fiscal year for the individual investment in excess of \$343,000 or 10 percent of the total cost, whichever is less;

(2) realigning or reorganizing new, current, or vacant positions or agency activities or functions to establish a center, office, branch, or similar entity with ten or more personnel; or

(3) carrying out activities or functions that were not described in the budget request; unless the agencies funded by this Act notify, in writing, the Committees on Appropriations of both Houses of Congress at least 30 days in advance of using the funds for these purposes.

(e) As described in this section, no funds may be used for any activities unless the Secretary of Agriculture or the Secretary of Health and Human Services receives from the Committee on Appropriations of both Houses of Congress written or electronic mail confirmation of receipt of the notification as required in this section.

SEC. 717. Notwithstanding section 310B(g)(5) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932(g)(5)), the Secretary may assess a one-time fee for any guaranteed business and industry loan in an amount that does not exceed 4 percent of the guaranteed principal portion of the loan.

SEC. 718. None of the funds appropriated or otherwise made available to the Department of Agriculture, the Food and Drug Administration or the Farm Credit Administration

shall be used to transmit or otherwise make available reports, questions, or responses to questions that are a result of information requested for the appropriations hearing process to any non-Department of Agriculture, non-Department of Health and Human Services, or non-Farm Credit Administration employee.

SEC. 719. Unless otherwise authorized by existing law, none of the funds provided in this Act, may be used by an executive branch agency to produce any prepackaged news story intended for broadcast or distribution in the United States unless the story includes a clear notification within the text or audio of the prepackaged news story that the prepackaged news story was prepared or funded by that executive branch agency.

SEC. 720. No employee of the Department of Agriculture may be detailed or assigned from an agency or office funded by this Act or any other Act to any other agency or office of the Department for more than 60 days in a fiscal year unless the individual's employing agency or office is fully reimbursed by the receiving agency or office for the salary and expenses of the employee for the period of assignment.

SEC. 721. Not later than 30 days after the date of enactment of this Act, the Secretary of Agriculture, the Commissioner of the Food and Drug Administration and the Chairman of the Farm Credit Administration shall submit to the Committees on Appropriations of both Houses of Congress a detailed spending plan by program, project, and activity for all the funds made available under this Act including appropriated user fees, as defined in the report accompanying this Act.

SEC. 722. None of the funds made available by this Act may be used to propose, promulgate, or implement any rule, or take any other action with respect to, allowing or requiring information intended for a prescribing health care professional, in the case of a drug or biological product subject to section 503(b)(1) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 353(b)(1)), to be distributed to such professional electronically (in lieu of in paper form) unless and until a Federal law is enacted to allow or require such distribution.

SEC. 723. For the purposes of determining eligibility or level of program assistance for Rural Housing Service programs the Secretary shall not include incarcerated prison populations.

SEC. 724. For loans and loan guarantees that do not require budget authority and the program level has been established in this Act, the Secretary of Agriculture may increase the program level for such loans and loan guarantees by not more than 25 percent: *Provided*, That prior to the Secretary implementing such an increase, the Secretary notifies, in writing, the Committees on Appropriations of both Houses of Congress at least 15 days in advance.

SEC. 725. None of the credit card refunds or rebates transferred to the Working Capital Fund pursuant to section 729 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2002 (7 U.S.C. 2235a; Public Law 107-76) shall be available for obligation without written notification to, and the prior approval of, the Committees on Appropriations of both Houses of Congress: *Provided*, That the refunds or rebates so transferred shall be available for obligation only for the acquisition of property, plant and equipment, including equipment for the improvement, delivery, and implementation of Departmental financial management, information technology, and other support systems necessary for the delivery of financial, administrative, and information technology

services, including cloud adoption and migration, of primary benefit to the agencies of the Department of Agriculture.

SEC. 726. None of the funds made available by this Act may be used to implement, administer, or enforce the “variety” requirements of the final rule entitled “Enhancing Retailer Standards in the Supplemental Nutrition Assistance Program (SNAP)” published by the Department of Agriculture in the Federal Register on December 15, 2016 (81 Fed. Reg. 90675) until the Secretary of Agriculture amends the definition of the term “variety” as defined in section 278.1(b)(1)(ii)(C) of title 7, Code of Federal Regulations, and “variety” as applied in the definition of the term “staple food” as defined in section 271.2 of title 7, Code of Federal Regulations, to increase the number of items that qualify as acceptable varieties in each staple food category so that the total number of such items in each staple food category exceeds the number of such items in each staple food category included in the final rule as published on December 15, 2016: *Provided*, That until the Secretary promulgates such regulatory amendments, the Secretary shall apply the requirements regarding acceptable varieties and breadth of stock to Supplemental Nutrition Assistance Program retailers that were in effect on the day before the date of the enactment of the Agricultural Act of 2014 (Public Law 113-79).

SEC. 727. In carrying out subsection (h) of section 502 of the Housing Act of 1949 (42 U.S.C. 1472), the Secretary of Agriculture shall have the same authority with respect to loans guaranteed under such section and eligible lenders for such loans as the Secretary has under subsections (h) and (j) of section 538 of such Act (42 U.S.C. 1490p-2) with respect to loans guaranteed under such section 538 and eligible lenders for such loans.

SEC. 728. None of the funds appropriated or otherwise made available by this Act shall be available for the United States Department of Agriculture to propose, finalize or implement any regulation that would promulgate new user fees pursuant to 31 U.S.C. 9701 after the date of the enactment of this Act.

SEC. 729. Of the unobligated balances from amounts made available for the Broadband Treasury Rate Loan program, authorized in section 601 of the Rural Electrification Act of 1936 (7 U.S.C. 950bb), \$6,285,000 are hereby permanently cancelled: *Provided*, That no amounts shall be cancelled from amounts that were designated by the Congress as an emergency or disaster relief requirement pursuant to the concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 730. Notwithstanding any provision of law that regulates the calculation and payment of overtime and holiday pay for FSIS inspectors, the Secretary may charge establishments subject to the inspection requirements of the Poultry Products Inspection Act, 21 U.S.C. 451 et seq., the Federal Meat Inspection Act, 21 U.S.C. 601 et seq., and the Egg Products Inspection Act, 21 U.S.C. 1031 et seq., for the cost of inspection services provided outside of an establishment’s approved inspection shifts, and for inspection services provided on Federal holidays: *Provided*, That any sums charged pursuant to this paragraph shall be deemed as overtime pay or holiday pay under section 1001(d) of the American Rescue Plan Act of 2021 (Public Law 117-2, 135 Stat. 242): *Provided further*, That sums received by the Secretary under this paragraph shall, in addition to other available funds, remain available until expended to the Secretary without further appropriation for the purpose of funding all costs associated with FSIS inspections.

SEC. 731. (a) The Secretary of Agriculture shall—

(1) conduct audits in a manner that evaluates the following factors in the country or region being audited, as applicable—

- (A) veterinary control and oversight;
- (B) disease history and vaccination practices;
- (C) livestock demographics and traceability;
- (D) epidemiological separation from potential sources of infection;
- (E) surveillance practices;
- (F) diagnostic laboratory capabilities; and
- (G) emergency preparedness and response; and

(2) promptly make publicly available the final reports of any audits or reviews conducted pursuant to paragraph (1).

(b) This section shall be applied in a manner consistent with United States obligations under its international trade agreements.

SEC. 732. Of the unobligated balances from amounts made available in prior Acts for the rural housing voucher program authorized by section 542 of the Housing Act of 1949, (42 U.S.C. 1471 et seq.), as amended, \$2,059,000 are hereby permanently cancelled: *Provided*, That no amounts shall be cancelled from amounts that were designated by the Congress as an emergency or disaster relief requirement pursuant to the concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 733. Of the unobligated balances from amounts made available in prior Acts under the heading “Rural Cooperative Development Grants” for Agriculture Innovation Centers authorized by section 6402 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1632b), as amended, \$5,491,000 are hereby permanently cancelled: *Provided*, That no amounts shall be cancelled from amounts that were designated by the Congress as an emergency or disaster relief requirement pursuant to the concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 734. (a)(1) No Federal funds made available for this fiscal year for the rural water, waste water, waste disposal, and solid waste management programs authorized by sections 306, 306A, 306C, 306D, 306E, and 310B of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926 et seq.) shall be used for a project for the construction, alteration, maintenance, or repair of a public water or wastewater system unless all of the iron and steel products used in the project are produced in the United States.

(2) In this section, the term “iron and steel products” means the following products made primarily of iron or steel: lined or unlined pipes and fittings, manhole covers and other municipal castings, hydrants, tanks, flanges, pipe clamps and restraints, valves, structural steel, reinforced precast concrete, and construction materials.

(b) Subsection (a) shall not apply in any case or category of cases in which the Secretary of Agriculture (in this section referred to as the “Secretary”) or the designee of the Secretary finds that—

- (1) applying subsection (a) would be inconsistent with the public interest;
- (2) iron and steel products are not produced in the United States in sufficient and reasonably available quantities or of a satisfactory quality; or
- (3) inclusion of iron and steel products produced in the United States will increase the cost of the overall project by more than 25 percent.

(c) If the Secretary or the designee receives a request for a waiver under this section, the Secretary or the designee shall make available to the public on an informal

basis a copy of the request and information available to the Secretary or the designee concerning the request, and shall allow for informal public input on the request for at least 15 days prior to making a finding based on the request. The Secretary or the designee shall make the request and accompanying information available by electronic means, including on the official public Internet Web site of the Department.

(d) This section shall be applied in a manner consistent with United States obligations under international agreements.

(e) The Secretary may retain up to 0.25 percent of the funds appropriated in this Act for “Rural Utilities Service—Rural Water and Waste Disposal Program Account” for carrying out the provisions described in subsection (a)(1) for management and oversight of the requirements of this section.

(f) Subsection (a) shall not apply with respect to a project for which the engineering plans and specifications include use of iron and steel products otherwise prohibited by such subsection if the plans and specifications have received required approvals from State agencies prior to the date of enactment of this Act.

(g) For purposes of this section, the terms “United States” and “State” shall include each of the several States, the District of Columbia, and each Federally recognized Indian Tribe.

SEC. 735. None of the funds appropriated by this Act may be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before Congress, other than to communicate to Members of Congress as described in 18 U.S.C. 1913.

SEC. 736. Of the total amounts made available by this Act for direct loans and grants under the following headings: “Rural Housing Service—Rural Housing Insurance Fund Program Account”; “Rural Housing Service—Mutual and Self-Help Housing Grants”; “Rural Housing Service—Rural Housing Assistance Grants”; “Rural Housing Service—Rural Community Facilities Program Account”; “Rural Business-Cooperative Service—Rural Business Program Account”; “Rural Business-Cooperative Service—Rural Economic Development Loans Program Account”; “Rural Business-Cooperative Service—Rural Cooperative Development Grants”; “Rural Business-Cooperative Service—Rural Microentrepreneur Assistance Program”; “Rural Utilities Service—Rural Water and Waste Disposal Program Account”; “Rural Utilities Service—Rural Electrification and Telecommunications Loans Program Account”; and “Rural Utilities Service—Distance Learning, Telemedicine, and Broadband Program”, to the maximum extent feasible, at least 10 percent of the funds shall be allocated for assistance in persistent poverty counties under this section, including, notwithstanding any other provision regarding population limits, any county seat of such a persistent poverty county that has a population that does not exceed the authorized population limit by more than 10 percent: *Provided*, That for purposes of this section, the term “persistent poverty counties” means any county that has had 20 percent or more of its population living in poverty over the past 30 years, as measured by the 1990 and 2000 decennial censuses, and 2007–2011 American Community Survey 5-year average, or any territory or possession of the United States: *Provided further*, That with respect to specific activities for which program levels have been made available by this Act that are not supported by budget authority, the requirements of this section shall be applied to such program level.

SEC. 737. None of the funds made available by this Act may be used to notify a sponsor

or otherwise acknowledge receipt of a submission for an exemption for investigational use of a drug or biological product under section 505(i) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(i)) or section 351(a)(3) of the Public Health Service Act (42 U.S.C. 262(a)(3)) in research in which a human embryo is intentionally created or modified to include a heritable genetic modification. Any such submission shall be deemed to have not been received by the Secretary, and the exemption may not go into effect.

SEC. 738. None of the funds made available by this or any other Act may be used to enforce the final rule promulgated by the Food and Drug Administration entitled “Standards for the Growing, Harvesting, Packing, and Holding of Produce for Human Consumption”, and published on November 27, 2015, with respect to the regulation of entities that grow, harvest, pack, or hold wine grapes, hops, pulse crops, or almonds.

SEC. 739. There is hereby appropriated \$2,059,000, to remain available until September 30, 2025, for a pilot program for the National Institute of Food and Agriculture to provide grants to nonprofit organizations for programs and services to establish and enhance farming and ranching opportunities for military veterans.

SEC. 740. For school years 2023–2024 and 2024–2025, none of the funds made available by this Act may be used to implement or enforce the matter following the first comma in the second sentence of footnote (c) of section 220.8(c) of title 7, Code of Federal Regulations, with respect to the substitution of vegetables for fruits under the school breakfast program established under section 4 of the Child Nutrition Act of 1966 (42 U.S.C. 1773).

SEC. 741. None of the funds made available by this Act or any other Act may be used—

(1) in contravention of section 7606 of the Agricultural Act of 2014 (7 U.S.C. 5940), subtitle G of the Agricultural Marketing Act of 1946, or section 10114 of the Agriculture Improvement Act of 2018; or

(2) to prohibit the transportation, processing, sale, or use of hemp, or seeds of such plant, that is grown or cultivated in accordance with section 7606 of the Agricultural Act of 2014 or subtitle G of the Agricultural Marketing Act of 1946, within or outside the State in which the hemp is grown or cultivated.

SEC. 742. The Secretary of Agriculture may waive the matching funds requirement under section 412(g) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7632(g)).

SEC. 743. There is hereby appropriated \$1,373,000, to remain available until expended, for a pilot program for the Secretary to provide grants to qualified non-profit organizations and public housing authorities to provide technical assistance, including financial and legal services, to RHS multi-family housing borrowers to facilitate the acquisition of RHS multi-family housing properties in areas where the Secretary determines a risk of loss of affordable housing, by non-profit housing organizations and public housing authorities as authorized by law that commit to keep such properties in the RHS multi-family housing program for a period of time as determined by the Secretary.

SEC. 744. Of the unobligated balances from amounts made available in prior Acts under the heading “Rural Housing Assistance Grants” for housing repair grants authorized by section 504 of the Housing Act of 1949 (42 U.S.C. 1474), as amended, \$30,000,000 are hereby permanently cancelled: *Provided*, That no amounts shall be cancelled from amounts that were designated by the Congress as an emergency or disaster relief requirement

pursuant to the concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 745. Of the unobligated balances of the amounts made available for fiscal year 2022 for the “National Institute of Food and Agriculture—Research and Extension Activities”, \$307,526,000 are hereby rescinded: *Provided*, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to a Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 746. Funds made available under title II of the Food for Peace Act (7 U.S.C. 1721 et seq.) may only be used to provide assistance to recipient nations if adequate monitoring and controls, as determined by the Administrator, are in place to ensure that emergency food aid is received by the intended beneficiaries in areas affected by food shortages and not diverted for unauthorized or inappropriate purposes.

SEC. 747. None of the funds made available by this Act may be used to procure raw or processed poultry products imported into the United States from the People's Republic of China for use in the school lunch program under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.), the Child and Adult Care Food Program under section 17 of such Act (42 U.S.C. 1766), the Summer Food Service Program for Children under section 13 of such Act (42 U.S.C. 1761), or the school breakfast program under the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.).

SEC. 748. For school year 2024–2025, only a school food authority that had a negative balance in the nonprofit school food service account as of June 30, 2023, shall be required to establish a price for paid lunches in accordance with section 12(p) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1760(p)).

SEC. 749. Any funds made available by this or any other Act that the Secretary withholds pursuant to section 1668(g)(2) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5921(g)(2)), as amended, shall be available for grants for biotechnology risk assessment research: *Provided*, That the Secretary may transfer such funds among appropriations of the Department of Agriculture for purposes of making such grants.

SEC. 750. Notwithstanding any other provision of law, no funds available to the Department of Agriculture may be used to move any staff office or any agency from the mission area in which it was located on August 1, 2018, to any other mission area or office within the Department in the absence of the enactment of specific legislation affirming such move.

SEC. 751. The Secretary, acting through the Chief of the Natural Resources Conservation Service, may use funds appropriated under this Act or any other Act for the Watershed and Flood Prevention Operations Program and the Watershed Rehabilitation Program carried out pursuant to the Watershed Protection and Flood Prevention Act (16 U.S.C. 1001 et seq.), and for the Emergency Watershed Protection Program carried out pursuant to section 403 of the Agricultural Credit Act of 1978 (16 U.S.C. 2203) to provide technical services for such programs pursuant to section 1252(a)(1) of the Food Security Act of 1985 (16 U.S.C. 3851(a)(1)), notwithstanding subsection (c) of such section.

SEC. 752. In administering the pilot program established by section 779 of division A of the Consolidated Appropriations Act, 2018 (Public Law 115–141), the Secretary of Agriculture may, for purposes of determining entities eligible to receive assistance, consider

those communities which are “Areas Rural in Character”: *Provided*, That not more than 10 percent of the funds made available under the heading “Distance Learning, Telemedicine, and Broadband Program” for the purposes of the pilot program established by section 779 of Public Law 115–141 may be used for this purpose.

SEC. 753. In addition to amounts otherwise made available by this Act and notwithstanding the last sentence of 16 U.S.C. 1310, there is appropriated \$1,373,000, to remain available until expended, to implement non-renewable agreements on eligible lands, including flooded agricultural lands, as determined by the Secretary, under the Water Bank Act (16 U.S.C. 1301–1311).

SEC. 754. Out of amounts appropriated to the Food and Drug Administration under title VI, the Secretary of Health and Human Services, acting through the Commissioner of Food and Drugs, shall, not later than September 30, 2024, and following the review required under Executive Order No. 12866 (5 U.S.C. 601 note; relating to regulatory planning and review), issue advice revising the advice provided in the notice of availability entitled “Advice About Eating Fish, From the Environmental Protection Agency and Food and Drug Administration; Revised Fish Advice; Availability” (82 Fed. Reg. 6571 (January 19, 2017)), in a manner that is consistent with nutrition science recognized by the Food and Drug Administration on the net effects of seafood consumption.

SEC. 755. There is hereby appropriated \$1,373,000, to remain available until expended, to carry out section 2103 of Public Law 115–334: *Provided*, That the Secretary shall prioritize the wetland compliance needs of areas with significant numbers of individual wetlands, wetland acres, and conservation compliance requests.

SEC. 756. Notwithstanding any other provision of law, the acceptable market name of any engineered animal approved prior to the effective date of the National Bioengineered Food Disclosure Standard (February 19, 2019) shall include the words “genetically engineered” prior to the existing acceptable market name.

SEC. 757. The Secretary shall set aside for Rural Economic Area Partnership (REAP) Zones, until August 15, 2024, an amount of funds made available in title III under the headings of Rural Housing Insurance Fund Program Account, Mutual and Self-Help Housing Grants, Rural Housing Assistance Grants, Rural Community Facilities Program Account, Rural Business Program Account, Rural Development Loan Fund Program Account, and Rural Water and Waste Disposal Program Account, equal to the amount obligated in REAP Zones with respect to funds provided under such headings in the most recent fiscal year any such funds were obligated under such headings for REAP Zones, excluding the funding provided through any Congressionally Directed Spending/Community Project Funding.

SEC. 758. There is hereby appropriated \$343,000 to carry out the duties of the working group established under section 770 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2019 (Public Law 116–6; 133 Stat. 89).

SEC. 759. For an additional amount for the Office of the Secretary, \$6,178,000, to remain available until expended, to continue the Institute for Rural Partnerships as established in section 778 of Public Law 117–103: *Provided*, That the Institute for Rural Partnerships shall continue to dedicate resources to researching the causes and conditions of challenges facing rural areas, and develop community partnerships to address such challenges: *Provided further*, That administrative



or other fees shall not exceed one percent: *Provided further*, That such partnership shall coordinate and publish an annual report.

SEC. 760. Funds made available in the Consolidated Appropriations Act, 2018 (Public Law 115-141) for the “Rural Community Facilities Program Account” under section 306 of the Consolidated Farm and Rural Development Act, 7 U.S.C. 1926, for the principal amount of direct loans are to remain available through fiscal year 2028 for the liquidation of valid obligations incurred in fiscal year 2018.

SEC. 761. Section 523 of the Housing Act of 1949 (42 U.S.C. 1490c) is amended in subsection (b)(1)(B) by striking “two years” and inserting “five years”.

SEC. 762. Section 524 of the Housing Act of 1949 (42 U.S.C. 1490d) is amended in subsection (a)(1) by striking “two years” and inserting “five years”.

SEC. 763. Section 592 of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11408a) is amended—

(1) in the section heading by striking “FMHA” and inserting “USDA”;

(2) in subsection (a), by, in the matter preceding paragraph (1), striking “program and nonprogram”; and

(3) by striking subsection (b) and inserting the following:

“(b) PRIORITY.—The priority uses of inventory property under this section shall be given priority equal to or higher than the disposition of such property in accordance with priorities determined by the Secretary as necessary to protect the best interests of the Federal Government.”.

SEC. 764. Section 363 of the Multifamily Mortgage Foreclosure Act of 1981 (12 U.S.C. 3702) is amended at paragraph (10) by inserting after “Secretary of Housing Urban Development” the following: “and the Secretary of Agriculture”.

SEC. 765. There is hereby appropriated \$2,059,000, to remain available until September 30, 2025, for a Bison Production and Marketing Grant Program that the Agricultural Marketing Service shall develop and maintain: *Provided*, That this program shall be similar, as determined by the Secretary, to the Sheep Production and Marketing Grant Program the Department of Agriculture currently maintains pursuant to section 209(c) of the Agricultural Marketing Act of 1946 (7 U.S.C. 1627a(c)), and shall prioritize grants to national non-profits and federally chartered Tribal organizations that have expertise in bison production or marketing.

SEC. 766. Notwithstanding the Agricultural Marketing Act of 1946 (7 U.S.C. 1622 et seq.) and 9 CFR part 352, the Committee provides an additional \$480,000 to the USDA Food Safety and Inspection Service to cover voluntary meat inspection fees for the slaughtering or processing of bison/buffalo at Native American owned establishments or establishments operating on tribal lands.

SEC. 767. Of the unobligated balances available to the Department of Agriculture for the Rural Water Operation Program under the heading “Natural Resources Conservation Service—Watershed and Flood Prevention Operations” from prior appropriations Acts, \$20,000,000 is hereby rescinded: *Provided*, That no amounts may be rescinded from amounts that were designated by the Congress as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 768. If services performed by APHIS employees are determined by the Administrator of the Animal and Plant Health Inspection Service to be in response to an animal disease outbreak, any premium pay that is funded, either directly or through reimbursement, shall be exempted from the ag-

gregate of basic pay and premium pay calculated under section 5547 of title 5, United States Code, and any other provision of law limiting the aggregate amount of premium pay payable on a biweekly or calendar year basis: *Provided*, That this section shall take effect as if enacted on January 1, 2023.

SEC. 769. None of the funds appropriated or otherwise made available by this or any other Act may be used by the Food Safety and Inspection Service to take any action that would result in the permanent relocation, demotion, or termination of any Supervisory Public Health Veterinarian (SPHV), solely as result of the creation of the District Veterinary Medical Officer position, prior to completing a 1010 package and cost-benefit analysis, and briefing the Committees on Appropriations of both Houses of Congress.

SEC. 770. None of the funds appropriated or otherwise made available by this or any other Act may be used to purchase, deploy, or train third parties on the use of M-44 sodium cyanide ejector devices (“M-44s”), including any components or parts, or sodium fluoroacetate (“Compound 1080”), except for activities directly related to the removal of M-44s that have been placed on Federal, Tribal, State and private land.

SEC. 771. Notwithstanding section 521(a)(1)(B) of the Housing Act of 1949 (42 U.S.C. 1490a(a)(1)(B)), for loans made under section 502 (42 U.S.C. 1472), the Secretary of Agriculture may provide the borrower with assistance in the form of credits so as to reduce the effective interest rate to a rate not less than 2 per centum per annum for such periods of time as the Secretary may determine for applicants described in section 521(a)(1)(A) (42 U.S.C. 1490a(a)(1)(A)) if without such assistance such applicants could not afford the dwelling or make payments on the indebtedness of the rental or cooperative housing.

SEC. 772. Any rule-making, notice or guidance of or regarding USDA Proposed Rule (Child Nutrition Programs: Revisions to Meal Patterns Consistent With the 2020 Dietary Guidelines for Americans; RIN 0584-AE88) shall allow and provide meal reimbursement for (or “low fat or fat free”) flavored milk in National School Lunch Program and School Breakfast Program for grades Kindergarten through 12th grade and in Child and Adult Care Food Program for participants 5 years of age and older, and for any other program complying with the meal pattern requirements covered in such final rule.

SEC. 773. Weekly sodium limits that may be included in any rule-making, notice or guidance of or regarding USDA Proposed Rule (Child Nutrition Programs: Revisions to Meal Patterns Consistent With the 2020 Dietary Guidelines for Americans; RIN 0584-AE88) shall exclude sodium used for food safety and functional purposes in cheese-making, as determined by the Secretary, in consultation with FDA. Sodium limits will not take effect until the Secretary determines the amounts which shall be excluded.

SEC. 774. Notwithstanding section 521(a)(1)(B) of the Housing Act of 1949 (42 U.S.C. 1490a(a)(1)(B)), for loans made under section 502 (42 U.S.C. 1472), the Secretary of Agriculture may provide the borrower with assistance in the form of credits so as to reduce the effective interest rate to a rate not less than 2 per centum per annum for such periods of time as the Secretary may determine for applicants described in section 521(a)(1)(A) (42 U.S.C. 1490a(a)(1)(A)) if without such assistance such applicants could not afford the dwelling or make payments on the indebtedness of the rental or cooperative housing.

SEC. 775. Section 542(b)(2) of the Housing Act, (42 U.S.C. 1490r), is amended by striking “5,000” and inserting “10,000”.

SEC. 776. None of the funds made available by this Act may be used to pay the salaries or expenses of personnel—

(1) to inspect horses under section 3 of the Federal Meat Inspection Act (21 U.S.C. 603);

(2) to inspect horses under section 903 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 1901 note; Public Law 104-127); or

(3) to implement or enforce section 352.19 of title 9, Code of Federal Regulations (or a successor regulation).

This division may be cited as the “Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2024”.

## **DIVISION C—TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2024**

The following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2024, and for other purposes, namely:

### **TITLE I**

#### **DEPARTMENT OF TRANSPORTATION**

##### **OFFICE OF THE SECRETARY**

##### **SALARIES AND EXPENSES**

For necessary expenses of the Office of the Secretary, \$141,609,000: *Provided*, That of the sums appropriated under this heading—

(1) \$2,791,000 shall be available for the immediate Office of the Secretary;

(2) \$1,014,000 shall be available for the immediate Office of the Deputy Secretary;

(3) \$23,890,000 shall be available for the Office of the General Counsel;

(4) \$14,853,000 shall be available for the Office of the Under Secretary of Transportation for Policy, of which \$1,481,000 is for the Office for Multimodal Freight Infrastructure and Policy: *Provided*, That the Secretary must obtain reprogramming approval from the House and Senate Committees on Appropriations under section 405 of this Act prior to executing the authorities of section 118(g)(2)–(3) of title 49, United States Code;

(5) \$16,822,000 shall be available for the Office of the Assistant Secretary for Budget and Programs;

(6) \$5,284,016,000 shall be available for the Office of the Assistant Secretary for Governmental Affairs;

(7) \$32,042,000 shall be available for the Office of the Assistant Secretary for Administration;

(8) \$4,622,000 shall be available for the Office of Public Affairs and Public Engagement;

(9) \$1,862,000 shall be available for the Office of the Executive Secretariat;

(10) \$12,219,000 shall be available for the Office of Intelligence, Security, and Emergency Response;

(11) \$25,079,000 shall be available for the Office of the Chief Information Officer; and

(12) \$1,132,000 shall be available for the Office of Tribal Government Affairs:

*Provided further*, That the Secretary of Transportation (referred to in this title as the “Secretary”) is authorized to transfer funds appropriated for any office of the Office of the Secretary to any other office of the Office of the Secretary: *Provided further*, That no appropriation for any office shall be increased or decreased by more than 7 percent by all such transfers: *Provided further*, That notice of any change in funding greater than 7 percent shall be submitted for approval to the House and Senate Committees on Appropriations: *Provided further*, That not to exceed \$52,000 shall be for allocation within the Department for official reception and

representation expenses as the Secretary may determine: *Provided further*, That notwithstanding any other provision of law, there may be credited to this appropriation up to \$1,851,000 in funds received in user fees.

#### RESEARCH AND TECHNOLOGY

For necessary expenses related to the Office of the Assistant Secretary for Research and Technology, \$38,019,000, of which \$26,461,000 shall remain available until expended: *Provided*, That of such amounts that are available until expended, \$10,919,000 shall be for necessary expenses of the Advanced Research Projects Agency—Infrastructure (ARPA-I) as authorized by section 119 of title 49, United States Code: *Provided further*, That within the funds made available under the previous proviso, not less than \$5,922,000 shall be available for research on durability, resiliency, and sustainability of bridges and other infrastructure and shall be directed to an accredited university of higher education in the northeast United States that has experience leading a regional University Transportation Center and a proven record of developing, patenting, deploying, and commercializing innovative composite materials and technologies for bridge and other transportation applications, as well as conducting research and developing prototypes using very large-scale polymer-based additive manufacturing: *Provided further*, That there may be credited to this appropriation, to be available until expended, funds received from States, counties, municipalities, other public authorities, and private sources for expenses incurred for training: *Provided further*, That any reference in law, regulation, judicial proceedings, or elsewhere to the Research and Innovative Technology Administration shall continue to be deemed to be a reference to the Office of the Assistant Secretary for Research and Technology of the Department of Transportation.

#### NATIONAL INFRASTRUCTURE INVESTMENTS (INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out a local and regional project assistance grant program under section 6702 of title 49, United States Code, \$592,213,000, to remain available until expended: *Provided*, That section 6702(f)(2) of title 49, United States Code, shall not apply to amounts made available under this heading in this Act: *Provided further*, That of the amounts made available under this heading in this Act, not less than \$14,805,000 shall be awarded to projects in historically disadvantaged communities or areas of persistent poverty as defined under section 6702(a)(1) of title 49, United States Code: *Provided further*, That section 6702(g) of title 49, United States Code, shall not apply to amounts made available under this heading in this Act: *Provided further*, That of the amounts made available under this heading in this Act, not less than 5 percent shall be made available for the planning, preparation, or design of eligible projects: *Provided further*, That grants awarded under this heading in this Act for eligible projects for planning, preparation, or design shall not be subject to a minimum grant size: *Provided further*, That in distributing amounts made available under this heading in this Act, the Secretary shall take such measures so as to ensure an equitable geographic distribution of funds, an appropriate balance in addressing the needs of urban and rural areas, including Tribal areas, and the investment in a variety of transportation modes: *Provided further*, That section 6702(c)(2)(C) of title 49, United States Code, shall not apply to amounts made available under this heading in this Act: *Provided further*, That a grant award under this heading in this Act shall be not greater than \$33,312,000: *Provided further*,

That section 6702(c)(3) of title 49, United States Code, shall not apply to amounts made available under this heading in this Act: *Provided further*, That not more than 15 percent of the amounts made available under this heading in this Act may be awarded to projects in a single State: *Provided further*, That for amounts made available under this heading in this Act, the Secretary shall give priority to projects that require a contribution of Federal funds in order to complete an overall financing package: *Provided further*, That section 6702(f)(1) of title 49, United States Code, shall not apply to amounts made available under this heading in this Act: *Provided further*, That of the amounts awarded under this heading in this Act, not more than 50 percent shall be allocated for eligible projects located in rural areas and not more than 50 percent shall be allocated for eligible projects located in urbanized areas: *Provided further*, That for the purpose of determining if an award for planning, preparation, or design under this heading in this Act is an urban award, the project location is the location of the project being planned, prepared, or designed: *Provided further*, That the Secretary may retain up to 2 percent of the amounts made available under this heading in this Act, and may transfer portions of such amounts to the Administrators of the Federal Aviation Administration, the Federal Highway Administration, the Federal Transit Administration, the Federal Railroad Administration and the Maritime Administration to fund the award and oversight of grants and credit assistance made under the program authorized under section 6702 of title 49, United States Code: *Provided further*, That for amounts made available under this heading in this Act, the Secretary shall consider and award projects based solely on the selection criteria as identified under section 6702(d)(3) and (d)(4) of title 49, United States Code.

#### NATIONAL SURFACE TRANSPORTATION AND INNOVATIVE FINANCE BUREAU

For necessary expenses of the National Surface Transportation and Innovative Finance Bureau as authorized by 49 U.S.C. 116, \$7,075,000, to remain available until expended: *Provided*, That the Secretary may collect and spend fees, as authorized by title 23, United States Code, to cover the costs of services of expert firms, including counsel, in the field of municipal and project finance to assist in the underwriting and servicing of Federal credit instruments and all or a portion of the costs to the Federal Government of servicing such credit instruments: *Provided further*, That such fees are available until expended to pay for such costs: *Provided further*, That such amounts are in addition to other amounts made available for such purposes and are not subject to any obligation limitation or the limitation on administrative expenses under section 608 of title 23, United States Code.

#### RURAL AND TRIBAL INFRASTRUCTURE ADVANCEMENT

For necessary expenses to carry out rural and Tribal infrastructure advancement as authorized in section 21205 of Public Law 117–58, \$18,507,000, to remain available until September 30, 2026: *Provided*, That the Secretary may enter into cooperative agreements with philanthropic entities, non-profit organizations, other Federal agencies, State or local governments and their agencies, Indian Tribes, or other technical assistance providers, to provide such technical assistance, planning, and capacity building to State, local, or Tribal governments, United States territories, metropolitan planning organizations, transit agencies, or other political subdivisions of State or local governments.

#### RAILROAD REHABILITATION AND IMPROVEMENT FINANCING PROGRAM

The Secretary is authorized to issue direct loans and loan guarantees pursuant to chapter 224 of title 49, United States Code, and such authority shall exist as long as any such direct loan or loan guarantee is outstanding.

#### FINANCIAL MANAGEMENT CAPITAL

For necessary expenses for upgrading and enhancing the Department of Transportation's financial systems and re-engineering business processes, \$3,701,000, to remain available through September 30, 2025.

#### CYBER SECURITY INITIATIVES

For necessary expenses for cyber security initiatives, including necessary upgrades to network and information technology infrastructure, improvement of identity management and authentication capabilities, securing and protecting data, implementation of Federal cyber security initiatives, and implementation of enhanced security controls on agency computers and mobile devices, \$36,273,000, to remain available until September 30, 2025.

#### OFFICE OF CIVIL RIGHTS

For necessary expenses of the Office of Civil Rights, \$13,494,000.

#### TRANSPORTATION PLANNING, RESEARCH, AND DEVELOPMENT

##### (INCLUDING TRANSFER OF FUNDS)

For necessary expenses for conducting transportation planning, research, systems development, development activities, and making grants, \$17,817,000, to remain available until expended: *Provided*, That of such amount, \$4,024,000 shall be for necessary expenses of the Interagency Infrastructure Permitting Improvement Center (IIPIC): *Provided further*, That there may be transferred to this appropriation, to remain available until expended, amounts transferred from other Federal agencies for expenses incurred under this heading for IIPIC activities not related to transportation infrastructure: *Provided further*, That the tools and analysis developed by the IIPIC shall be available to other Federal agencies for the permitting and review of major infrastructure projects not related to transportation only to the extent that other Federal agencies provide funding to the Department in accordance with the preceding proviso: *Provided further*, That of the amounts made available under this heading, \$2,549,000 shall be made available for the purposes, and in amounts, specified for Congressionally Directed Spending in the table entitled "Congressionally Directed Spending" included in the report accompanying this Act.

#### WORKING CAPITAL FUND

##### (INCLUDING TRANSFER OF FUNDS)

For necessary expenses for operating costs and capital outlays of the Working Capital Fund, not to exceed \$386,541,000, shall be paid from appropriations made available to the Department of Transportation: *Provided*, That such services shall be provided on a competitive basis to entities within the Department of Transportation: *Provided further*, That the limitation in the preceding proviso on operating expenses shall not apply to entities external to the Department of Transportation or for funds provided in Public Law 117–58: *Provided further*, That no funds made available by this Act to an agency of the Department shall be transferred to the Working Capital Fund without majority approval of the Working Capital Fund Steering Committee and approval of the Secretary: *Provided further*, That no assessments may be levied against any program, budget activity, subactivity, or project funded by this Act

unless notice of such assessments and the basis therefor are presented to the House and Senate Committees on Appropriations and are approved by such Committees.

SMALL AND DISADVANTAGED BUSINESS  
UTILIZATION AND OUTREACH

For necessary expenses for small and disadvantaged business utilization and outreach activities, \$2,709,000, to remain available until September 30, 2025: *Provided*, That notwithstanding section 332 of title 49, United States Code, such amounts may be used for business opportunities related to any mode of transportation: *Provided further*, That appropriations made available under this heading shall be available for any purpose consistent with prior year appropriations that were made available under the heading “Office of the Secretary—Minority Business Resource Center Program”.

PAYMENTS TO AIR CARRIERS  
(AIRPORT AND AIRWAY TRUST FUND)

In addition to funds made available from any other source to carry out the essential air service program under sections 41731 through 41742 of title 49, United States Code, \$258,023,000, to be derived from the Airport and Airway Trust Fund, to remain available until expended: *Provided*, That in determining between or among carriers competing to provide service to a community, the Secretary may consider the relative subsidy requirements of the carriers: *Provided further*, That basic essential air service minimum requirements shall not include the 15-passenger capacity requirement under section 41732(b)(3) of title 49, United States Code: *Provided further*, That amounts authorized to be distributed for the essential air service program under section 41742(b) of title 49, United States Code, shall be made available immediately from amounts otherwise provided to the Administrator of the Federal Aviation Administration: *Provided further*, That the Administrator may reimburse such amounts from fees credited to the account established under section 45303 of title 49, United States Code: *Provided further*, That, notwithstanding section 41733 of title 49, United States Code, for fiscal year 2024, the requirements established under subparagraphs (B) and (C) of section 41731(a)(1) of title 49, United States Code, and the subsidy cap established by section 332 of the Department of Transportation and Related Agencies Appropriations Act, 2000, shall not apply to maintain eligibility under section 41731 of title 49, United States Code.

ADMINISTRATIVE PROVISIONS—OFFICE OF THE  
SECRETARY OF TRANSPORTATION  
(INCLUDING RESCISSIONS)  
(INCLUDING TRANSFER OF FUNDS)

SEC. 101. None of the funds made available by this Act to the Department of Transportation may be obligated for the Office of the Secretary of Transportation to approve assessments or reimbursable agreements pertaining to funds appropriated to the operating administrations in this Act, except for activities underway on the date of enactment of this Act, unless such assessments or agreements have completed the normal reprogramming process for congressional notification.

SEC. 102. The Secretary shall post on the web site of the Department of Transportation a schedule of all meetings of the Council on Credit and Finance, including the agenda for each meeting, and require the Council on Credit and Finance to record the decisions and actions of each meeting.

SEC. 103. In addition to authority provided by section 327 of title 49, United States Code, the Department's Working Capital Fund is authorized to provide partial or full pay-

ments in advance and accept subsequent reimbursements from all Federal agencies from available funds for transit benefit distribution services that are necessary to carry out the Federal transit pass transportation fringe benefit program under Executive Order No. 13150 and section 3049 of SAFETEA-LU (5 U.S.C. 7905 note): *Provided*, That the Department shall maintain a reasonable operating reserve in the Working Capital Fund, to be expended in advance to provide uninterrupted transit benefits to Government employees: *Provided further*, That such reserve shall not exceed 1 month of benefits payable and may be used only for the purpose of providing for the continuation of transit benefits: *Provided further*, That the Working Capital Fund shall be fully reimbursed by each customer agency from available funds for the actual cost of the transit benefit.

SEC. 104. Receipts collected in the Department's Working Capital Fund, as authorized by section 327 of title 49, United States Code, for unused transit and van pool benefits, in an amount not to exceed 10 percent of fiscal year 2023 collections, shall be available until expended in the Department's Working Capital Fund to provide contractual services in support of section 189 of this Act: *Provided*, That obligations in fiscal year 2024 of such collections shall not exceed \$740,000.

SEC. 105. None of the funds in this title may be obligated or expended for retention or senior executive bonuses for an employee of the Department of Transportation without the prior written approval of the Assistant Secretary for Administration.

SEC. 106. In addition to authority provided by section 327 of title 49, United States Code, the Department's Administrative Working Capital Fund is hereby authorized to transfer information technology equipment, software, and systems from Departmental sources or other entities and collect and maintain a reserve at rates which will return full cost of transferred assets.

SEC. 107. None of the funds provided in this Act to the Department of Transportation may be used to provide credit assistance unless not less than 3 days before any application approval to provide credit assistance under sections 603 and 604 of title 23, United States Code, the Secretary provides notification in writing to the following committees: the House and Senate Committees on Appropriations; the Committee on Environment and Public Works and the Committee on Banking, Housing and Urban Affairs of the Senate; and the Committee on Transportation and Infrastructure of the House of Representatives: *Provided*, That such notification shall include, but not be limited to, the name of the project sponsor; a description of the project; whether credit assistance will be provided as a direct loan, loan guarantee, or line of credit; and the amount of credit assistance.

SEC. 108. (a) Amounts made available to the Secretary of Transportation or the Department of Transportation's operating administrations in this Act for the costs of award, administration, or oversight of financial assistance under the programs identified in subsection (c) may be transferred to the account identified in section 801 of division J of Public Law 117-58, to remain available until expended, for the necessary expenses of award, administration, or oversight of any financial assistance programs in the Department of Transportation.

(b) Amounts transferred under the authority in this section are available in addition to amounts otherwise available for such purpose.

(c) The program from which funds made available under this Act may be transferred under subsection (a) are—

(1) the local and regional project assistance program under section 6702 of title 49, United States Code; and

(2) the university transportation centers program under section 5505 of title 49, United States Code.

SEC. 109. Of the amounts made available under the heading “National Infrastructure Investments”, up to \$51,481,000 shall be available—

(1) First, to fully fund the projects at the amounts for which they applied under section 109B of the Consolidated Appropriations Act, 2023 (division L of Public Law 117-328) and were not fully funded; and

(2) Second, to fund highway infrastructure projects for which the initial grant agreement was executed between January 14, 2021 and February 14, 2021 for awards made from the National Infrastructure Investments program under title I of division G of the Consolidated Appropriations Act, 2019 (Public Law 116-6): *Provided*, That sponsors of projects eligible for funds made available under subsection shall provide sufficient written justification describing, at a minimum, the current project cost estimate, why the project cannot be completed with the obligated grant amount, and any other relevant information, as determined by the Secretary: *Provided further*, That funds made available under this subsection shall be allocated to projects eligible to receive funding under this section in order of the date the grant agreements were initially executed: *Provided further*, That the allocation under the previous proviso will be for the amounts necessary to cover increases to eligible project costs since the grant was obligated, based on the information provided: *Provided further*, That section 200.204 of title 2, Code of Federal Regulations, shall not apply to amounts made available under this section: *Provided further*, That the amounts made available under this section shall not be subject to limitations under section 6702(c) of title 49, United States Code: *Provided further*, That the amounts made available under this section shall not be part of the Federal share of total project costs under section 6702(e)(1) of title 49, United States Code: *Provided further*, That section 6702(f) of title 49, United States Code, shall not apply to amounts made available under this section: *Provided further*, That the Office of the Secretary of Transportation shall provide the amounts allocated to projects under this section no later than 120 days after the date the sufficient written justifications required under this section have been submitted.

SEC. 109A. Of the unobligated balances of funds made available for “Railroad Rehabilitation and Improvement Financing Program” in section 109 of division L of Public Law 117-103, \$8,973,000 are hereby permanently rescinded.

SEC. 109B. For amounts provided for this fiscal year and prior fiscal years, section 24112(c)(2)(B) of Public Law 117-58 shall be applied by substituting “30 percent” for “40 percent”.

FEDERAL AVIATION ADMINISTRATION  
OPERATIONS

(AIRPORT AND AIRWAY TRUST FUND)

For necessary expenses of the Federal Aviation Administration, not otherwise provided for, including operations and research activities related to commercial space transportation, administrative expenses for research and development, establishment of air navigation facilities, the operation (including leasing) and maintenance of aircraft, subsidizing the cost of aeronautical charts and maps sold to the public, the lease or purchase of passenger motor vehicles for replacement only, \$9,431,448,000, to remain available until September 30, 2025, of which

\$8,959,876,000 to be derived from the Airport and Airway Trust Fund: *Provided*, That of the amounts made available under this heading—

(1) not less than \$1,292,157,000 shall be available for aviation safety activities;

(2) \$6,991,682,000 shall be available for air traffic organization activities;

(3) \$31,104,000 shall be available for commercial space transportation activities;

(4) \$702,790,000 shall be available for finance and management activities;

(5) \$51,890,000 shall be available for NextGen and operations planning activities;

(6) \$121,367,000 shall be available for security and hazardous materials safety activities; and

(7) \$240,457,000 shall be available for staff offices:

*Provided further*, That not to exceed 5 percent of any budget activity, except for aviation safety budget activity, may be transferred to any budget activity under this heading: *Provided further*, That no transfer may increase or decrease any appropriation under this heading by more than 5 percent: *Provided further*, That any transfer in excess of 5 percent shall be treated as a reprogramming of funds under section 405 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section: *Provided further*, That not later than 60 days after the submission of the budget request, the Administrator of the Federal Aviation Administration shall transmit to Congress an annual update to the report submitted to Congress in December 2004 pursuant to section 221 of the Vision 100-Century of Aviation Reauthorization Act (49 U.S.C. 40101 note): *Provided further*, That the amounts made available under this heading shall be reduced by \$74,000 for each day after 60 days after the submission of the budget request that such report has not been transmitted to Congress: *Provided further*, That not later than 60 days after the submission of the budget request, the Administrator shall transmit to Congress a companion report that describes a comprehensive strategy for staffing, hiring, and training flight standards and aircraft certification staff in a format similar to the one utilized for the controller staffing plan, including stated attrition estimates and numerical hiring goals by fiscal year: *Provided further*, That the amounts made available under this heading shall be reduced by \$74,000 for each day after the date that is 60 days after the submission of the budget request that such report has not been submitted to Congress: *Provided further*, That funds may be used to enter into a grant agreement with a nonprofit standard-setting organization to assist in the development of aviation safety standards: *Provided further*, That none of the funds made available by this Act shall be available for new applicants for the second career training program: *Provided further*, That none of the funds made available by this Act shall be available for the Federal Aviation Administration to finalize or implement any regulation that would promulgate new aviation user fees not specifically authorized by law after the date of the enactment of this Act: *Provided further*, That there may be credited to this appropriation, as offsetting collections, funds received from States, counties, municipalities, foreign authorities, other public authorities, and private sources for expenses incurred in the provision of agency services, including receipts for the maintenance and operation of air navigation facilities, and for issuance, renewal or modification of certificates, including airman, aircraft, and repair station certificates, or for tests related thereto, or for processing major repair or alteration forms: *Provided further*, That of the amounts made available under this heading,

not less than \$143,612,000 shall be used to fund direct operations of the current air traffic control towers in the contract tower program, including the contract tower cost share program, and any airport that is currently qualified or that will qualify for the program during the fiscal year: *Provided further*, That none of the funds made available by this Act for aeronautical charting and cartography are available for activities conducted by, or coordinated through, the Working Capital Fund: *Provided further*, That none of the funds appropriated or otherwise made available by this Act or any other Act may be used to eliminate the Contract Weather Observers program at any airport.

#### FACILITIES AND EQUIPMENT (AIRPORT AND AIRWAY TRUST FUND)

For necessary expenses, not otherwise provided for, for acquisition, establishment, technical support services, improvement by contract or purchase, and hire of national airspace systems and experimental facilities and equipment, as authorized under part A of subtitle VII of title 49, United States Code, including initial acquisition of necessary sites by lease or grant; engineering and service testing, including construction of test facilities and acquisition of necessary sites by lease or grant; construction and furnishing of quarters and related accommodations for officers and employees of the Federal Aviation Administration stationed at remote localities where such accommodations are not available; and the purchase, lease, or transfer of aircraft from funds made available under this heading, including aircraft for aviation regulation and certification; to be derived from the Airport and Airway Trust Fund, \$2,538,371,000, of which \$470,069,000 is for personnel and related expenses and shall remain available until September 30, 2025, \$1,992,795,000 shall remain available until September 30, 2026, and \$75,507,000 is for terminal facilities and shall remain available until September 30, 2028: *Provided*, That there may be credited to this appropriation funds received from States, counties, municipalities, other public authorities, and private sources, for expenses incurred in the establishment, improvement, and modernization of national airspace systems: *Provided further*, That not later than 60 days after submission of the budget request, the Secretary of Transportation shall transmit to the Congress an investment plan for the Federal Aviation Administration which includes funding for each budget line item for fiscal years 2025 through 2029, with total funding for each year of the plan constrained to the funding targets for those years as estimated and approved by the Office of Management and Budget: *Provided further*, That section 405 of this Act shall apply to amounts made available under this heading in title VIII of the Infrastructure Investments and Jobs Appropriations Act (division J of Public Law 117-58): *Provided further*, That the amounts in the table entitled "Allocation of Funds for FAA Facilities and Equipment from the Infrastructure Investment and Jobs Act—Fiscal Year 2024" in the report accompanying this Act shall be the baseline for application of reprogramming and transfer authorities for the current fiscal year pursuant to paragraph (7) of such section 405 for amounts referred to in the preceding proviso: *Provided further*, That, notwithstanding paragraphs (5) and (6) of such section 405, unless prior approval is received from the House and Senate Committees on Appropriations, not to exceed 10 percent of any funding level specified for projects and activities in the table referred to in the preceding proviso may be transferred to any other funding level specified for projects and activities in such table and no transfer of such funding levels may in-

crease or decrease any funding level in such table by more than 10 percent: *Provided further*, That of the amounts made available under this heading for terminal facilities, \$11,104,000 shall be made available for the purposes, and in amounts, specified for Congressionally Directed Spending in the table entitled "Congressionally Directed Spending" included in the report accompanying this Act: *Provided further*, That, of the amounts made available under this heading in this Act, \$347,185,000 is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

#### RESEARCH, ENGINEERING, AND DEVELOPMENT (AIRPORT AND AIRWAY TRUST FUND)

For necessary expenses, not otherwise provided for, for research, engineering, and development, as authorized under part A of subtitle VII of title 49, United States Code, including construction of experimental facilities and acquisition of necessary sites by lease or grant, \$192,469,000, to be derived from the Airport and Airway Trust Fund and to remain available until September 30, 2026: *Provided*, That there may be credited to this appropriation as offsetting collections, funds received from States, counties, municipalities, other public authorities, and private sources, which shall be available for expenses incurred for research, engineering, and development: *Provided further*, That amounts made available under this heading shall be used in accordance with the report accompanying this Act: *Provided further*, That not to exceed 10 percent of any funding level specified under this heading in the report accompanying this Act may be transferred to any other funding level specified under this heading in the report accompanying this Act: *Provided further*, That no transfer may increase or decrease any funding level by more than 10 percent: *Provided further*, That any transfer in excess of 10 percent shall be treated as a reprogramming of funds under section 405 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

#### GRANTS-IN-AID FOR AIRPORTS (LIQUIDATION OF CONTRACT AUTHORIZATION) (LIMITATION ON OBLIGATIONS) (AIRPORT AND AIRWAY TRUST FUND) (INCLUDING TRANSFER OF FUNDS)

For liquidation of obligations incurred for grants-in-aid for airport planning and development, and noise compatibility planning and programs as authorized under subchapter I of chapter 471 and subchapter I of chapter 475 of title 49, United States Code, and under other law authorizing such obligations; for procurement, installation, and commissioning of runway incursion prevention devices and systems at airports of such title; for grants authorized under section 41743 of title 49, United States Code; and for inspection activities and administration of airport safety programs, including those related to airport operating certificates under section 44706 of title 49, United States Code, \$2,479,890,000, to be derived from the Airport and Airway Trust Fund and to remain available until expended: *Provided*, That none of the amounts made available under this heading shall be available for the planning or execution of programs the obligations for which are in excess of \$2,479,890,000, in fiscal year 2024, notwithstanding section 47117(g) of title 49, United States Code: *Provided further*, That none of the amounts made available under this heading shall be available for the replacement of baggage conveyor systems, reconfiguration of terminal baggage areas,

or other airport improvements that are necessary to install bulk explosive detection systems: *Provided further*, That notwithstanding section 47109(a) of title 49, United States Code, the Government's share of allowable project costs under paragraph (2) of such section for subgrants or paragraph (3) of such section shall be 95 percent for a project at other than a large or medium hub airport that is a successive phase of a multi-phased construction project for which the project sponsor received a grant in fiscal year 2011 for the construction project: *Provided further*, That notwithstanding any other provision of law, of amounts limited under this heading, not less than \$116,573,000 shall be available for administration, \$11,104,000 shall be available for the Airport Cooperative Research Program, \$30,944,000 shall be available for Airport Technology Research, and \$7,403,000, to remain available until expended, shall be available and transferred to "Office of the Secretary, Salaries and Expenses" to carry out the Small Community Air Service Development Program: *Provided further*, That in addition to airports eligible under section 41743 of title 49, United States Code, such program may include the participation of an airport that serves a community or consortium that is not larger than a small hub airport, according to FAA hub classifications effective at the time the Office of the Secretary issues a request for proposals.

#### GRANTS-IN-AID FOR AIRPORTS

For an additional amount for "Grants-In-Aid for Airports", to enable the Secretary of Transportation to make grants for projects as authorized by subchapter 1 of chapter 471 and subchapter 1 of chapter 475 of title 49, United States Code, \$370,672,000, to remain available through September 30, 2026: *Provided*, That amounts made available under this heading shall be derived from the general fund, and such funds shall not be subject to apportionment formulas, special apportionment categories, or minimum percentages under chapter 471 of title 49, United States Code: *Provided further*, That of the sums appropriated under this heading—

(1) \$148,592,000 shall be made available for the purposes, and in amounts, specified for Congressionally Directed Spending in the table entitled "Congressionally Directed Spending" included in the report accompanying this Act: *Provided*, That funds made available under this section shall not be subject to or considered under section 47115(j)(3)(B) of title 49, United States Code;

(2) up to \$222,080,000 shall be made available to the Secretary to distribute as discretionary grants to airports, of which not less than \$18,507,000 shall be made available to any commercial service airport, notwithstanding the requirement for the airport to be located in an air quality nonattainment or maintenance area or to be able to receive emission credits in section 47102(3)(K) and 47102(3)(L) of title 49, United States Code, for work necessary to construct or modify airport facilities to provide low-emission fuel systems, gate electrification, other related air quality improvements, acquisition of airport-owned vehicles or ground support equipment with low-emission technology; and

(3) not less than \$2,221,000 shall be made available for two remaining projects under section 190 of the FAA Reauthorization Act of 2018 (Public Law 115-254): *Provided*, That, notwithstanding subsection (j)(2) of section 190 of the FAA Reauthorization Act of 2018 (Public Law 115-254), such grants shall be made available for conducting testing activities in support of studying the effectiveness of existing federally funded sound insulation in residential areas located within the 65 DNL noise contour of a large-hub airport that will facilitate future environmental

mitigation projects in these areas: *Provided further*, That, with respect to a project funded under the previous proviso, the allowable project cost for such project shall be calculated without consideration of any costs that were previously paid by the Government:

*Provided further*, That the Secretary may make discretionary grants to primary airports for airport-owned infrastructure required for the on-airport distribution or storage of sustainable aviation fuels that achieve at least a 50 percent reduction in lifecycle greenhouse gas emissions, using a methodology determined by the Secretary, including, but not limited to, on-airport construction or expansion of pipelines, rail lines and spurs, loading and off-loading facilities, blending facilities, and storage tanks: *Provided further*, That the Secretary may make discretionary grants with funds made available under this heading to primary or non-primary airports for the acquisition or construction costs related to airport-owned, revenue-producing aeronautical fuel farms and fueling systems, including mobile systems, that the Secretary determines will promote the use of unleaded or sustainable aviation fuels on a non-exclusive basis: *Provided further*, That the Secretary may make discretionary grants for airport development improvements of primary runways, taxiways, and aprons necessary at a nonhub, small hub, medium hub, or large hub airport to increase operational resilience for the purpose of resuming commercial service flight operations following flooding, high water, hurricane, storm surge, tidal wave, tornado, tsunami, wind driven water, or winter storms: *Provided further*, That the amounts made available under this heading shall not be subject to any limitation on obligations for the Grants-in-Aid for Airports program set forth in any Act: *Provided further*, That the Administrator of the Federal Aviation Administration may retain up to 0.5 percent of the amounts made available under this heading to fund the award and oversight by the Administrator of grants made under this heading.

#### ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION ADMINISTRATION (INCLUDING RESCISSIONS)

SEC. 110. None of the funds made available by this Act may be used to compensate in excess of 600 technical staff-years under the federally funded research and development center contract between the Federal Aviation Administration and the Center for Advanced Aviation Systems Development during fiscal year 2024.

SEC. 111. None of the funds made available by this Act shall be used to pursue or adopt guidelines or regulations requiring airport sponsors to provide to the Federal Aviation Administration without cost building construction, maintenance, utilities and expenses, or space in airport sponsor-owned buildings for services relating to air traffic control, air navigation, or weather reporting: *Provided*, That the prohibition on the use of funds in this section does not apply to negotiations between the agency and airport sponsors to achieve agreement on "below-market" rates for these items or to grant assurances that require airport sponsors to provide land without cost to the Federal Aviation Administration for air traffic control facilities.

SEC. 112. The Administrator of the Federal Aviation Administration may reimburse amounts made available to satisfy section 41742(a)(1) of title 49, United States Code, from fees credited under section 45303 of title 49, United States Code, and any amount remaining in such account at the close of any fiscal year may be made available to satisfy

section 41742(a)(1) of title 49, United States Code, for the subsequent fiscal year.

SEC. 113. Amounts collected under section 40113(e) of title 49, United States Code, shall be credited to the appropriation current at the time of collection, to be merged with and available for the same purposes as such appropriation.

SEC. 114. None of the funds made available by this Act shall be available for paying premium pay under section 5546(a) of title 5, United States Code, to any Federal Aviation Administration employee unless such employee actually performed work during the time corresponding to such premium pay.

SEC. 115. None of the funds made available by this Act may be obligated or expended for an employee of the Federal Aviation Administration to purchase a store gift card or gift certificate through use of a Government-issued credit card.

SEC. 116. Notwithstanding any other provision of law, none of the funds made available under this Act or any prior Act may be used to implement or to continue to implement any limitation on the ability of any owner or operator of a private aircraft to obtain, upon a request to the Administrator of the Federal Aviation Administration, a blocking of that owner's or operator's aircraft registration number, Mode S transponder code, flight identification, call sign, or similar identifying information from any ground based display to the public that would allow the real-time or near real-time flight tracking of that aircraft's movements, except data made available to a Government agency, for the noncommercial flights of that owner or operator.

SEC. 117. None of the funds made available by this Act shall be available for salaries and expenses of more than nine political and Presidential appointees in the Federal Aviation Administration.

SEC. 118. None of the funds made available by this Act may be used to increase fees pursuant to section 44721 of title 49, United States Code, until the Federal Aviation Administration provides to the House and Senate Committees on Appropriations a report that justifies all fees related to aeronautical navigation products and explains how such fees are consistent with Executive Order No. 13642.

SEC. 119. None of the funds made available by this Act may be used to close a regional operations center of the Federal Aviation Administration or reduce its services unless the Administrator notifies the House and Senate Committees on Appropriations not less than 90 full business days in advance.

SEC. 119A. None of the funds made available by or limited by this Act may be used to change weight restrictions or prior permission rules at Teterboro airport in Teterboro, New Jersey.

SEC. 119B. None of the funds made available by this Act may be used by the Administrator of the Federal Aviation Administration to withhold from consideration and approval any new application for participation in the Contract Tower Program, or for reevaluation of Cost-share Program participants so long as the Federal Aviation Administration has received an application from the airport, and so long as the Administrator determines such tower is eligible using the factors set forth in Federal Aviation Administration published establishment criteria.

SEC. 119C. None of the funds made available by this Act may be used to open, close, redesignate as a lesser office, or reorganize a regional office, the aeronautical center, or the technical center unless the Administrator submits a request for the reprogramming of funds under section 405 of this Act.

SEC. 119D. The Federal Aviation Administration Administrative Services Franchise

Fund may be reimbursed after performance or paid in advance from funds available to the Federal Aviation Administration and other Federal agencies for which the Fund performs services.

SEC. 119E. None of the funds appropriated or otherwise made available to the FAA may be used to carry out the FAA's obligations under section 44502(e) of title 49, United States Code, unless the eligible air traffic system or equipment to be transferred to the FAA under section 44502(e) of title 49, United States Code, was purchased by the transferor airport—

(1) during the period of time beginning on October 5, 2018 and ending on December 31, 2021; or

(2) on or after January 1, 2022 for transferor airports located in a non-contiguous States.

SEC. 119F. Of the unobligated balances available to the Federal Aviation Administration, the following funds are hereby permanently rescinded:

(1) \$1,590,528.89 from funds made available for "Federal Aviation Administration—Facilities and Equipment", which were to remain available until expended, by title I of Public Law 104-50; and

(2) \$2,878.02 from funds made available for "Federal Aviation Administration—Facilities and Equipment" by chapter 10, division B, of Public Law 108-324.

SEC. 119G. None of the funds made available in this or any other Act shall be used to facilitate the assignment of individuals from a private-sector organization to the FAA to serve on a temporary basis.

FEDERAL HIGHWAY ADMINISTRATION  
LIMITATION ON ADMINISTRATIVE EXPENSES  
(HIGHWAY TRUST FUND)  
(INCLUDING TRANSFER OF FUNDS)

Not to exceed \$357,957,000 together with advances and reimbursements received by the Federal Highway Administration, shall be obligated for necessary expenses for administration and operation of the Federal Highway Administration: *Provided*, That in addition, \$2,404,000 shall be transferred to the Appalachian Regional Commission in accordance with section 104(a) of title 23, United States Code.

FEDERAL-AID HIGHWAYS  
(LIMITATION ON OBLIGATIONS)  
(HIGHWAY TRUST FUND)

Funds available for the implementation or execution of authorized Federal-aid highway and highway safety construction programs shall not exceed total obligations of \$44,486,843,000 for fiscal year 2024: *Provided*, That the limitation on obligations under this heading shall only apply to contract authority authorized from the Highway Trust Fund (other than the Mass Transit Account), unless otherwise specified in law.

(LIQUIDATION OF CONTRACT AUTHORIZATION)  
(HIGHWAY TRUST FUND)

For the payment of obligations incurred in carrying out authorized Federal-aid highway and highway safety construction programs, \$45,002,717,000 shall be derived from the Highway Trust Fund (other than the Mass Transit Account), to remain available until expended.

HIGHWAY INFRASTRUCTURE PROGRAMS  
(INCLUDING TRANSFER OF FUNDS)

There is hereby appropriated to the Secretary \$1,515,130,000: *Provided*, That the funds made available under this heading shall be derived from the general fund, shall be in addition to any funds provided for fiscal year 2024 in this or any other Act for: (1) "Federal-aid Highways" under chapter 1 of title 23, United States Code; (2) the Appalachian Development Highway System as authorized

under section 1069(y) of Public Law 102-240; (3) the nationally significant Federal lands and Tribal projects program under section 1123 of the FAST Act, as amended (23 U.S.C. 201 note); (4) the Northern Border Regional Commission (40 U.S.C. 15101 et seq.); or (5) the Denali Commission, and shall not affect the distribution or amount of funds provided in any other Act: *Provided further*, That, except for the funds made available under this heading for the Northern Border Regional Commission and the Denali Commission, section 11101(e) of Public Law 117-58 shall apply to funds made available under this heading: *Provided further*, That unless otherwise specified, amounts made available under this heading shall be available until September 30, 2027, and shall not be subject to any limitation on obligations for Federal-aid highways or highway safety construction programs set forth in any Act making annual appropriations: *Provided further*, That of the sums appropriated under this heading—

(1) \$519,473,000 shall be for the purposes, and in the amounts, specified for Congressionally Directed Spending in the table entitled "Congressionally Directed Spending" included in the report accompanying this Act: *Provided*, That, except as otherwise provided under this heading, the funds made available under this paragraph shall be administered as if apportioned under chapter 1 of title 23, United States Code: *Provided further*, That funds made available under this paragraph that are used for Tribal projects shall be administered as if allocated under chapter 2 of title 23, United States Code, except that the set-asides described in subparagraph (C) of section 202(b)(3) of title 23, United States Code, and subsections (a)(6), (c), and (e) of section 202 of such title, and section 1123(h)(1) of MAP-21 (as amended by Public Law 117-58), shall not apply to such funds;

(2) \$74,027,000 shall be for necessary expenses for construction of the Appalachian Development Highway System, as authorized under section 1069(y) of Public Law 102-240: *Provided*, That for the purposes of funds made available under this paragraph, the term "Appalachian State" means a State that contains 1 or more counties (including any political subdivision located within the area) in the Appalachian region as defined in section 14102(a) of title 40, United States Code: *Provided further*, That funds made available under this heading for construction of the Appalachian Development Highway System shall remain available until expended: *Provided further*, That, except as provided in the following proviso, funds made available under this heading for construction of the Appalachian Development Highway System shall be administered as if apportioned under chapter 1 of title 23, United States Code: *Provided further*, That a project carried out with funds made available under this heading for construction of the Appalachian Development Highway System shall be carried out in the same manner as a project under section 14501 of title 40, United States Code: *Provided further*, That subject to the following proviso, funds made available under this heading for construction of the Appalachian Development Highway System shall be apportioned to Appalachian States according to the percentages derived from the 2012 Appalachian Development Highway System Cost-to-Complete Estimate, adopted in Appalachian Regional Commission Resolution Number 736, and confirmed as each Appalachian State's relative share of the estimated remaining need to complete the Appalachian Development Highway System, adjusted to exclude those corridors that such States have no current plans to complete, as reported in the 2013 Appalachian Development Highway System Completion Report,

unless those States have modified and assigned a higher priority for completion of an Appalachian Development Highway System corridor, as reported in the 2020 Appalachian Development Highway System Future Outlook: *Provided further*, That the Secretary shall adjust apportionments made under the preceding proviso so that no Appalachian State shall be apportioned an amount in excess of 30 percent of the amount made available for construction of the Appalachian Development Highway System under this heading: *Provided further*, That the Secretary shall consult with the Appalachian Regional Commission in making adjustments under the preceding two provisos: *Provided further*, That the Federal share of the costs for which an expenditure is made for construction of the Appalachian Development Highway System under this heading shall be up to 100 percent;

(3) \$7,403,000 shall be for the nationally significant Federal lands and Tribal projects program under section 1123 of the FAST Act (23 U.S.C. 201 note);

(4) \$7,403,000 shall be transferred to the Northern Border Regional Commission (40 U.S.C. 15101 et seq.) to make grants, in addition to amounts otherwise made available to the Northern Border Regional Commission for such purpose, to carry out pilot projects that demonstrate the capabilities of wood-based infrastructure projects: *Provided*, That a grant made with funds made available under this paragraph shall be administered in the same manner as a grant made under subtitle V of title 40, United States Code;

(5) \$3,701,000 shall be transferred to the Denali Commission for activities eligible under section 307(e) of the Denali Commission Act of 1998 (42 U.S.C. 3121 note; Public Law 105-277): *Provided*, That funds made available under this paragraph shall not be subject to section 311 of such Act: *Provided further*, That except as otherwise provided under section 307(e) of such Act or this heading, funds made available under this paragraph shall be administered as if directly appropriated to the Denali Commission and subject to applicable provisions of such Act, including the requirement in section 307(e) of such Act that the local community provides a 10 percent non-Federal match in the form of any necessary land or planning and design funds: *Provided further*, That such funds shall be available until expended: *Provided further*, That the Federal share of the costs for which an expenditure is made with funds transferred under this paragraph shall be up to 90 percent;

(6) \$11,104,000 shall be transferred to the Denali Commission to carry out the Denali Access System Program under section 309 of the Denali Commission Act of 1998 (42 U.S.C. 3121 note; Public Law 105-277): *Provided*, That a transfer under this paragraph shall not be subject to section 311 of such Act: *Provided further*, That except as otherwise provided under this heading, funds made available under this paragraph shall be administered as if directly appropriated to the Denali Commission and subject to applicable provisions of such Act: *Provided further*, That funds made available under this paragraph shall not be subject to section 309(j)(2) of such Act: *Provided further*, That funds made available under this paragraph shall be available until expended: *Provided further*, That the Federal share of the costs for which an expenditure is made with funds transferred under this paragraph shall be up to 100 percent;

(7) \$8,883,000 shall be for the regional infrastructure accelerator demonstration program authorized under section 1441 of the FAST Act (23 U.S.C. 601 note): *Provided*, That for funds made available under this paragraph, the Federal share of the costs shall



be, at the option of the recipient, up to 100 percent;

(8) \$33,312,000 shall be for the active transportation infrastructure investment program under section 11529 of the Infrastructure Investment and Jobs Act (23 U.S.C. 217 note): *Provided*, That except as otherwise provided under such section or this heading, the funds made available under this paragraph shall be administered as if apportioned under chapter 1 of title 23, United States Code: *Provided further*, That funds made available under this paragraph shall remain available until expended;

(9) \$2,221,000 shall be to carry out the Pollinator-Friendly Practices on Roadsides and Highway Rights-of-Way Program under section 332 of title 23, United States Code;

(10) \$847,604,000 shall be for a bridge replacement and rehabilitation program: *Provided*, That, for the purposes of funds made available under this paragraph, the term “State” means any of the 50 States or the District of Columbia and the term “qualifying State” means any State in which the percentage of total deck area of bridges classified as in poor condition in such State is at least 5 percent or in which the percentage of total bridges classified as in poor condition in such State is at least 5 percent: *Provided further*, That, of the funds made available under this paragraph, the Secretary shall reserve \$4,442,000 for each State that does not meet the definition of a qualifying State: *Provided further*, That, after making the reservations under the preceding proviso, the Secretary shall distribute the remaining funds made available under this paragraph to each qualifying State by the proportion that the percentage of total deck area of bridges classified as in poor condition in such qualifying State bears to the sum of the percentages of total deck area of bridges classified as in poor condition in all qualifying States: *Provided further*, That, of the funds made available under this paragraph—

(A) no qualifying State shall receive more than \$44,416,000;

(B) each State shall receive an amount not less than \$4,442,000; and

(C) after calculating the distribution of funds pursuant to the preceding proviso, any amount in excess of \$44,416,000 shall be redistributed equally among each State that does not meet the Definition of a qualifying State:

*Provided further*, That the funds made available under this paragraph shall be used for highway bridge replacement or rehabilitation projects on public roads: *Provided further*, That for purposes of this paragraph, the Secretary shall calculate the percentages of total deck area of bridges (including the percentages of total deck area classified as in poor condition) and the percentages of total bridge counts (including the percentages of total bridges classified as in poor condition) based on the National Bridge Inventory as of December 31, 2018: *Provided further*, That, except as otherwise provided under this heading, the funds made available under this paragraph shall be administered as if apportioned under chapter 1 of title 23, United States Code.

ADMINISTRATIVE PROVISIONS—FEDERAL  
HIGHWAY ADMINISTRATION  
(INCLUDING RESCISSIONS)  
(INCLUDING TRANSFER OF FUNDS)

SEC. 120. (a) For fiscal year 2024, the Secretary of Transportation shall—

(1) not distribute from the obligation limitation for Federal-aid highways—

(A) amounts authorized for administrative expenses and programs by section 104(a) of title 23, United States Code; and

(B) amounts authorized for the Bureau of Transportation Statistics;

(2) not distribute an amount from the obligation limitation for Federal-aid highways that is equal to the unobligated balance of amounts—

(A) made available from the Highway Trust Fund (other than the Mass Transit Account) for Federal-aid highway and highway safety construction programs for previous fiscal years the funds for which are allocated by the Secretary (or apportioned by the Secretary under section 202 or 204 of title 23, United States Code); and

(B) for which obligation limitation was provided in a previous fiscal year;

(3) determine the proportion that—

(A) the obligation limitation for Federal-aid highways, less the aggregate of amounts not distributed under paragraphs (1) and (2) of this subsection; bears to

(B) the total of the sums authorized to be appropriated for the Federal-aid highway and highway safety construction programs (other than sums authorized to be appropriated for provisions of law described in paragraphs (1) through (11) of subsection (b) and sums authorized to be appropriated for section 119 of title 23, United States Code, equal to the amount referred to in subsection (b)(12) for such fiscal year), less the aggregate of the amounts not distributed under paragraphs (1) and (2) of this subsection;

(4) distribute the obligation limitation for Federal-aid highways, less the aggregate amounts not distributed under paragraphs (1) and (2), for each of the programs (other than programs to which paragraph (1) applies) that are allocated by the Secretary under authorized Federal-aid highway and highway safety construction programs, or apportioned by the Secretary under section 202 or 204 of title 23, United States Code, by multiplying—

(A) the proportion determined under paragraph (3); by

(B) the amounts authorized to be appropriated for each such program for such fiscal year; and

(5) distribute the obligation limitation for Federal-aid highways, less the aggregate amounts not distributed under paragraphs (1) and (2) and the amounts distributed under paragraph (4), for Federal-aid highway and highway safety construction programs that are apportioned by the Secretary under title 23, United States Code (other than the amounts apportioned for the National Highway Performance Program in section 119 of title 23, United States Code, that are exempt from the limitation under subsection (b)(12) and the amounts apportioned under sections 202 and 204 of that title) in the proportion that—

(A) amounts authorized to be appropriated for the programs that are apportioned under title 23, United States Code, to each State for such fiscal year; bears to

(B) the total of the amounts authorized to be appropriated for the programs that are apportioned under title 23, United States Code, to all States for such fiscal year.

(b) EXCEPTIONS FROM OBLIGATION LIMITATION.—The obligation limitation for Federal-aid highways shall not apply to obligations under or for—

(1) section 125 of title 23, United States Code;

(2) section 147 of the Surface Transportation Assistance Act of 1978 (23 U.S.C. 144 note; 92 Stat. 2714);

(3) section 9 of the Federal-Aid Highway Act of 1981 (95 Stat. 1701);

(4) subsections (b) and (j) of section 131 of the Surface Transportation Assistance Act of 1982 (96 Stat. 2119);

(5) subsections (b) and (c) of section 149 of the Surface Transportation and Uniform Relocation Assistance Act of 1987 (101 Stat. 198);

(6) sections 1103 through 1108 of the Intermodal Surface Transportation Efficiency Act of 1991 (105 Stat. 2027);

(7) section 157 of title 23, United States Code (as in effect on June 8, 1998);

(8) section 105 of title 23, United States Code (as in effect for fiscal years 1998 through 2004, but only in an amount equal to \$473,030,000 for each of those fiscal years);

(9) Federal-aid highway programs for which obligation authority was made available under the Transportation Equity Act for the 21st Century (112 Stat. 107) or subsequent Acts for multiple years or to remain available until expended, but only to the extent that the obligation authority has not lapsed or been used;

(10) section 105 of title 23, United States Code (as in effect for fiscal years 2005 through 2012, but only in an amount equal to \$473,030,000 for each of those fiscal years);

(11) section 1603 of SAFETEA-LU (23 U.S.C. 118 note; 119 Stat. 1248), to the extent that funds obligated in accordance with that section were not subject to a limitation on obligations at the time at which the funds were initially made available for obligation; and

(12) section 119 of title 23, United States Code (but, for each of fiscal years 2013 through 2024, only in an amount equal to \$473,030,000).

(c) REDISTRIBUTION OF UNUSED OBLIGATION AUTHORITY.—Notwithstanding subsection (a), the Secretary shall, after August 1 of such fiscal year—

(1) revise a distribution of the obligation limitation made available under subsection (a) if an amount distributed cannot be obligated during that fiscal year; and

(2) redistribute sufficient amounts to those States able to obligate amounts in addition to those previously distributed during that fiscal year, giving priority to those States having large unobligated balances of funds apportioned under sections 144 (as in effect on the day before the date of enactment of Public Law 112-141) and 104 of title 23, United States Code.

(d) APPLICABILITY OF OBLIGATION LIMITATIONS TO TRANSPORTATION RESEARCH PROGRAMS.—

(1) IN GENERAL.—Except as provided in paragraph (2), the obligation limitation for Federal-aid highways shall apply to contract authority for transportation research programs carried out under—

(A) chapter 5 of title 23, United States Code;

(B) title VI of the Fixing America's Surface Transportation Act; and

(C) title III of division A of the Infrastructure Investment and Jobs Act (Public Law 117-58).

(2) EXCEPTION.—Obligation authority made available under paragraph (1) shall—

(A) remain available for a period of 4 fiscal years; and

(B) be in addition to the amount of any limitation imposed on obligations for Federal-aid highway and highway safety construction programs for future fiscal years.

(e) REDISTRIBUTION OF CERTAIN AUTHORIZED FUNDS.—

(1) IN GENERAL.—Not later than 30 days after the date of distribution of obligation limitation under subsection (a), the Secretary shall distribute to the States any funds (excluding funds authorized for the program under section 202 of title 23, United States Code) that—

(A) are authorized to be appropriated for such fiscal year for Federal-aid highway programs; and

(B) the Secretary determines will not be allocated to the States (or will not be apportioned to the States under section 204 of title 23, United States Code), and will not be available for obligation, for such fiscal year

because of the imposition of any obligation limitation for such fiscal year.

(2) **RATIO.**—Funds shall be distributed under paragraph (1) in the same proportion as the distribution of obligation authority under subsection (a)(5).

(3) **AVAILABILITY.**—Funds distributed to each State under paragraph (1) shall be available for any purpose described in section 133(b) of title 23, United States Code.

SEC. 121. Notwithstanding 31 U.S.C. 3302, funds received by the Bureau of Transportation Statistics from the sale of data products, for necessary expenses incurred pursuant to chapter 63 of title 49, United States Code, may be credited to the Federal-aid highways account for the purpose of reimbursing the Bureau for such expenses.

SEC. 122. Not less than 15 days prior to waiving, under his or her statutory authority, any Buy America requirement for Federal-aid highways projects, the Secretary of Transportation shall make an informal public notice and comment opportunity on the intent to issue such waiver and the reasons therefor: *Provided*, That the Secretary shall post on a website any waivers granted under the Buy America requirements.

SEC. 123. None of the funds made available in this Act may be used to make a grant for a project under section 117 of title 23, United States Code, unless the Secretary, at least 60 days before making a grant under that section, provides written notification to the House and Senate Committees on Appropriations of the proposed grant, including an evaluation and justification for the project and the amount of the proposed grant award.

SEC. 124. (a) A State or territory, as defined in section 165 of title 23, United States Code, may use for any project eligible under section 133(b) of title 23 or section 165 of title 23 and located within the boundary of the State or territory any earmarked amount, and any associated obligation limitation: *Provided*, That the Department of Transportation for the State or territory for which the earmarked amount was originally designated or directed notifies the Secretary of its intent to use its authority under this section and submits an annual report to the Secretary identifying the projects to which the funding would be applied. Notwithstanding the original period of availability of funds to be obligated under this section, such funds and associated obligation limitation shall remain available for obligation for a period of 3 fiscal years after the fiscal year in which the Secretary is notified. The Federal share of the cost of a project carried out with funds made available under this section shall be the same as associated with the earmark.

(b) In this section, the term “earmarked amount” means—

(1) congressionally directed spending, as defined in rule XLIV of the Standing Rules of the Senate, identified in a prior law, report, or joint explanatory statement, which was authorized to be appropriated or appropriated more than 10 fiscal years prior to the current fiscal year, and administered by the Federal Highway Administration; or

(2) a congressional earmark, as defined in rule XXI of the Rules of the House of Representatives, identified in a prior law, report, or joint explanatory statement, which was authorized to be appropriated or appropriated more than 10 fiscal years prior to the current fiscal year, and administered by the Federal Highway Administration.

(c) The authority under subsection (a) shall be applied to projects within the same general geographic area within 25 miles for which the funding was designated.

(d) The Secretary shall submit consolidated reports of the information provided by the States and territories annually to the House and Senate Committees on Appropriations.

SEC. 125. (a) Of the unallocated and unobligated balances available to the Federal Highway Administration, the following funds are hereby permanently rescinded, subject to subsections (b) and (c), from the following accounts and programs in the specified amounts:

(1) \$33,437,074.13 from funds available in the “Surface Transportation Priorities” account (69 X 0538) (other than funds made available for projects in Kentucky, Maine, Mississippi, or West Virginia);

(2) \$1,839,129.40 from funds available in the “Delta Regional Transportation Development Program” account (69 X 0551);

(3) \$11,064,579.57 from funds available in the “Appalachian Development Highway System” account (69 X 0640);

(4) \$9,264.22 from funds available in the “Highway Beautification” account (69 X 0540);

(5) \$1,375,400 from funds available in the “State Infrastructure Banks” account (69 X 0549);

(6) \$90,435 from funds available in the “Railroad-Highway Crossings Demonstration Projects” account (69 X 0557);

(7) \$5,211,248.53 from funds available in the “Interstate Transfer Grants—Highway” account (69 X 0560);

(8) \$133,231.12 from funds available in the “Kentucky Bridge Project” account (69 X 0572);

(9) \$2,887.56 from funds available in the “Highway Demonstration Project—Preliminary Engineering” account (69 X 0583);

(10) \$149,083.06 from funds available in the “Highway Demonstration Projects” account (69 X 0598);

(11) \$68,438.40 from funds available in the “Miscellaneous Highway Projects” account (69 X 0641);

(b) No amounts may be cancelled under subsection (a) from any funds for which a State exercised its authority under section 125 of division L of Public Law 114-113, section 422 of division K of Public Law 115-31, section 126 of division L of Public Law 115-141, section 125 of division G of Public Law 116-6, section 125 of division H of Public Law 116-94, section 124 of division L of Public Law 116-260, section 124 of division L of Public Law 117-103, or section 124 of division L of Public Law 117-328.

(c) No amounts may be cancelled under subsection (a) from any amounts that were designated by the Congress as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 126. (a) Notwithstanding any other provision of law, of the funds described in subsection (b)—

(1) \$14,805,000 shall be made available to the Secretary to carry out the national scenic byways program under section 162 of title 23, United States Code: *Provided*, That, except as otherwise provided under this section, the funds made available under this paragraph shall be administered as if apportioned under chapter 1 of title 23, United States Code: *Provided further*, That section 11101(e) of Public Law 117-58 shall apply to funds made available under this paragraph;

(2) \$22,208,000 shall be made available to the Secretary to carry out the nationally significant Federal lands and Tribal projects program under section 1123 of the FAST Act (23 U.S.C. 201 note); and

(3) \$111,040,000 shall be made available to the Secretary for competitive awards for activities eligible under section 176(d)(4) of title 23, United States Code, of which \$92,533,000 shall be for such activities eligible under subparagraph (A) of such section and \$18,507,000 shall be for such activities eligible under subparagraph (C) of such section: *Provided*, That, except as otherwise provided

under this section, the funds made available under this paragraph shall be administered as if apportioned under chapter 1 of title 23, United States Code: *Provided further*, That, except as otherwise provided under this section, funds made available under this paragraph shall be administered as if made available to carry out section 176(d) of such title: *Provided further*, That, for purposes of the calculation under section 176(d)(5)(G)(ii) of such title, amounts made available under this paragraph shall be included in the calculation of the total amount provided for fiscal year 2024 under section 176(d) of such title: *Provided further*, That for purposes of applying the set-asides under section 176(d)(5)(H)(ii) and (iii) of such title, amounts made available under this paragraph for competitive awards for activities eligible under sections 176(d)(4)(A) and 176(d)(4)(C) of such title shall be included in the calculation of the amounts made available to carry out section 176(d) of such title for fiscal year 2024: *Provided further*, That, the Secretary may retain not more than a total of 5 percent of the amounts made available under this paragraph to carry out this paragraph and to review applications for grants under this paragraph, and may transfer portions of the funds retained under this proviso to the relevant Administrators to fund the award and oversight of grants provided under this paragraph: *Provided further*, That a project assisted with funds made available under this paragraph shall be treated as a project on a Federal-aid highway: *Provided further*, That section 11101(e) of Public Law 117-58 shall apply to funds made available under this paragraph.

(b) Funds described in this subsection are any funds that—

(1) are unobligated on the date of enactment of this Act; and

(2) were made available for credit assistance under—

(A) the transportation infrastructure finance and innovation program under subchapter II of chapter 1 of title 23, United States Code, as in effect prior to August 10, 2005; or

(B) the transportation infrastructure finance and innovation program under chapter 6 of title 23, United States Code.

(c) Funds made available under subsection (a) shall—

(1) be subject to the obligation limitation for Federal-aid highway and highway safety construction programs; and

(2) unless otherwise specified under this section, be available until September 30, 2027.

SEC. 127. Section 127 of title 23, United States Code, is amended by inserting at the end the following:

“(x) **CERTAIN AGRICULTURAL VEHICLES IN THE STATE OF MISSISSIPPI.**—

“(1) **IN GENERAL.**—The State of Mississippi may allow, by special permit, the operation of a covered agricultural vehicle on the Interstate System in the State of Mississippi if such vehicle does not exceed—

“(A) a gross vehicle weight of 88,000 pounds; and

“(B) 110 percent of the maximum weight on any axle or axle group described in subsection (a)(2), including any enforcement tolerance.

“(2) **COVERED AGRICULTURAL VEHICLE DEFINED.**—In this subsection, the term ‘covered agricultural vehicle’ means a vehicle that is transporting unprocessed agricultural crops used for food, feed or fiber, or raw or unfinished forest products, including logs, pulpwood, biomass or wood chips.

“(y) **OPERATION OF CERTAIN VEHICLES IN WEST VIRGINIA.**—

“(1) IN GENERAL.—The State of West Virginia may allow, by special permit, the operation of a vehicle that is transporting materials and equipment on the Interstate System in the State of West Virginia if such vehicle does not exceed 110 percent of the maximum weight on any axle or axle group described in subsection (a)(2), including any enforcement tolerance, provided the remaining gross vehicle weight requirements of subsection (a) are met.

“(2) DEFINITION.—In this subsection, the term ‘materials and equipment’ means materials and equipment that are used on a project eligible under this chapter.”.

FEDERAL MOTOR CARRIER SAFETY  
ADMINISTRATION  
MOTOR CARRIER SAFETY OPERATIONS AND  
PROGRAMS  
(LIQUIDATION OF CONTRACT AUTHORIZATION)  
(LIMITATION ON OBLIGATIONS)  
(HIGHWAY TRUST FUND)  
(INCLUDING TRANSFER OF FUNDS)

For payment of obligations incurred in the implementation, execution and administration of motor carrier safety operations and programs pursuant to section 31110 of title 49, United States Code, as amended by the Infrastructure Investment and Jobs Act (Public Law 117–58), \$256,132,000, to be derived from the Highway Trust Fund (other than the Mass Transit Account), together with advances and reimbursements received by the Federal Motor Carrier Safety Administration, the sum of which shall remain available until expended: *Provided*, That funds available for implementation, execution, or administration of motor carrier safety operations and programs authorized under title 49, United States Code, shall not exceed total obligations of \$322,016,000, for “Motor Carrier Safety Operations and Programs” for fiscal year 2024, of which \$44,416,000 is to be transferred and made available from prior year unobligated contract authority provided for Motor Carrier Safety Grants or Motor Carrier Safety Operations and Programs in the current or prior appropriations or authorization Acts: *Provided further*, That of the sums appropriated under this heading:

(1) \$10,418,000, to remain available for obligation until September 30, 2026, is for the research and technology program;

(2) not less than \$73,359,000, to remain available for obligation until September 30, 2026, is for development, modernization, enhancement, and continued operation and maintenance of information technology and information management; and

(3) not less than \$17,766,000, to remain available for obligation until expended, is for a study of the causal factors of fatal medium-duty truck crashes: *Provided*, That the activities funded by the previous proviso may be accomplished through direct expenditure, direct research activities, grants, cooperative agreements, contracts, intra- or inter agency agreements, or other agreements with public organizations: *Provided further*, That such amounts, payments, and obligation limitation as may be necessary to carry out the study of the causal factors of fatal medium duty truck crashes may be transferred and credited to appropriate accounts of other participating Federal agencies.

MOTOR CARRIER SAFETY GRANTS  
(LIQUIDATION OF CONTRACT AUTHORIZATION)  
(LIMITATION ON OBLIGATIONS)  
(HIGHWAY TRUST FUND)

For payment of obligations incurred in carrying out sections 31102, 31103, 31104, and 31313 of title 49, United States Code, \$382,199,000, to be derived from the Highway Trust Fund (other than the Mass Transit Ac-

count) and to remain available until expended: *Provided*, That funds available for the implementation or execution of motor carrier safety programs shall not exceed total obligations of \$382,199,000 in fiscal year 2024 for “Motor Carrier Safety Grants”: *Provided further*, That of the amounts made available under this heading—

(1) \$300,918,000, to remain available for obligation until September 30, 2025, shall be for the motor carrier safety assistance program;

(2) \$32,202,000, to remain available for obligation until September 30, 2025, shall be for the commercial driver’s license program implementation program;

(3) \$44,416,000, to remain available for obligation until September 30, 2025, shall be for the high priority program;

(4) \$962,000, to remain available for obligation until September 30, 2025, shall be for the commercial motor vehicle operators grant program; and

(5) \$3,701,000, to remain available for obligation until September 30, 2025, shall be for the commercial motor vehicle enforcement training and support grant program.

ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR  
CARRIER SAFETY ADMINISTRATION

SEC. 130. The Federal Motor Carrier Safety Administration shall send notice of section 385.308 of title 49, Code of Federal Regulations, violations by certified mail, registered mail, or another manner of delivery, which records the receipt of the notice by the persons responsible for the violations.

SEC. 131. None of the funds appropriated or otherwise made available to the Department of Transportation by this Act or any other Act may be obligated or expended to implement, administer, or enforce the requirements of section 31137 of title 49, United States Code, or any regulation issued by the Secretary pursuant to such section, with respect to the use of electronic logging devices by operators of commercial motor vehicles, as defined in section 31132(1) of such title, transporting livestock as defined in section 602 of the Emergency Livestock Feed Assistance Act of 1988 (7 U.S.C. 1471) or insects.

SEC. 132. None of the funds made available by this or any other Act may be used to require the use of inward facing cameras or require a motor carrier to register an apprenticeship program with the Department of Labor as a condition for participation in the Safe Driver Apprenticeship Pilot Program.

NATIONAL HIGHWAY TRAFFIC SAFETY  
ADMINISTRATION  
OPERATIONS AND RESEARCH

For expenses necessary to discharge the functions of the Secretary, with respect to traffic and highway safety, authorized under chapter 301 and part C of subtitle VI of title 49, United States Code, \$164,339,000, to remain available through September 30, 2025.

OPERATIONS AND RESEARCH  
(LIQUIDATION OF CONTRACT AUTHORIZATION)  
(LIMITATION ON OBLIGATIONS)  
(HIGHWAY TRUST FUND)

For payment of obligations incurred in carrying out the provisions of section 403 of title 23, United States Code, including behavioral research on Automated Driving Systems and Advanced Driver Assistance Systems and improving consumer responses to safety recalls, section 25024 of the Infrastructure Investment and Jobs Act (Public Law 117–58), and chapter 303 of title 49, United States Code, \$148,941,000, to be derived from the Highway Trust Fund (other than the Mass Transit Account) and to remain available until expended: *Provided*, That none of the funds in this Act shall be available for the planning or execution of programs the total obligations for which, in fiscal year

2024, are in excess of \$148,941,000: *Provided further*, That of the sums appropriated under this heading—

(1) \$143,612,000 shall be for programs authorized under section 403 of title 23, United States Code, including behavioral research on Automated Driving Systems and Advanced Driver Assistance Systems and improving consumer responses to safety recalls, and section 25024 of the Infrastructure Investment and Jobs Act (Public Law 117–58); and

(2) \$5,330,000 shall be for the National Driver Register authorized under chapter 303 of title 49, United States Code: *Provided further*, That within the \$148,941,000 obligation limitation for operations and research, \$42,565,000 shall remain available until September 30, 2025, and shall be in addition to the amount of any limitation imposed on obligations for future years: *Provided further*, That amounts for behavioral research on Automated Driving Systems and Advanced Driver Assistance Systems and improving consumer responses to safety recalls are in addition to any other funds provided for those purposes for fiscal year 2024 in this Act.

HIGHWAY TRAFFIC SAFETY GRANTS  
(LIQUIDATION OF CONTRACT AUTHORIZATION)  
(LIMITATION ON OBLIGATIONS)  
(HIGHWAY TRUST FUND)

For payment of obligations incurred in carrying out provisions of sections 402, 404, and 405 of title 23, United States Code, and grant administration expenses under chapter 4 of title 23, United States Code, to remain available until expended, \$602,059,000, to be derived from the Highway Trust Fund (other than the Mass Transit Account): *Provided*, That none of the funds in this Act shall be available for the planning or execution of programs for which the total obligations in fiscal year 2024 are in excess of \$602,059,000 for programs authorized under sections 402, 404, and 405 of title 23, United States Code, and grant administration expenses under chapter 4 of title 23, United States Code: *Provided further*, That of the sums appropriated under this heading—

(1) \$280,117,000 shall be for “Highway Safety Programs” under section 402 of title 23, United States Code;

(2) \$261,684,000 shall be for “National Priority Safety Programs” under section 405 of title 23, United States Code;

(3) \$29,833,000 shall be for the “High Visibility Enforcement Program” under section 404 of title 23, United States Code; and

(4) \$30,426,000 shall be for grant administrative expenses under chapter 4 of title 23, United States Code:

*Provided further*, That none of these funds shall be used for construction, rehabilitation, or remodeling costs, or for office furnishings and fixtures for State, local or private buildings or structures: *Provided further*, That not to exceed \$370,000 of the funds made available for “National Priority Safety Programs” under section 405 of title 23, United States Code, for “Impaired Driving Countermeasures” (as described in subsection (d) of that section) shall be available for technical assistance to the States: *Provided further*, That with respect to the “Transfers” provision under section 405(a)(8) of title 23, United States Code, any amounts transferred to increase the amounts made available under section 402 shall include the obligation authority for such amounts: *Provided further*, That the Administrator shall notify the House and Senate Committees on Appropriations of any exercise of the authority granted under the preceding proviso or under section 405(a)(8) of title 23, United States Code, within 5 days.

ADMINISTRATIVE PROVISIONS—NATIONAL  
HIGHWAY TRAFFIC SAFETY ADMINISTRATION

SEC. 140. An additional \$96,000 shall be made available to the National Highway Traffic Safety Administration, out of the amount limited for section 402 of title 23, United States Code, to pay for travel and related expenses for State management reviews and to pay for core competency development training and related expenses for highway safety staff.

SEC. 141. The limitations on obligations for the programs of the National Highway Traffic Safety Administration set in this Act shall not apply to obligations for which obligation authority was made available in previous public laws but only to the extent that the obligation authority has not lapsed or been used.

SEC. 142. None of the funds in this Act or any other Act shall be used to enforce the requirements of section 405(a)(9) of title 23, United States Code.

FEDERAL RAILROAD ADMINISTRATION  
SAFETY AND OPERATIONS

For necessary expenses of the Federal Railroad Administration, not otherwise provided for, \$198,242,000, of which \$18,507,000 shall remain available until expended.

RAILROAD RESEARCH AND DEVELOPMENT

For necessary expenses for railroad research and development, \$43,676,000, to remain available until expended: *Provided*, That of the amounts provided under this heading, up to \$2,221,000 shall be available pursuant to section 20108(d) of title 49, United States Code, for the construction, alteration, and repair of buildings and improvements at the Transportation Technology Center.

FEDERAL-STATE PARTNERSHIP FOR INTERCITY  
PASSENGER RAIL

For necessary expenses related to Federal-State Partnership for Intercity Passenger Rail grants as authorized by section 24911 of title 49, United States Code, \$74,027,000, to remain available until expended: *Provided*, That the Secretary may withhold up to 2 percent of the amounts made available under this heading in this Act for the costs of award and project management oversight of grants carried out under title 49, United States Code.

CONSOLIDATED RAIL INFRASTRUCTURE AND  
SAFETY IMPROVEMENTS  
(INCLUDING TRANSFER OF FUNDS)

For necessary expenses related to Consolidated Rail Infrastructure and Safety Improvements grants, as authorized by section 22907 of title 49, United States Code, \$424,069,000, to remain available until expended: *Provided*, That of the amounts made available under this heading in this Act—

(1) \$53,936,000 shall be made available for the purposes, and in amounts, specified for Congressionally Directed Spending in the table entitled “Congressionally Directed Spending” included in the report accompanying this Act: *Provided further*, That requirements under subsections (g) and (l) of section 22907 of title 49, United States Code, shall not apply to the preceding proviso: *Provided further*, That any remaining funds available after the distribution of the Congressionally Directed Spending described in this paragraph shall be available to the Secretary to distribute as discretionary grants under this heading; and

(2) not less than \$3,701,000 shall be available for workforce development and training activities as authorized under section 22907(c)(13) of title 49, United States Code: *Provided further*, That for amounts made available under this heading in this Act, eligible projects under section 22907(c)(8) of

title 49, United States Code, shall also include railroad systems planning (including the preparation of regional intercity passenger rail plans and State Rail Plans) and railroad project development activities (including railroad project planning, preliminary engineering, design, environmental analysis, feasibility studies, and the development and analysis of project alternatives): *Provided further*, That section 22905(f) of title 49, United States Code, shall not apply to amounts made available under this heading in this Act for projects that implement or sustain positive train control systems otherwise eligible under section 22907(c)(1) of title 49, United States Code: *Provided further*, That amounts made available under this heading in this Act for projects selected for commuter rail passenger transportation may be transferred by the Secretary, after selection, to the appropriate agencies to be administered in accordance with chapter 53 of title 49, United States Code: *Provided further*, That for amounts made available under this heading in this Act, eligible recipients under section 22907(b)(7) of title 49, United States Code, shall include any holding company of a Class II railroad or Class III railroad (as those terms are defined in section 20102 of title 49, United States Code): *Provided further*, That section 22907(e)(1)(A) of title 49, United States Code, shall not apply to amounts made available under this heading in this Act: *Provided further*, That section 22907(e)(1)(A) of title 49, United States Code, shall not apply to amounts made available under this heading in previous fiscal years if such funds are announced in a notice of funding opportunity that includes funds made available under this heading in this Act: *Provided further*, That the preceding proviso shall not apply to funds made available under this heading in the Infrastructure Investment and Jobs Act (division J of Public Law 117–58): *Provided further*, That unobligated balances remaining after 6 years from the date of enactment of this Act may be used for any eligible project under section 22907(c) of title 49, United States Code: *Provided further*, That the Secretary may withhold up to 2 percent of the amounts made available under this heading in this Act for the costs of award and project management oversight of grants carried out under title 49, United States Code.

NORTHEAST CORRIDOR GRANTS TO THE  
NATIONAL RAILROAD PASSENGER CORPORATION

To enable the Secretary of Transportation to make grants to the National Railroad Passenger Corporation for activities associated with the Northeast Corridor as authorized by section 22101(a) of the Infrastructure Investment and Jobs Act (Public Law 117–58), \$844,970,000, to remain available until expended: *Provided*, That the Secretary may retain up to one-half of 1 percent of the amounts made available under both this heading in this Act and the “National Network Grants to the National Railroad Passenger Corporation” heading in this Act to fund the costs of project management and oversight of activities authorized by section 22101(c) of the Infrastructure Investment and Jobs Act (Public Law 117–58): *Provided further*, That in addition to the project management oversight funds authorized under section 22101(c) of the Infrastructure Investment and Jobs Act (Public Law 117–58), the Secretary may retain up to an additional \$3,701,000 of the amounts made available under this heading in this Act to fund expenses associated with the Northeast Corridor Commission established under section 24905 of title 49, United States Code.

NATIONAL NETWORK GRANTS TO THE NATIONAL  
RAILROAD PASSENGER CORPORATION

To enable the Secretary of Transportation to make grants to the National Railroad

Passenger Corporation for activities associated with the National Network as authorized by section 22101(b) of the Infrastructure Investment and Jobs Act (division B of Public Law 117–58), \$971,993,000, to remain available until expended: *Provided*, That the Secretary may retain up to an additional \$2,221,000 of the funds provided under this heading in this Act to fund expenses associated with the State-Supported Route Committee established under section 24712 of title 49, United States Code: *Provided further*, That none of the funds provided under this heading in this Act shall be used by Amtrak to give notice under subsection (a) or (c) of section 24706 of title 49, United States Code, with respect to long-distance routes (as defined in section 24102 of title 49, United States Code) on which Amtrak is the sole operator on a host railroad’s line and a positive train control system is not required by law or regulation, or, except in an emergency or during maintenance or construction outages impacting such routes, to otherwise discontinue, reduce the frequency of, suspend, or substantially alter the route of rail service on any portion of such route operated in fiscal year 2018, including implementation of service permitted by section 24305(a)(3)(A) of title 49, United States Code, in lieu of rail service: *Provided further*, That the National Railroad Passenger Corporation may use up to \$48,858,000 of the amounts made available under this heading in this Act for corridor development activities as authorized by section 22101(h) of division B of Public Law 117–58.

ADMINISTRATIVE PROVISIONS—FEDERAL  
RAILROAD ADMINISTRATION  
(INCLUDING RESCISSIONS)  
(INCLUDING TRANSFER OF FUNDS)

SEC. 150. None of the funds made available by this Act may be used by the National Railroad Passenger Corporation in contravention of the Worker Adjustment and Retraining Notification Act (29 U.S.C. 2101 et seq.).

SEC. 151. The amounts made available to the Secretary or to the Federal Railroad Administration for the costs of award, administration, and project management oversight of financial assistance which are administered by the Federal Railroad Administration, in this and prior Acts, may be transferred to the Federal Railroad Administration’s “Financial Assistance Oversight and Technical Assistance” account for the necessary expenses to support the award, administration, project management oversight, and technical assistance of financial assistance administered by the Federal Railroad Administration, in the same manner as appropriated for in this and prior Acts: *Provided*, That this section shall not apply to amounts that were previously designated by the Congress as an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985.

SEC. 152. Of the unobligated balances of funds remaining from—

(1) “Northeast Corridor Improvement Program” account totaling \$126,348 appropriated by Public Law 114–113 is hereby permanently rescinded;

(2) “Railroad Safety Grants” account totaling \$81,257.66 appropriated by Public Law 113–235 is hereby permanently rescinded;

(3) “Capital Assistance for High Speed Rail Corridors and Intercity Passenger Rail Service” account totaling \$53,118,096.83 appropriated by Public Law 111–117 is hereby permanently rescinded;

(4) “Next Generation High-Speed Rail” account totaling \$94.94 appropriated by Public Law 108–447 is hereby permanently rescinded; and

(5) “Grants to the National Railroad Passenger Corporation” account totaling \$678.16 appropriated by Public Law 108-447.

SEC. 153. None of the funds made available to the National Railroad Passenger Corporation may be used to fund any overtime costs in excess of \$26,000 for any individual employee: *Provided*, That the President of Amtrak may waive the cap set in the preceding proviso for specific employees when the President of Amtrak determines such a cap poses a risk to the safety and operational efficiency of the system: *Provided further*, That the President of Amtrak shall report to the House and Senate Committees on Appropriations no later than 60 days after the date of enactment of this Act, a summary of all overtime payments incurred by Amtrak for 2023 and the 3 prior calendar years: *Provided further*, That such summary shall include the total number of employees that received waivers and the total overtime payments Amtrak paid to employees receiving waivers for each month for 2023 and for the 3 prior calendar years.

SEC. 154. It is the sense of Congress that—

(1) long-distance passenger rail routes provide much-needed transportation access for 4,700,000 riders in 325 communities in 40 States and are particularly important in rural areas; and

(2) long-distance passenger rail routes and services should be sustained to ensure connectivity throughout the National Network (as defined in section 24102 of title 49, United States Code).

#### FEDERAL TRANSIT ADMINISTRATION

##### TRANSIT FORMULA GRANTS

##### (LIQUIDATION OF CONTRACT AUTHORIZATION)

##### (LIMITATION ON OBLIGATIONS)

##### (HIGHWAY TRUST FUND)

For payment of obligations incurred in the Federal Public Transportation Assistance Program in this account, and for payment of obligations incurred in carrying out the provisions of 49 U.S.C. 5305, 5307, 5310, 5311, 5312, 5314, 5318, 5329(e)(6), 5334, 5335, 5337, 5339, and 5340, section 20005(b) of Public Law 112-141, and section 3006(b) of Public Law 114-94, \$10,356,316,000, to be derived from the Mass Transit Account of the Highway Trust Fund and to remain available until expended: *Provided*, That funds available for the implementation or execution of programs authorized under 49 U.S.C. 5305, 5307, 5310, 5311, 5312, 5314, 5318, 5329(e)(6), 5334, 5335, 5337, 5339, and 5340, section 20005(b) of Public Law 112-141, and section 3006(b) of Public Law 114-94, shall not exceed total obligations of \$10,356,316,000 in fiscal year 2024.

##### TRANSIT INFRASTRUCTURE GRANTS

For an additional amount for buses and bus facilities grants under section 5339(b) of title 49, United States Code, low or no emission grants under section 5339(c) of such title, ferry boats grants under section 5307(h) of such title, bus testing facilities under section 5318 of such title, accelerating innovative mobility initiative grants under section 5312 of such title, accelerating the adoption of zero emission buses under section 5312 of such title, Congressionally Directed Spending for projects and activities eligible under chapter 53 of such title, and ferry service for rural communities under section 71103 of division G of Public Law 117-58, \$198,584,000, to remain available until expended: *Provided*, That of the sums provided under this heading in this Act—

(1) \$59,221,000 shall be available for buses and bus facilities competitive grants as authorized under section 5339(b) of such title;

(2) \$34,052,000 shall be available for the low or no emission grants as authorized under section 5339(c) of such title: *Provided*, That the minimum grant award shall be not less than \$555,000;

(3) \$14,805,000 shall be available for ferry boat grants as authorized under section 5307(h) of such title: *Provided*, That of the amounts provided under this paragraph, no less than \$3,701,000 shall be available for low or zero emission ferries or ferries using electric battery or fuel cell components and the infrastructure to support such ferries;

(4) \$1,481,000 shall be available for the operation and maintenance of the bus testing facilities selected under section 5318 of such title;

(5) \$60,885,000 shall be available for the purposes, and in amounts, specified for Congressionally Directed Spending in the table entitled “Congressionally Directed Spending” included in the report accompanying this Act: *Provided*, That unless otherwise specified, applicable requirements under chapter 53 of title 49, United States Code, shall apply to amounts made available in this paragraph, except that the Federal share of the costs for a project in this paragraph shall be in an amount equal to 80 percent of the net costs of the project, unless the Secretary approves a higher maximum Federal share of the net costs of the project consistent with administration of similar projects funded under chapter 53 of title 49, United States Code;

(6) \$17,036,000 shall be available for ferry service for rural communities under section 71103 of division G of Public Law 117-58: *Provided*, That for amounts made available in this paragraph, notwithstanding section 71103(a)(2)(B), eligible service shall include passenger ferry service that serves at least two rural areas with a single segment over 15 miles between the two rural areas and is not otherwise eligible under section 5307(h) of title 49, United States Code: *Provided further*, That entities that provide eligible service pursuant to the preceding proviso may use amounts made available in this paragraph for public transportation capital projects to support any ferry service between two rural areas: *Provided further*, That entities eligible for amounts made available in this paragraph shall only provide ferry service to rural areas;

(7) \$7,403,000 shall be for the accelerating innovative mobility initiative as authorized under section 5312 of title 49, United States Code: *Provided*, That such amounts shall be available for competitive grants or demonstration projects that improve mobility and operational effectiveness, enhance the rider experience, create innovative service delivery models, or develop integrated payment solutions in order to help disseminate proven innovation mobility practices throughout the public transportation industry; and

(8) \$3,701,000 shall be available to support technical assistance, research, demonstration, or deployment activities or projects to accelerate the adoption of zero emission buses in public transit as authorized under section 5312 of title 49, United States Code: *Provided further*, That amounts made available under this heading in this Act shall be derived from the general fund: *Provided further*, That amounts made available under this heading in this Act shall not be subject to any limitation on obligations for transit programs set forth in this or any other Act.

##### TECHNICAL ASSISTANCE AND TRAINING

For necessary expenses to carry out section 5314 of title 49, United States Code, \$5,552,000, to remain available until September 30, 2025: *Provided*, That the assistance provided under this heading does not duplicate the activities of section 5311(b) or section 5312 of title 49, United States Code: *Provided further*, That amounts made available under this heading are in addition to any other amounts made available for such pur-

poses: *Provided further*, That amounts made available under this heading shall not be subject to any limitation on obligations set forth in this or any other Act.

##### CAPITAL INVESTMENT GRANTS

For necessary expenses to carry out fixed guideway capital investment grants under section 5309 of title 49, United States Code, and section 3005(b) of the Fixing America's Surface Transportation Act (Public Law 114-94), \$2,450,000,000, to remain available until expended: *Provided*, That of the sums appropriated under this heading in this Act—

(1) \$1,413,907,000 shall be available for projects authorized under section 5309(d) of title 49, United States Code;

(2) up to \$74,027,000 shall be available for projects authorized under section 5309(e) of title 49, United States Code;

(3) \$251,690,000 shall be available for projects authorized under section 5309(h) of title 49, United States Code; and

(4) up to \$74,027,000 shall be available for projects authorized under section 3005(b) of the Fixing America's Surface Transportation Act:

*Provided further*, That the Secretary shall continue to administer the capital investment grants program in accordance with the procedural and substantive requirements of section 5309 of title 49, United States Code, and of section 3005(b) of the Fixing America's Surface Transportation Act: *Provided further*, That projects that receive a grant agreement under the Expedited Project Delivery for Capital Investment Grants Pilot Program under section 3005(b) of the Fixing America's Surface Transportation Act shall be deemed eligible for funding provided for projects under section 5309 of title 49, United States Code, without further evaluation or rating under such section: *Provided further*, That such funding shall not exceed the Federal share under section 3005(b): *Provided further*, That funds allocated to any project during fiscal years 2015, 2016, or 2017 pursuant to section 5309 of title 49, United States Code, shall remain allocated to that project through fiscal year 2024: *Provided further*, That upon submission to the Congress of the fiscal year 2025 President's budget, the Secretary of Transportation shall transmit to Congress the annual report on capital investment grants, including proposed allocations for fiscal year 2025.

##### GRANTS TO THE WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY

For grants to the Washington Metropolitan Area Transit Authority as authorized under section 601 of division B of the Passenger Rail Investment and Improvement Act of 2008 (Public Law 110-432), \$111,040,000, to remain available until expended: *Provided*, That the Secretary of Transportation shall approve grants for capital and preventive maintenance expenditures for the Washington Metropolitan Area Transit Authority only after receiving and reviewing a request for each specific project: *Provided further*, That the Secretary shall determine that the Washington Metropolitan Area Transit Authority has placed the highest priority on those investments that will improve the safety of the system before approving such grants.

##### ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT ADMINISTRATION (INCLUDING RESCISSION)

##### (INCLUDING TRANSFER OF FUNDS)

SEC. 160. The limitations on obligations for the programs of the Federal Transit Administration shall not apply to any authority under 49 U.S.C. 5338, previously made available for obligation, or to any other authority previously made available for obligation.

SEC. 161. Notwithstanding any other provision of law, funds appropriated or limited by

this Act under the heading “Capital Investment Grants” of the Federal Transit Administration for projects specified in this Act not obligated by September 30, 2027, and other recoveries, shall be directed to projects eligible to use the funds for the purposes for which they were originally provided.

SEC. 162. Notwithstanding any other provision of law, any funds appropriated before October 1, 2023, under any section of chapter 53 of title 49, United States Code, that remain available for expenditure, may be transferred to and administered under the most recent appropriation heading for any such section.

SEC. 163. None of the funds made available by this Act or any other Act shall be used to adjust apportionments or withhold funds from apportionments pursuant to section 9503(e)(4) of the Internal Revenue Code of 1986 (26 U.S.C. 9503(e)(4)).

SEC. 164. None of the funds made available by this Act or any other Act shall be used to impede or hinder project advancement or approval for any project seeking a Federal contribution from the capital investment grants program of greater than 40 percent of project costs as authorized under section 5309 of title 49, United States Code.

SEC. 165. Of the unobligated balances made available before October 1, 2013 for “Transit Research” in Treasury Account 69-X-1137, \$581,046 is hereby permanently rescinded.

SEC. 166. (a) Of the unobligated balances made available for the “Clean Fuels Grant Program” under section 5308 of title 49, United States Code, \$2,968,000 shall be transferred to and administered under section 5339(c) of title 49, United States Code.

(b) Of the unobligated balances made available for the “Rural Transportation Accessibility Incentive Program” under section 3038 of Public Law 105-178, \$3,015,000 shall be transferred to and administered under section 5311 of title 49, United States Code.

(c) Of the unobligated balances made available for the “Alternatives Analysis Program” under section 5339 of title 49, United States Code, \$1,462,000 shall be transferred to and administered under section 5305 of title 49, United States Code.

(d) Of the unobligated balances made available for “Alternative Transportation in Parks and Public Lands” under section 5320 of title 49, United States Code, \$1,590,000 shall be transferred to and administered under section 5311 of title 49, United States Code.

(e) Of the unobligated balances made available for “Job Access and Reverse Commute Formula Grants” under section 5316 of title 49, United States Code, \$33,451,000 shall be available for competitive grants to eligible entities to assist areas of persistent poverty as defined under section 6702(a)(1) of title 49, United States Code, or historically disadvantaged communities, for the same purposes for which amounts were provided for grants to areas of persistent poverty under the heading “Federal Transit Administration—Transit Infrastructure Grants” in the Consolidated Appropriations Act, 2022 (Public Law 117-103).

(f) Of the unobligated balances made available for “New Freedom” under section 5317 of title 49, United States Code, \$30,008,000 shall be transferred and administered under section 5310 of title 49, United States Code.

(g) Of the unobligated balances made available for “Bus Capital” under section 5039 of title 49, United States Code, \$60,601,000 shall be transferred and administered under section 5339 of title 49, United States Code.

SEC. 167. (a) Funds obligated in fiscal year 2024 for grants under sections 5310 and 5311 of title 49, United States Code, may be used for up to 100 percent of the eligible net costs of a project, notwithstanding subsection (d) of

section 5310 and subsection (g) of section 5311 of such title.

(b) Notwithstanding section 5339(b)(6)(B) of title 49, United States Code, the Federal share of the costs for which an amount is provided in this Act to a federally recognized Indian Tribe for activities carried out under section 5339(b) of title 49, United States Code, may be, at the option of such Indian Tribe, up to 100 percent.

(c) Notwithstanding section 5339(c)(7)(A) of title 49, United States Code, the Federal share of the costs for which an amount is provided in this Act to a federally recognized Indian Tribe for activities carried out under section 5339(c) of title 49, United States Code, may be, at the option of such Indian Tribe, up to 100 percent.

SEC. 168. Section 5323 of title 49, United States Code, is amended in subsection (q)—

(1) in the matter preceding paragraph (1), by striking “CORRIDOR PRESERVATION” and inserting “REAL PROPERTY INTERESTS”;

(2) in paragraph (1)—

(A) by striking “right-of-way” each time it appears and inserting “real property interests”;

(B) by inserting “acquired” after “may use the”;

(3) in paragraph (2), by striking “Right-of-way” and inserting “Real property interests”.

#### GREAT LAKES ST. LAWRENCE SEAWAY DEVELOPMENT CORPORATION

The Great Lakes St. Lawrence Seaway Development Corporation is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to the Corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations, as provided by section 9104 of title 31, United States Code, as may be necessary in carrying out the programs set forth in the Corporation's budget for the current fiscal year.

#### OPERATIONS AND MAINTENANCE (HARBOR MAINTENANCE TRUST FUND)

For necessary expenses to conduct the operations, maintenance, and capital infrastructure activities on portions of the St. Lawrence Seaway owned, operated, and maintained by the Great Lakes St. Lawrence Seaway Development Corporation, \$29,824,000, to be derived from the Harbor Maintenance Trust Fund, pursuant to section 210 of the Water Resources Development Act of 1986 (33 U.S.C. 2238): *Provided*, That of the amounts made available under this heading, not less than \$12,066,000 shall be for the seaway infrastructure program.

#### MARITIME ADMINISTRATION MARITIME SECURITY PROGRAM

For necessary expenses to maintain and preserve a U.S.-flag merchant fleet as authorized under chapter 531 of title 46, United States Code, to serve the national security needs of the United States, \$235,404,000, to remain available until expended.

#### CABLE SECURITY FLEET

For the cable security fleet program, as authorized under chapter 532 of title 46, United States Code, \$7,403,000, to remain available until expended.

#### TANKER SECURITY PROGRAM

For Tanker Security Fleet payments, as authorized under section 53406 of title 46, United States Code, \$88,832,000, to remain available until expended.

#### OPERATIONS AND TRAINING

For necessary expenses of operations and training activities authorized by law, \$209,899,000: *Provided*, That of the sums appropriated under this heading—

(1) \$76,617,000 shall remain available until September 30, 2025, for the operations of the United States Merchant Marine Academy;

(2) \$16,286,000 shall remain available until expended for facilities maintenance and repair, and equipment, at the United States Merchant Marine Academy;

(3) \$51,819,000 shall remain available until expended for capital improvements at the United States Merchant Marine Academy;

(4) \$5,552,000 shall remain available until September 30, 2025, for the Maritime Environmental and Technical Assistance program authorized under section 50307 of title 46, United States Code; and

(5) \$7,403,000 shall remain available until expended, for the United States Marine Highway Program to make grants for the purposes authorized under section 55601 of title 46, United States Code:

*Provided further*, That the Administrator of the Maritime Administration shall transmit to the House and Senate Committees on Appropriations the annual report on sexual assault and sexual harassment at the United States Merchant Marine Academy as required pursuant to section 3510 of the National Defense Authorization Act for fiscal year 2017 (46 U.S.C. 51318): *Provided further*, That available balances under this heading for the Short Sea Transportation Program or America's Marine Highway Program (now known as the United States Marine Highway Program) from prior year recoveries shall be available to carry out activities authorized under section 55601 of title 46, United States Code.

#### STATE MARITIME ACADEMY OPERATIONS

For necessary expenses of operations, support, and training activities for State Maritime Academies, \$96,975,000: *Provided*, That of the sums appropriated under this heading—

(1) \$16,286,000 shall remain available until expended for maintenance, repair, and life extension of training ships at the State Maritime Academies;

(2) \$67,956,000 shall remain available until expended for the National Security Multi-Mission Vessel Program, including funds for construction, planning, administration, and design of school ships and, as determined by the Secretary, necessary expenses to design, plan, construct infrastructure, and purchase equipment necessary to berth such ships, of which up to \$6,588,000 may be used for expenses related to the oversight and management of school ships to include the purchase of equipment and the repair and maintenance of training vessels: *Provided*, That such funds may be used to reimburse State Maritime Academies for costs incurred prior to the date of enactment of this Act;

(3) \$1,777,000 shall remain available until September 30, 2028, for the Student Incentive Program;

(4) \$6,514,000 shall remain available until expended for training ship fuel assistance; and

(5) \$4,442,000 shall remain available until September 30, 2025, for direct payments for State Maritime Academies.

#### ASSISTANCE TO SMALL SHIPYARDS

To make grants to qualified shipyards as authorized under section 54101 of title 46, United States Code, \$14,805,000, to remain available until expended.

#### SHIP DISPOSAL

For necessary expenses related to the disposal of obsolete vessels in the National Defense Reserve Fleet of the Maritime Administration, \$4,457,000, to remain available until expended.

#### MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM ACCOUNT (INCLUDING TRANSFER OF FUNDS)

For the cost of guaranteed loans, \$76,262,000, of which \$74,027,000 shall remain



available until expended: *Provided*, That such costs, including the costs of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974, as amended: *Provided further*, That not to exceed \$2,236,000 shall be for administrative expenses to carry out the guaranteed loan program, which shall be transferred to and merged with the appropriations for “Maritime Administration—Operations and Training”.

#### PORT INFRASTRUCTURE DEVELOPMENT PROGRAM

To make grants to improve port facilities as authorized under section 54301 of title 46, United States Code, \$157,677,000, to remain available until expended: *Provided*, That projects eligible for amounts made available under this heading in this Act shall be projects for coastal seaports, inland river ports, or Great Lakes ports: *Provided further*, That of the amounts made available under this heading in this Act, not less than \$139,170,000 shall be for coastal seaports or Great Lakes ports: *Provided further*, That the requirements under section 3501(a)(9) of the National Defense Authorization Act for Fiscal Year 2023 (Public Law 117-263) shall apply to amounts made available under this heading in this Act: *Provided further*, That for grants awarded under this heading in this Act, the minimum grant size shall be \$740,000: *Provided further*, That for amounts made available under this heading in this Act, the requirement under section 54301(a)(6)(A)(ii) of title 46, United States Code, shall not apply to projects located in noncontiguous States or territories.

#### ADMINISTRATIVE PROVISION—MARITIME ADMINISTRATION

SEC. 170. Notwithstanding any other provision of this Act, in addition to any existing authority, the Maritime Administration is authorized to furnish utilities and services and make necessary repairs in connection with any lease, contract, or occupancy involving Government property under control of the Maritime Administration: *Provided*, That payments received therefor shall be credited to the appropriation charged with the cost thereof and shall remain available until expended: *Provided further*, That rental payments under any such lease, contract, or occupancy for items other than such utilities, services, or repairs shall be deposited into the Treasury as miscellaneous receipts.

#### PIPELINE AND HAZARDOUS MATERIALS SAFETY ADMINISTRATION

##### OPERATIONAL EXPENSES

For necessary operational expenses of the Pipeline and Hazardous Materials Safety Administration, \$23,452,000, of which \$3,331,000 shall remain available until September 30, 2026.

##### HAZARDOUS MATERIALS SAFETY

For expenses necessary to discharge the hazardous materials safety functions of the Pipeline and Hazardous Materials Safety Administration, \$55,191,000, of which \$8,935,000 shall remain available until September 30, 2026, of which \$740,000 shall be made available for carrying out section 5107(i) of title 49, United States Code: *Provided*, That up to \$592,000 in fees collected under section 5108(g) of title 49, United States Code, shall be deposited in the general fund of the Treasury as offsetting receipts: *Provided further*, That there may be credited to this appropriation, to be available until expended, funds received from States, counties, municipalities, other public authorities, and private sources for expenses incurred for training, for reports publication and dissemination, and for travel expenses incurred in performance of hazardous materials exemptions and approvals functions.

#### PIPELINE SAFETY (PIPELINE SAFETY FUND) (OIL SPILL LIABILITY TRUST FUND)

For expenses necessary to carry out a pipeline safety program, as authorized by section 60107 of title 49, United States Code, and to discharge the pipeline program responsibilities of the Oil Pollution Act of 1990 (Public Law 101-380), \$167,469,000, to remain available until September 30, 2026, of which \$22,208,000 shall be derived from the Oil Spill Liability Trust Fund; of which \$139,783,000 shall be derived from the Pipeline Safety Fund; of which \$296,000 shall be derived from the fees collected under section 60303 of title 49, United States Code, and deposited in the Liquefied Natural Gas Siting Account for compliance reviews of liquefied natural gas facilities; and of which \$5,182,000 shall be derived from fees collected under section 60302 of title 49, United States Code, and deposited in the Underground Natural Gas Storage Facility Safety Account for the purpose of carrying out section 60141 of title 49, United States Code: *Provided*, That not less than \$783,000 of the amounts made available under this heading shall be for the One-Call State grant program: *Provided further*, That any amounts made available under this heading in this Act or in prior Acts for research contracts, grants, cooperative agreements or research other transactions agreements (“OTAs”) shall require written notification to the House and Senate Committees on Appropriations not less than 3 full business days before such research contracts, grants, cooperative agreements, or research OTAs are announced by the Department of Transportation: *Provided further*, That the Secretary shall transmit to the House and Senate Committees on Appropriations the report on pipeline safety testing enhancement as required pursuant to section 105 of the Protecting our Infrastructure of Pipelines and Enhancing Safety Act of 2020 (division R of Public Law 116-260): *Provided further*, That the Secretary may obligate amounts made available under this heading to engineer, erect, alter, and repair buildings or make any other public improvements for research facilities at the Transportation Technology Center after the Secretary submits an updated research plan and the report in the preceding proviso to the House and Senate Committees on Appropriations and after such plan and report in the preceding proviso are approved by the House and Senate Committees on Appropriations.

#### EMERGENCY PREPAREDNESS GRANTS (LIMITATION ON OBLIGATIONS) (EMERGENCY PREPAREDNESS FUND)

For expenses necessary to carry out the Emergency Preparedness Grants program, not more than \$34,663,000 shall remain available until September 30, 2026, from amounts made available by section 5116(h) and subsections (b) and (c) of section 5128 of title 49, United States Code: *Provided*, That notwithstanding section 5116(h)(4) of title 49, United States Code, not more than 4 percent of the amounts made available from this account shall be available to pay the administrative costs of carrying out sections 5116, 5107(e), and 5108(g)(2) of title 49, United States Code: *Provided further*, That notwithstanding subsections (b) and (c) of section 5128 of title 49, United States Code, and the limitation on obligations provided under this heading, prior year recoveries recognized in the current year shall be available to develop and deliver hazardous materials emergency response training for emergency responders, including response activities for the transportation of crude oil, ethanol, flammable liquids, and other hazardous commodities by rail, consistent with National Fire Protec-

tion Association standards, and to make such training available through an electronic format: *Provided further*, That the prior year recoveries made available under this heading shall also be available to carry out sections 5116(a)(1)(C), 5116(h), 5116(i), 5116(j), and 5107(e) of title 49, United States Code.

#### OFFICE OF INSPECTOR GENERAL SALARIES AND EXPENSES

For necessary expenses of the Office of Inspector General to carry out the provisions of the Inspector General Act of 1978, as amended, \$86,205,000: *Provided*, That the Inspector General shall have all necessary authority, in carrying out the duties specified in the Inspector General Act, as amended (5 U.S.C. App.), to investigate allegations of fraud, including false statements to the government (18 U.S.C. 1001), by any person or entity that is subject to regulation by the Department of Transportation.

#### GENERAL PROVISIONS—DEPARTMENT OF TRANSPORTATION

SEC. 180. (a) During the current fiscal year, applicable appropriations to the Department of Transportation shall be available for maintenance and operation of aircraft; hire of passenger motor vehicles and aircraft; purchase of liability insurance for motor vehicles operating in foreign countries on official department business; and uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code.

(b) During the current fiscal year, applicable appropriations to the Department and its operating administrations shall be available for the purchase, maintenance, operation, and deployment of unmanned aircraft systems that advance the missions of the Department of Transportation or an operating administration of the Department of Transportation.

(c) Any unmanned aircraft system purchased, procured, or contracted for by the Department prior to the date of enactment of this Act shall be deemed authorized by Congress as if this provision was in effect when the system was purchased, procured, or contracted for.

SEC. 181. Appropriations contained in this Act for the Department of Transportation shall be available for services as authorized by section 3109 of title 5, United States Code, but at rates for individuals not to exceed the per diem rate equivalent to the rate for an Executive Level IV.

SEC. 182. (a) No recipient of amounts made available by this Act shall disseminate personal information (as defined in section 2725(3) of title 18, United States Code) obtained by a State department of motor vehicles in connection with a motor vehicle record as defined in section 2725(1) of title 18, United States Code, except as provided in section 2721 of title 18, United States Code, for a use permitted under section 2721 of title 18, United States Code.

(b) Notwithstanding subsection (a), the Secretary shall not withhold amounts made available by this Act for any grantee if a State is in noncompliance with this provision.

SEC. 183. None of the funds made available by this Act shall be available for salaries and expenses of more than 125 political and Presidential appointees in the Department of Transportation: *Provided*, That none of the personnel covered by this provision may be assigned on temporary detail outside the Department of Transportation.

SEC. 184. Funds received by the Federal Highway Administration and Federal Railroad Administration from States, counties, municipalities, other public authorities, and private sources for expenses incurred for

training may be credited respectively to the Federal Highway Administration's "Federal-Aid Highways" account and to the Federal Railroad Administration's "Safety and Operations" account, except for State rail safety inspectors participating in training pursuant to section 20105 of title 49, United States Code.

SEC. 185. None of the funds made available by this Act or in title VIII of division J of Public Law 117-58 to the Department of Transportation may be used to make a loan, loan guarantee, line of credit, letter of intent, federally funded cooperative agreement, full funding grant agreement, or discretionary grant unless the Secretary of Transportation notifies the House and Senate Committees on Appropriations not less than 3 full business days before any project competitively selected to receive any discretionary grant award, letter of intent, loan commitment, loan guarantee commitment, line of credit commitment, federally funded cooperative agreement, or full funding grant agreement is announced by the Department or its operating administrations: *Provided*, That the Secretary of Transportation shall provide the House and Senate Committees on Appropriations with a comprehensive list of all such loans, loan guarantees, lines of credit, letters of intent, federally funded cooperative agreements, full funding grant agreements, and discretionary grants prior to the notification required under the preceding proviso: *Provided further*, That the Secretary gives concurrent notification to the House and Senate Committees on Appropriations for any "quick release" of funds from the emergency relief program: *Provided further*, That no notification shall involve funds that are not available for obligation.

SEC. 186. Rebates, refunds, incentive payments, minor fees, and other funds received by the Department of Transportation from travel management centers, charge card programs, the subleasing of building space, and miscellaneous sources are to be credited to appropriations of the Department of Transportation and allocated to organizational units of the Department of Transportation using fair and equitable criteria and such funds shall be available until expended.

SEC. 187. Notwithstanding any other provision of law, if any funds provided by or limited by this Act are subject to a reprogramming action that requires notice to be provided to the House and Senate Committees on Appropriations, transmission of such reprogramming notice shall be provided solely to the House and Senate Committees on Appropriations, and such reprogramming action shall be approved or denied solely by the House and Senate Committees on Appropriations: *Provided*, That the Secretary of Transportation may provide notice to other congressional committees of the action of the House and Senate Committees on Appropriations on such reprogramming but not sooner than 30 days after the date on which the reprogramming action has been approved or denied by the House and Senate Committees on Appropriations.

SEC. 188. Funds appropriated by this Act to the operating administrations may be obligated for the Office of the Secretary for the costs related to assessments or reimbursable agreements only when such amounts are for the costs of goods and services that are purchased to provide a direct benefit to the applicable operating administration or administrations.

SEC. 189. The Secretary of Transportation is authorized to carry out a program that establishes uniform standards for developing and supporting agency transit pass and transit benefits authorized under section 7905 of title 5, United States Code, including distribution of transit benefits by various paper and electronic media.

SEC. 190. The Department of Transportation may use funds provided by this Act, or any other Act, to assist a contract under title 49 or 23 of the United States Code utilizing geographic, economic, or any other hiring preference not otherwise authorized by law, or to amend a rule, regulation, policy or other measure that forbids a recipient of a Federal Highway Administration or Federal Transit Administration grant from imposing such hiring preference on a contract or construction project with which the Department of Transportation is assisting, only if the grant recipient certifies the following:

(1) that except with respect to apprentices or trainees, a pool of readily available but unemployed individuals possessing the knowledge, skill, and ability to perform the work that the contract requires resides in the jurisdiction;

(2) that the grant recipient will include appropriate provisions in its bid document ensuring that the contractor does not displace any of its existing employees in order to satisfy such hiring preference; and

(3) that any increase in the cost of labor, training, or delays resulting from the use of such hiring preference does not delay or displace any transportation project in the applicable Statewide Transportation Improvement Program or Transportation Improvement Program.

SEC. 191. The Secretary of Transportation shall coordinate with the Secretary of Homeland Security to ensure that best practices for Industrial Control Systems Procurement are up-to-date and shall ensure that systems procured with funds provided under this title were procured using such practices.

This title may be cited as the "Department of Transportation Appropriations Act, 2024".

## TITLE II

### DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

#### MANAGEMENT AND ADMINISTRATION

##### EXECUTIVE OFFICES

For necessary salaries and expenses for Executive Offices, which shall be comprised of the offices of the Secretary, Deputy Secretary, Adjudicatory Services, Congressional and Intergovernmental Relations, Public Affairs, Small and Disadvantaged Business Utilization, and the Center for Faith-Based and Neighborhood Partnerships, \$14,361,000, to remain available until September 30, 2025: *Provided*, That not to exceed \$19,000 of the amount made available under this heading shall be available to the Secretary of Housing and Urban Development (referred to in this title as "the Secretary") for official reception and representation expenses as the Secretary may determine.

##### ADMINISTRATIVE SUPPORT OFFICES

For necessary salaries and expenses for Administrative Support Offices, \$516,853,000, to remain available until September 30, 2025: *Provided*, That of the sums appropriated under this heading—

(1) \$70,473,000 shall be available for the Office of the Chief Financial Officer;

(2) \$94,310,000 shall be available for the Office of the General Counsel, of which not less than \$16,064,000 shall be for the Departmental Enforcement Center;

(3) \$178,996,000 shall be available for the Office of Administration;

(4) \$41,307,000 shall be available for the Office of the Chief Human Capital Officer;

(5) \$23,985,000 shall be available for the Office of the Chief Procurement Officer;

(6) \$50,560,000 shall be available for the Office of Field Policy and Management;

(7) \$3,627,000 shall be available for the Office of Departmental Equal Employment Opportunity; and

(8) \$53,595,000 shall be available for the Office of the Chief Information Officer:

*Provided further*, That funds made available under this heading may be used for necessary administrative and non-administrative expenses of the Department, not otherwise provided for, including purchase of uniforms, or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; hire of passenger motor vehicles; and services as authorized by section 3109 of title 5, United States Code: *Provided further*, That notwithstanding any other provision of law, funds appropriated under this heading may be used for advertising and promotional activities that directly support program activities funded in this title: *Provided further*, That the Secretary shall provide the House and Senate Committees on Appropriations quarterly written notification regarding the status of pending congressional reports: *Provided further*, That the Secretary shall provide in electronic form all signed reports required by Congress.

##### PROGRAM OFFICES

For necessary salaries and expenses for Program Offices, \$824,730,000, to remain available until September 30, 2025: *Provided*, That of the sums appropriated under this heading—

(1) \$213,567,000 shall be available for the Office of Public and Indian Housing;

(2) \$126,215,000 shall be available for the Office of Community Planning and Development;

(3) \$367,912,000 shall be available for the Office of Housing;

(4) \$32,572,000 shall be available for the Office of Policy Development and Research;

(5) \$76,173,000 shall be available for the Office of Fair Housing and Equal Opportunity; and

(6) \$8,291,000 shall be available for the Office of Lead Hazard Control and Healthy Homes.

##### WORKING CAPITAL FUND

##### (INCLUDING TRANSFER OF FUNDS)

For the working capital fund for the Department of Housing and Urban Development (referred to in this paragraph as the "Fund"), pursuant, in part, to section 7(f) of the Department of Housing and Urban Development Act (42 U.S.C. 3535(f)), amounts transferred, including reimbursements pursuant to section 7(f), to the Fund under this heading shall be available only for Federal shared services used by offices and agencies of the Department, and for any such portion of any office or agency's printing, records management, space renovation, furniture, or supply services the Secretary has determined shall be provided through the Fund, and the operational expenses of the Fund: *Provided*, That amounts within the Fund shall not be available to provide services not specifically authorized under this heading: *Provided further*, That upon a determination by the Secretary that any other service (or portion thereof) authorized under this heading shall be provided through the Fund, amounts made available in this title for salaries and expenses under the headings "Executive Offices", "Administrative Support Offices", "Program Offices", and "Government National Mortgage Association", for such services shall be transferred to the Fund, to remain available until expended: *Provided further*, That the Secretary shall notify the House and Senate Committees on Appropriations of its plans for executing such transfers at least 15 days in advance of such transfers.

##### PUBLIC AND INDIAN HOUSING

##### TENANT-BASED RENTAL ASSISTANCE

For activities and assistance for the provision of tenant-based rental assistance authorized under the United States Housing Act of 1937, as amended (42 U.S.C. 1437 et seq.) (in this title "the Act"), not otherwise

provided for, \$16,832,131,000, to remain available until expended, which shall be available on October 1, 2023 (in addition to the \$4,000,000,000 previously appropriated under this heading that shall be available on October 1, 2023), and \$2,961,063,000, to remain available until expended, which shall be available on October 1, 2024: *Provided*, That of the sums appropriated under this heading—

(1) \$20,553,854,000 shall be available for renewals of expiring section 8 tenant-based annual contributions contracts (including renewals of enhanced vouchers under any provision of law authorizing such assistance under section 8(t) of the Act) and including renewal of other special purpose incremental vouchers: *Provided*, That notwithstanding any other provision of law, from amounts provided under this paragraph and any carryover, the Secretary for the calendar year 2024 funding cycle shall provide renewal funding for each public housing agency based on validated voucher management system (VMS) leasing and cost data for the prior calendar year and by applying an inflation factor as established by the Secretary, by notice published in the Federal Register, and by making any necessary adjustments for the costs associated with the first-time renewal of vouchers under this paragraph including tenant protection and Choice Neighborhoods vouchers: *Provided further*, That none of the funds provided under this paragraph may be used to fund a total number of unit months under lease which exceeds a public housing agency's authorized level of units under contract, except for public housing agencies participating in the Moving to Work (MTW) demonstration, which are instead governed in accordance with the requirements of the MTW demonstration program or their MTW agreements, if any: *Provided further*, That the Secretary shall, to the extent necessary to stay within the amount specified under this paragraph (except as otherwise modified under this paragraph), prorate each public housing agency's allocation otherwise established pursuant to this paragraph: *Provided further*, That except as provided in the following provisos, the entire amount specified under this paragraph (except as otherwise modified under this paragraph) shall be obligated to the public housing agencies based on the allocation and pro rata method described above, and the Secretary shall notify public housing agencies of their annual budget by the latter of 60 days after enactment of this Act or March 1, 2024: *Provided further*, That the Secretary may extend the notification period only after the House and Senate Committees on Appropriations are notified at least 10 business days in advance of the extension: *Provided further*, That public housing agencies participating in the MTW demonstration shall be funded in accordance with the requirements of the MTW demonstration program or their MTW agreements, if any, and shall be subject to the same pro rata adjustments under the preceding provisos: *Provided further*, That the Secretary may offset public housing agencies' calendar year 2024 allocations based on the excess amounts of public housing agencies' net restricted assets accounts, including HUD-held programmatic reserves (in accordance with VMS data in calendar year 2023 that is verifiable and complete), as determined by the Secretary: *Provided further*, That public housing agencies participating in the MTW demonstration shall also be subject to the offset, as determined by the Secretary, excluding amounts subject to the single fund budget authority provisions of their MTW agreements, from the agencies' calendar year 2024 MTW funding allocation: *Provided further*, That the Secretary shall use any offset referred to in the preceding two provisos throughout the

calendar year to prevent the termination of rental assistance for families as the result of insufficient funding, as determined by the Secretary, and to avoid or reduce the proration of renewal funding allocations: *Provided further*, That up to \$148,053,000 shall be available only:

(A) for adjustments in the allocations for public housing agencies, after application for an adjustment by a public housing agency that experienced a significant increase, as determined by the Secretary, in renewal costs of vouchers resulting from unforeseen circumstances or from portability under section 8(r) of the Act;

(B) for vouchers that were not in use during the previous 12-month period in order to be available to meet a commitment pursuant to section 8(o)(13) of the Act, or an adjustment for a funding obligation not yet expended in the previous calendar year for a MTW-eligible activity to develop affordable housing for an agency added to the MTW demonstration under the expansion authority provided in section 239 of the Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2016 (division L of Public Law 114-113);

(C) for adjustments for costs associated with HUD-Veterans Affairs Supportive Housing (HUD-VASH) vouchers;

(D) for public housing agencies that despite taking reasonable cost savings measures, as determined by the Secretary, would otherwise be required to terminate rental assistance for families as a result of insufficient funding;

(E) for adjustments in the allocations for public housing agencies that—

(i) are leasing a lower-than-average percentage of their authorized vouchers,

(ii) have low amounts of budget authority in their net restricted assets accounts and HUD-held programmatic reserves, relative to other agencies, and

(iii) are not participating in the Moving to Work demonstration, to enable such agencies to lease more vouchers;

(F) for withheld payments in accordance with section 8(o)(8)(A)(ii) of the Act for months in the previous calendar year that were subsequently paid by the public housing agency after the agency's actual costs were validated; and

(G) for public housing agencies that have experienced increased costs or loss of units in an area for which the President declared a disaster under title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170 et seq.):

*Provided further*, That the Secretary shall allocate amounts under the preceding proviso based on need, as determined by the Secretary: *Provided further*, That the Secretary may establish a demonstration program to continue through fiscal year 2027 at up to 8 public housing agencies in difficult rental markets, as determined by the Secretary, for the purpose of testing whether the provision of additional assistance to facilitate leasing increases the ability of families participating in the program to lease a unit: *Provided further*, That amounts made available under this paragraph in this and prior Acts to public housing agencies participating in such demonstration program shall be available for making utility and security deposit assistance payments (including last month's rent) and other costs consistent with the terms of the demonstration, in addition to the purposes for which such funds were appropriated and obligated and in addition to amounts for administrative and other expenses otherwise available for such payments and costs: *Provided further*, That any such utility or security deposit payments returned to the public housing agency, including any interest earned while such amounts

were held by the owner, shall be available only for future housing assistance payment expenses (including eligible uses during the term of the demonstration): *Provided further*, That of the amounts provided under this paragraph, \$3,915,420,000 is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985;

(2) \$329,418,000 shall be available for section 8 rental assistance for relocation and replacement of housing units that are demolished or disposed of pursuant to section 18 of the Act, conversion of section 23 projects to assistance under section 8, relocation of witnesses (including victims of violent crimes) in connection with efforts to combat crime in public and assisted housing pursuant to a request from a law enforcement or prosecution agency, enhanced vouchers under any provision of law authorizing such assistance under section 8(t) of the Act, Choice Neighborhood vouchers, mandatory and voluntary conversions, and tenant protection assistance including replacement and relocation assistance or for project-based assistance to prevent the displacement of unassisted elderly tenants currently residing in section 202 properties financed between 1959 and 1974 that are refinanced pursuant to Public Law 106-569, as amended, or under the authority as provided under this Act: *Provided*, That when a public housing development is submitted for demolition or disposition under section 18 of the Act, the Secretary may provide section 8 rental assistance when the units pose an imminent health and safety risk to residents: *Provided further*, That the Secretary may provide section 8 rental assistance from amounts made available under this paragraph for units assisted under a project-based subsidy contract funded under the "Project-Based Rental Assistance" heading under this title where the owner has received a Notice of Default and the units pose an imminent health and safety risk to residents: *Provided further*, That of the amounts made available under this paragraph, no less than \$3,701,000 may be available to provide tenant protection assistance, not otherwise provided under this paragraph, to residents residing in low vacancy areas and who may have to pay rents greater than 30 percent of household income, as the result of: (A) the maturity of a HUD-insured, HUD-held or section 202 loan that requires the permission of the Secretary prior to loan prepayment; (B) the expiration of a rental assistance contract for which the tenants are not eligible for enhanced voucher or tenant protection assistance under existing law; or (C) the expiration of affordability restrictions accompanying a mortgage or preservation program administered by the Secretary: *Provided further*, That such tenant protection assistance made available under the preceding proviso may be provided under the authority of section 8(t) or section 8(o)(13) of the Act: *Provided further*, That any tenant protection voucher made available from amounts under this paragraph shall not be reissued by any public housing agency, except the replacement vouchers as defined by the Secretary by notice, when the initial family that received any such voucher no longer receives such voucher, and the authority for any public housing agency to issue any such voucher shall cease to exist: *Provided further*, That the Secretary may only provide replacement vouchers for units that were occupied within the previous 24 months that cease to be available as assisted housing, subject only to the availability of funds;

(3) \$2,059,011,000 shall be available for administrative and other expenses of public

housing agencies in administering the section 8 tenant-based rental assistance program, of which up to \$22,208,000 shall be available to the Secretary to allocate to public housing agencies that need additional funds to administer their section 8 programs, including fees associated with section 8 tenant protection rental assistance, the administration of disaster related vouchers, HUD-VASH vouchers, and other special purpose incremental vouchers: *Provided*, That no less than \$2,036,803,000 of the amount provided in this paragraph shall be allocated to public housing agencies for the calendar year 2024 funding cycle based on section 8(q) of the Act (and related Appropriation Act provisions) as in effect immediately before the enactment of the Quality Housing and Work Responsibility Act of 1998 (Public Law 105-276): *Provided further*, That if the amounts made available under this paragraph are insufficient to pay the amounts determined under the preceding proviso, the Secretary may decrease the amounts allocated to agencies by a uniform percentage applicable to all agencies receiving funding under this paragraph or may, to the extent necessary to provide full payment of amounts determined under the preceding proviso, utilize unobligated balances, including recaptures and carryover, remaining from funds appropriated under this heading from prior fiscal years, excluding special purpose vouchers, notwithstanding the purposes for which such amounts were appropriated: *Provided further*, That all public housing agencies participating in the MTW demonstration shall be funded in accordance with the requirements of the MTW demonstration program or their MTW agreements, if any, and shall be subject to the same uniform percentage decrease as under the preceding proviso: *Provided further*, That amounts provided under this paragraph shall be only for activities related to the provision of tenant-based rental assistance authorized under section 8, including related development activities;

(4) \$507,882,000 shall be available for the renewal of tenant-based assistance contracts under section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), including necessary administrative expenses: *Provided*, That administrative and other expenses of public housing agencies in administering the special purpose vouchers in this paragraph shall be funded under the same terms and be subject to the same pro rata reduction as the percent decrease for administrative and other expenses to public housing agencies under paragraph (3) of this heading: *Provided further*, That up to \$7,403,000 shall be available only—

(A) for adjustments in the allocation for public housing agencies, after applications for an adjustment by a public housing agency that experienced a significant increase, as determined by the Secretary, in Mainstream renewal costs resulting from unforeseen circumstances; and

(B) for public housing agencies that despite taking reasonable cost savings measures, as determined by the Secretary, would otherwise be required to terminate the rental assistance for Mainstream families as a result of insufficient funding:

*Provided further*, That the Secretary shall allocate amounts under the preceding proviso based on need, as determined by the Secretary: *Provided further*, That upon turnover, section 811 special purpose vouchers funded under this heading in this or prior Acts, or under any other heading in prior Acts, shall be provided to non-elderly persons with disabilities;

(5) of the amounts provided under paragraph (1), up to \$5,552,000 shall be available for rental assistance and associated administrative fees for Tribal HUD-VASH to serve

Native American veterans that are homeless or at-risk of homelessness living on or near a reservation or other Indian areas: *Provided*, That such amount shall be made available for renewal grants to recipients that received assistance under prior Acts under the Tribal HUD-VASH program: *Provided further*, That the Secretary shall be authorized to specify criteria for renewal grants, including data on the utilization of assistance reported by grant recipients: *Provided further*, That such assistance shall be administered in accordance with program requirements under the Native American Housing Assistance and Self-Determination Act of 1996 and modeled after the HUD-VASH program: *Provided further*, That the Secretary shall be authorized to waive, or specify alternative requirements for any provision of any statute or regulation that the Secretary administers in connection with the use of funds made available under this paragraph (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary for the effective delivery and administration of such assistance: *Provided further*, That grant recipients shall report to the Secretary on utilization of such rental assistance and other program data, as prescribed by the Secretary: *Provided further*, That the Secretary may reallocate, as determined by the Secretary, amounts returned or recaptured from awards under the Tribal HUD-VASH program under prior Acts to existing recipients under the Tribal HUD-VASH program;

(6) \$22,208,000 shall be available for incremental rental voucher assistance for use through a supported housing program administered in conjunction with the Department of Veterans Affairs as authorized under section 8(o)(19) of the United States Housing Act of 1937: *Provided*, That the Secretary of Housing and Urban Development shall make such funding available, notwithstanding section 203 (competition provision) of this title, to public housing agencies that partner with eligible VA Medical Centers or other entities as designated by the Secretary of the Department of Veterans Affairs, based on geographical need for such assistance as identified by the Secretary of the Department of Veterans Affairs, public housing agency administrative performance, and other factors as specified by the Secretary of Housing and Urban Development in consultation with the Secretary of the Department of Veterans Affairs: *Provided further*, That the Secretary of Housing and Urban Development may waive, or specify alternative requirements for (in consultation with the Secretary of the Department of Veterans Affairs), any provision of any statute or regulation that the Secretary of Housing and Urban Development administers in connection with the use of funds made available under this paragraph (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a finding by the Secretary that any such waivers or alternative requirements are necessary for the effective delivery and administration of such voucher assistance: *Provided further*, That assistance made available under this paragraph shall continue to remain available for homeless veterans upon turn-over: *Provided further*, That of the total amount made available under this paragraph, up to \$7,403,000 may be for additional fees established by and allocated pursuant to a method determined by the Secretary for administrative and other expenses (including those eligible activities defined by notice to facilitate leasing, such as security deposit assistance and costs related to the retention and support of partici-

pating owners) of public housing agencies in administering HUD-VASH vouchers;

(7) \$22,208,000 shall be available for the family unification program as authorized under section 8(x) of the Act: *Provided*, That the amounts made available under this paragraph are provided as follows:

(A) \$3,701,000 shall be available for new incremental voucher assistance, which shall continue to remain available for family unification upon turnover; and

(B) \$18,507,000 shall be available for new incremental voucher assistance to assist eligible youth as defined by such section 8(x)(2)(B) of the Act, which shall continue to remain available for such eligible youth upon turnover: *Provided*, That such amounts shall be available on a noncompetitive basis to public housing agencies that partner with public child welfare agencies to identify such eligible youth, that request such assistance to timely assist such eligible youth, and that meet any other criteria as specified by the Secretary: *Provided further*, That the Secretary shall review utilization of such assistance and assistance originating from appropriations made available for youth under this heading in any prior Act that the Secretary made available on a noncompetitive basis, at an interval to be determined by the Secretary, and unutilized voucher assistance that is no longer needed based on such review shall be recaptured by the Secretary and reallocated pursuant to the preceding proviso:

*Provided further*, That any public housing agency administering new incremental voucher assistance originating from appropriations made available for the family unification program under this heading in this or any prior Act that the Secretary made available on a competitive basis that determines it no longer has an identified need for such assistance upon turnover shall notify the Secretary, and the Secretary shall recapture such assistance from the agency and reallocate it to any other public housing agency or agencies based on need for voucher assistance in connection with such specified program or eligible youth, as applicable; and

(8) the Secretary shall separately track all special purpose vouchers funded under this heading.

#### HOUSING CERTIFICATE FUND (INCLUDING RESCISSIONS)

Unobligated balances, including recaptures and carryover, remaining from funds appropriated to the Department of Housing and Urban Development under this heading, the heading "Annual Contributions for Assisted Housing" and the heading "Project-Based Rental Assistance", for fiscal year 2024 and prior years may be used for renewal of or amendments to section 8 project-based contracts and for performance-based contract administrators, notwithstanding the purposes for which such funds were appropriated: *Provided*, That any obligated balances of contract authority from fiscal year 1974 and prior fiscal years that have been terminated shall be rescinded: *Provided further*, That amounts heretofore recaptured, or recaptured during the current fiscal year, from section 8 project-based contracts from source years fiscal year 1975 through fiscal year 1987 are hereby rescinded, and an amount of additional new budget authority, equivalent to the amount rescinded is hereby appropriated, to remain available until expended, for the purposes set forth under this heading, in addition to amounts otherwise available.

#### PUBLIC HOUSING FUND

For 2024 payments to public housing agencies for the operation and management of public housing, as authorized by section 9(e) of the United States Housing Act of 1937 (42

U.S.C. 1437g(e)) (the “Act”), and to carry out capital and management activities for public housing agencies, as authorized under section 9(d) of the Act (42 U.S.C. 1437g(d)), \$6,569,858,000, to remain available until September 30, 2027: *Provided*, That of the sums appropriated under this heading—

(1) \$4,093,669,000 shall be available for the Secretary to allocate pursuant to the Operating Fund formula at part 990 of title 24, Code of Federal Regulations, for 2024 payments;

(2) \$25,909,000 shall be available for the Secretary to allocate pursuant to a need-based application process notwithstanding section 203 of this title and not subject to such Operating Fund formula to public housing agencies that experience, or are at risk of, financial shortfalls, as determined by the Secretary: *Provided*, That after all such shortfall needs are met, the Secretary may distribute any remaining funds to all public housing agencies on a pro-rata basis pursuant to such Operating Fund formula;

(3) \$2,368,850,000 shall be available for the Secretary to allocate pursuant to the Capital Fund formula at section 905.400 of title 24, Code of Federal Regulations: *Provided*, That for funds provided under this paragraph, the limitation in section 9(g)(1) of the Act shall be 25 percent: *Provided further*, That the Secretary may waive the limitation in the preceding proviso to allow public housing agencies to fund activities authorized under section 9(e)(1)(C) of the Act: *Provided further*, That the Secretary shall notify public housing agencies requesting waivers under the preceding proviso if the request is approved or denied within 14 days of submitting the request: *Provided further*, That from the funds made available under this paragraph, the Secretary shall provide bonus awards in fiscal year 2024 to public housing agencies that are designated high performers: *Provided further*, That the Department shall notify public housing agencies of their formula allocation within 60 days of enactment of this Act;

(4) \$22,208,000 shall be available for the Secretary to make grants, notwithstanding section 203 of this title, to public housing agencies for emergency capital needs, including safety and security measures necessary to address crime and drug-related activity, as well as needs resulting from unforeseen or unpreventable emergencies and natural disasters excluding Presidentially declared emergencies and natural disasters under the Robert T. Stafford Disaster Relief and Emergency Act (42 U.S.C. 5121 et seq.) occurring in fiscal year 2024: *Provided*, That of the amount made available under this paragraph, not less than \$7,403,000 shall be for safety and security measures: *Provided further*, That in addition to the amount in the preceding proviso for such safety and security measures, any amounts that remain available, after all applications received on or before September 30, 2025, for emergency capital needs have been processed, shall be allocated to public housing agencies for such safety and security measures;

(5) \$48,117,000 shall be available for competitive grants to public housing agencies to evaluate and reduce residential health hazards in public housing, including lead-based paint (by carrying out the activities of risk assessments, abatement, and interim controls, as those terms are defined in section 1004 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (42 U.S.C. 4851b)), carbon monoxide, mold, radon, and fire safety: *Provided*, That not less than \$18,507,000 of the amounts provided under this paragraph shall be awarded for evaluating and reducing lead-based paint hazards: *Provided further*, That for purposes of environmental review, a grant under this para-

graph shall be considered funds for projects or activities under title I of the Act for purposes of section 26 of the Act (42 U.S.C. 1437x) and shall be subject to the regulations implementing such section; and

(6) \$11,104,000 shall be available to support the costs of administrative and judicial receiverships and for competitive grants to PHAs in receivership, designated troubled or substandard, or otherwise at risk, as determined by the Secretary, for costs associated with public housing asset improvement, in addition to other amounts for that purpose provided under any heading under this title: *Provided further*, That notwithstanding any other provision of law or regulation, during fiscal year 2024, the Secretary of Housing and Urban Development may not delegate to any Department official other than the Deputy Secretary and the Assistant Secretary for Public and Indian Housing any authority under paragraph (2) of section 9(j) of the Act regarding the extension of the time periods under such section: *Provided further*, That for purposes of such section 9(j), the term “obligate” means, with respect to amounts, that the amounts are subject to a binding agreement that will result in outlays, immediately or in the future.

#### ASSISTED HOUSING INSPECTIONS AND RISK ASSESSMENTS

For the Department’s inspection and assessment programs, including travel, training, and program support contracts, \$37,013,000 to remain available until September 30, 2025: *Provided*, That unobligated balances, including recaptures and carry-over, remaining from funds appropriated under the heading “Public Housing Fund” to support ongoing public housing financial and physical assessment activities shall be available for the purposes authorized under this heading in addition to the purposes for which such funds originally were appropriated.

#### CHOICE NEIGHBORHOODS INITIATIVE

For competitive grants under the Choice Neighborhoods Initiative (subject to section 24 of the United States Housing Act of 1937 (42 U.S.C. 1437v) (the “Act”) unless otherwise specified under this heading), for transformation, rehabilitation, and replacement housing needs of both public and HUD-assisted housing and to transform neighborhoods of poverty into functioning, sustainable, mixed-income neighborhoods with appropriate services, schools, public assets, transportation, and access to jobs, \$11,040,000, to remain available until September 30, 2028: *Provided*, That grant funds may be used for resident and community services, community development, and affordable housing needs in the community, and for conversion of vacant or foreclosed properties to affordable housing: *Provided further*, That the use of amounts made available under this heading shall not be deemed to be for public housing, notwithstanding section 3(b)(1) of the Act: *Provided further*, That grantees shall commit to an additional period of affordability determined by the Secretary of not fewer than 20 years: *Provided further*, That grantees shall provide a match in State, local, other Federal, or private funds: *Provided further*, That grantees may include local governments, Tribal entities, public housing agencies, and nonprofit organizations: *Provided further*, That for-profit developers may apply jointly with a public entity: *Provided further*, That for purposes of environmental review, a grantee shall be treated as a public housing agency under section 26 of the Act (42 U.S.C. 1437x), and grants made with amounts available under this heading shall be subject to the regulations issued by the Secretary to implement such section: *Provided further*, That of the amounts made available under this head-

ing, not less than \$55,520,000 shall be awarded to public housing agencies: *Provided further*, That such grantees shall create partnerships with other local organizations, including assisted housing owners, service agencies, and resident organizations: *Provided further*, That the Secretary shall consult with the Secretaries of Education, Labor, Transportation, Health and Human Services, Agriculture, and Commerce, the Attorney General, and the Administrator of the Environmental Protection Agency to coordinate and leverage other appropriate Federal resources: *Provided further*, That not more than \$7,403,000 of the amounts made available under this heading may be provided as grants to undertake comprehensive local planning with input from residents and the community: *Provided further*, That none of the funds made available under this heading may be obligated for main street housing grants under section 24(n) of the Act (42 U.S.C. 1437v(n)): *Provided further*, That unobligated balances, including recaptures, remaining from amounts made available under the heading “Revitalization of Severely Distressed Public Housing (HOPE VI)” in fiscal year 2011 and prior fiscal years may be used for purposes under this heading, notwithstanding the purposes for which such amounts were appropriated: *Provided further*, That the Secretary shall make grant awards not later than 1 year after the date of enactment of this Act in such amounts that the Secretary determines: *Provided further*, That notwithstanding section 24(o) of the Act (42 U.S.C. 1437v(o)), the Secretary may, until September 30, 2024, obligate any available unobligated balances made available under this heading in this or any prior Act.

#### SELF-SUFFICIENCY PROGRAMS

For activities and assistance related to Self-Sufficiency Programs, to remain available until September 30, 2027, \$146,573,000: *Provided*, That of the sums appropriated under this heading—

(1) \$104,007,000 shall be available for the Family Self-Sufficiency program to support family self-sufficiency coordinators under section 23 of the United States Housing Act of 1937 (42 U.S.C. 1437u), to promote the development of local strategies to coordinate the use of assistance under sections 8 and 9 of such Act with public and private resources, and enable eligible families to achieve economic independence and self-sufficiency;

(2) \$31,461,000 shall be available for the Resident Opportunity and Self-Sufficiency program to provide for supportive services, service coordinators, and congregate services as authorized by section 34 of the United States Housing Act of 1937 (42 U.S.C. 1437z-6) and the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4101 et seq.); and

(3) \$11,104,000 shall be available for a Jobs-Plus Initiative, modeled after the Jobs-Plus demonstration: *Provided*, That funding provided under this paragraph shall be available for competitive grants to partnerships between public housing authorities, local workforce investment boards established under section 107 of the Workforce Innovation and Opportunity Act of 2014 (29 U.S.C. 3122), and other agencies and organizations that provide support to help public housing residents obtain employment and increase earnings: *Provided further*, That applicants must demonstrate the ability to provide services to residents, partner with workforce investment boards, and leverage service dollars: *Provided further*, That the Secretary may allow public housing agencies to request exemptions from rent and income limitation requirements under sections 3 and 6 of the United States Housing Act of 1937 (42 U.S.C. 1437a, 1437d), as necessary to implement the

Jobs-Plus program, on such terms and conditions as the Secretary may approve upon a finding by the Secretary that any such waivers or alternative requirements are necessary for the effective implementation of the Jobs-Plus Initiative as a voluntary program for residents: *Provided further*, That the Secretary shall publish by notice in the Federal Register any waivers or alternative requirements pursuant to the preceding proviso no later than 10 days before the effective date of such notice.

#### NATIVE AMERICAN PROGRAMS

For activities and assistance authorized under title I of the Native American Housing Assistance and Self-Determination Act of 1996 (in this heading “NAHASDA”) (25 U.S.C. 4111 et seq.), title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.) with respect to Indian tribes, and related training and technical assistance, \$800,690,000, to remain available until September 30, 2028: *Provided*, That of the sums appropriated under this heading—

(1) \$628,208,000 shall be available for the Native American Housing Block Grants program, as authorized under title I of NAHASDA: *Provided*, That, notwithstanding NAHASDA, to determine the amount of the allocation under title I of such Act for each Indian tribe, the Secretary shall apply the formula under section 302 of such Act with the need component based on single-race census data and with the need component based on multi-race census data, and the amount of the allocation for each Indian tribe shall be the greater of the two resulting allocation amounts: *Provided further*, That the Secretary shall notify grantees of their formula allocation not later than 60 days after the date of enactment of this Act;

(2) \$111,040,000 shall be available for competitive grants under the Native American Housing Block Grants program, as authorized under title I of NAHASDA: *Provided*, That the Secretary shall obligate such amount for competitive grants to eligible recipients authorized under NAHASDA that apply for funds: *Provided further*, That in awarding amounts made available in this paragraph, the Secretary shall consider need and administrative capacity, and shall give priority to projects that will spur construction and rehabilitation of housing: *Provided further*, That a grant funded pursuant to this paragraph shall be in an amount not greater than \$7,403,000: *Provided further*, That any amounts transferred for the necessary costs of administering and overseeing the obligation and expenditure of such additional amounts in prior Acts may also be used for the necessary costs of administering and overseeing such additional amount;

(3) \$740,000 shall be available for the cost of guaranteed notes and other obligations, as authorized by title VI of NAHASDA: *Provided*, That such costs, including the cost of modifying such notes and other obligations, shall be as defined in section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a): *Provided further*, That amounts made available in this and prior Acts for the cost of such guaranteed notes and other obligations that are unobligated, including recaptures and carryover, shall be available to subsidize the total principal amount of any notes and other obligations, any part of which is to be guaranteed, not to exceed \$37,013,000, to remain available until September 30, 2025;

(4) \$55,520,000 shall be available for grants to Indian tribes for carrying out the Indian Community Development Block Grant program under title I of the Housing and Community Development Act of 1974, notwithstanding section 106(a)(1) of such Act, of which, notwithstanding any other provision of law (including section 203 of this Act), not

more than \$3,701,000 may be used for emergencies that constitute imminent threats to health and safety: *Provided*, That not to exceed 20 percent of any grant made with amounts made available in this paragraph shall be expended for planning and management development and administration; and

(5) \$5,182,000, in addition to amounts otherwise available for such purpose, shall be available for providing training and technical assistance to Indian tribes, Indian housing authorities, and tribally designated housing entities, to support the inspection of Indian housing units, for contract expertise, and for training and technical assistance related to amounts made available under this heading and other headings in this Act for the needs of Native American families and Indian country: *Provided*, That of the amounts made available in this paragraph, not less than \$1,481,000 shall be for a national organization as authorized under section 703 of NAHASDA (25 U.S.C. 4212): *Provided further*, That amounts made available in this paragraph may be used, contracted, or competed as determined by the Secretary: *Provided further*, That notwithstanding chapter 63 of title 31, United States Code (commonly known as the Federal Grant and Cooperative Agreements Act of 1977), the amounts made available in this paragraph may be used by the Secretary to enter into cooperative agreements with public and private organizations, agencies, institutions, and other technical assistance providers to support the administration of negotiated rulemaking under section 106 of NAHASDA (25 U.S.C. 4116), the administration of the allocation formula under section 302 of NAHASDA (25 U.S.C. 4152), and the administration of performance tracking and reporting under section 407 of NAHASDA (25 U.S.C. 4167).

#### INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM ACCOUNT

For the cost of guaranteed loans, as authorized by section 184 of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z–13a), \$670,000, to remain available until expended: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a): *Provided further*, That amounts made available in this and prior Acts for the cost of guaranteed loans, as authorized by section 184 of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z–13a), that are unobligated, including recaptures and carryover, shall be available to subsidize total loan principal, any part of which is to be guaranteed, not to exceed \$1,036,372,000, to remain available until September 30, 2025.

#### NATIVE HAWAIIAN HOUSING BLOCK GRANT

For the Native Hawaiian Housing Block Grant program, as authorized under title VIII of the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4221 et seq.), \$16,508,000, to remain available until September 30, 2028: *Provided*, That notwithstanding section 812(b) of such Act, the Department of Hawaiian Home Lands may not invest grant amounts made available under this heading in investment securities and other obligations: *Provided further*, That amounts made available under this heading in this and prior fiscal years may be used to provide rental assistance to eligible Native Hawaiian families both on and off the Hawaiian Home Lands, notwithstanding any other provision of law: *Provided further*, That up to \$740,000 of the amounts made available under this heading may be for training and technical assistance related to amounts made available under this heading and other headings in this Act for the needs of Native Hawaiians and the Department of Hawaiian Home Lands.

#### NATIVE HAWAIIAN HOUSING LOAN GUARANTEE FUND PROGRAM ACCOUNT

New commitments to guarantee loans, as authorized by section 184A of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z–13b), any part of which is to be guaranteed, shall not exceed \$20,727,000 in total loan principal, to remain available until September 30, 2025: *Provided*, That the Secretary may enter into commitments to guarantee loans used for refinancing.

#### COMMUNITY PLANNING AND DEVELOPMENT HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

For carrying out the Housing Opportunities for Persons with AIDS program, as authorized by the AIDS Housing Opportunity Act (42 U.S.C. 12901 et seq.), \$373,834,000, to remain available until September 30, 2027: *Provided*, That the Secretary shall renew or replace all expiring contracts for permanent supportive housing that initially were funded under section 854(c)(5) of such Act from funds made available under this heading in fiscal year 2010 and prior fiscal years that meet all program requirements before awarding funds for new contracts under such section: *Provided further*, That the process for submitting amendments and approving replacement contracts shall be established by the Secretary in a notice: *Provided further*, That the Department shall notify grantees of their formula allocation within 60 days of enactment of this Act.

#### COMMUNITY DEVELOPMENT FUND

For assistance to States and units of general local government, and other entities, for economic and community development activities, and other purposes, \$3,324,891,000, to remain available until September 30, 2027: *Provided*, That of the sums appropriated under this heading—

(1) \$2,442,877,000 shall be available for carrying out the community development block grant program under title I of the Housing and Community Development Act of 1974, as amended (42 U.S.C. 5301 et seq.) (in this heading “the Act”): *Provided*, That not to exceed 20 percent of any grant made with funds made available under this paragraph shall be expended for planning and management development and administration: *Provided further*, That a metropolitan city, urban county, unit of general local government, or insular area that directly or indirectly receives funds under this paragraph may not sell, trade, or otherwise transfer all or any portion of such funds to another such entity in exchange for any other funds, credits, or non-Federal considerations, but shall use such funds for activities eligible under title I of the Act: *Provided further*, That notwithstanding section 105(e)(1) of the Act, no funds made available under this paragraph may be provided to a for-profit entity for an economic development project under section 105(a)(17) unless such project has been evaluated and selected in accordance with guidelines required under subsection (e)(2) of section 105;

(2) \$74,027,000 shall be available for the Secretary to award grants on a competitive basis to State and local governments, metropolitan planning organizations, and multi-jurisdictional entities for additional activities under title I of the Act for the identification and removal of barriers to affordable housing production and preservation: *Provided*, That eligible uses of such grants include activities to further develop, evaluate, and implement housing policy plans, improve housing strategies, and facilitate affordable housing production and preservation: *Provided further*, That the Secretary shall prioritize applicants that are able to (A) demonstrate progress and a commitment



to overcoming local barriers to facilitate the increase in affordable housing production and preservation; and (B) demonstrate an acute need for housing affordable to households with incomes below 100 percent of the area median income: *Provided further*, That funds allocated for such grants shall not adversely affect the amount of any formula assistance received by a jurisdiction under paragraph (1) of this heading: *Provided further*, That in administering such amounts the Secretary may waive or specify alternative requirements for any provision of such title I except for requirements related to fair housing, nondiscrimination, labor standards, the environment, and requirements that activities benefit persons of low- and moderate-income, upon a finding that any such waivers or alternative requirements are necessary to expedite or facilitate the use of such amounts;

(3) \$22,208,000 shall be available for activities authorized under section 8071 of the SUPPORT for Patients and Communities Act (Public Law 115-271): *Provided*, That funds allocated pursuant to this paragraph shall not adversely affect the amount of any formula assistance received by a State under paragraph (1) of this heading: *Provided further*, That the Secretary shall allocate the funds for such activities based on the notice establishing the funding formula published in 84 FR 16027 (April 17, 2019) except that the formula shall use age-adjusted rates of drug overdose deaths for 2021 based on data from the Centers for Disease Control and Prevention; and

(4) \$785,779,000 shall be available for grants for the Economic Development Initiative (EDI) for the purposes, and in amounts, specified for Congressionally Directed Spending in the table entitled “Congressionally Directed Spending” included in the report accompanying this Act: *Provided*, That eligible expenses of such grants in this and prior Acts may include administrative, planning, operations and maintenance, and other costs: *Provided further*, That such grants for the EDI shall be available for reimbursement of otherwise eligible expenses incurred on or after the date of enactment of this Act and prior to the date of grant execution: *Provided further*, That none of the amounts made available under this paragraph for grants for the EDI shall be used for reimbursement of expenses incurred prior to the date of enactment of this Act: *Provided further*, That grants for the EDI authorized under this heading in the Department of Housing and Urban Development Appropriations Act, 2022 (Public Law 117-103) shall also be available hereafter for reimbursement of otherwise eligible expenses (including those eligible expenses identified in the first proviso of this paragraph) incurred on or after the date of enactment of such Act and prior to the date of grant execution, and shall hereafter not be subject to the second proviso under such heading in such Act:

*Provided further*, That for amounts made available under paragraphs (1) and (3), the Secretary shall notify grantees of their formula allocation within 60 days of enactment of this Act.

#### COMMUNITY DEVELOPMENT LOAN GUARANTEES PROGRAM ACCOUNT

Subject to section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a), during fiscal year 2024, commitments to guarantee loans under section 108 of the Housing and Community Development Act of 1974 (42 U.S.C. 5308), any part of which is guaranteed, shall not exceed a total principal amount of \$296,106,000, notwithstanding any aggregate limitation on outstanding obligations guaranteed in subsection (k) of such section 108: *Provided*, That the Secretary shall collect

fees from borrowers, notwithstanding subsection (m) of such section 108, to result in a credit subsidy cost of zero for guaranteeing such loans, and any such fees shall be collected in accordance with section 502(7) of the Congressional Budget Act of 1974: *Provided further*, That such commitment authority funded by fees may be used to guarantee, or make commitments to guarantee, notes or other obligations issued by any State on behalf of non-entitlement communities in the State in accordance with the requirements of such section 108: *Provided further*, That any State receiving such a guarantee or commitment under the preceding proviso shall distribute all funds subject to such guarantee to the units of general local government in non-entitlement areas that received the commitment.

#### HOME INVESTMENT PARTNERSHIPS PROGRAM

For the HOME Investment Partnerships program, as authorized under title II of the Cranston-Gonzalez National Affordable Housing Act, as amended (42 U.S.C. 12721 et seq.), \$1,110,398,000, to remain available until September 30, 2027: *Provided*, That the Department shall notify grantees of their formula allocations within 60 days after enactment of this Act: *Provided further*, That section 218(g) of such Act (42 U.S.C. 12748(g)) shall not apply with respect to the right of a jurisdiction to draw funds from its HOME Investment Trust Fund that otherwise expired or would expire in any calendar year from 2018 through 2026 under that section: *Provided further*, That section 231(b) of such Act (42 U.S.C. 12771(b)) shall not apply to any uninvested funds that otherwise were deducted or would be deducted from the line of credit in the participating jurisdiction's HOME Investment Trust Fund in any calendar year from 2018 through 2026 under that section.

#### SELF-HELP AND ASSISTED HOMEOWNERSHIP OPPORTUNITY PROGRAM

For the Self-Help and Assisted Homeownership Opportunity Program, as authorized under section 11 of the Housing Opportunity Program Extension Act of 1996 (42 U.S.C. 12805 note), and for related activities and assistance, \$45,526,000, to remain available until September 30, 2026: *Provided*, That of the sums appropriated under this heading—

(1) \$9,994,000 shall be available for the Self-Help Homeownership Opportunity Program as authorized under such section 11;

(2) \$31,091,000 shall be available for the second, third, and fourth capacity building entities specified in section 4(a) of the HUD Demonstration Act of 1993 (42 U.S.C. 9816 note), of which not less than \$3,701,000 shall be for rural capacity building activities: *Provided*, That for purposes of awarding grants from amounts made available in this paragraph, the Secretary may enter into multiyear agreements, as appropriate, subject to the availability of annual appropriations; and

(3) \$4,442,000 shall be available for capacity building by national rural housing organizations having experience assessing national rural conditions and providing financing, training, technical assistance, information, and research to local nonprofit organizations, local governments, and Indian Tribes serving high need rural communities.

#### HOMELESS ASSISTANCE GRANTS

For assistance under title IV of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11360 et seq.), and for related activities and assistance, \$2,892,958,000, to remain available until September 30, 2026: *Provided*, That of the sums appropriated under this heading—

(1) \$214,677,000 shall be available for the Emergency Solutions Grants program authorized under subtitle B of such title IV (42

U.S.C. 11371 et seq.): *Provided*, That the Department shall notify grantees of their formula allocation from amounts allocated (which may represent initial or final amounts allocated) for the Emergency Solutions Grant program not later than 60 days after enactment of this Act;

(2) \$2,517,643,000 shall be available for the Continuum of Care program authorized under subtitle C of such title IV (42 U.S.C. 11381 et seq.) and the Rural Housing Stability Assistance programs authorized under subtitle D of such title IV (42 U.S.C. 11408): *Provided*, That the Secretary shall prioritize funding under the Continuum of Care program to continuums of care that have demonstrated a capacity to reallocate funding from lower performing projects to higher performing projects: *Provided further*, That the Secretary may make reasonable adjustments to renewal amounts to enable renewal projects to operate at substantially the same levels, including cost-of-living adjustments for supportive services from the prior grant: *Provided further*, That the Secretary shall provide incentives to create projects that coordinate with housing providers and healthcare organizations to provide permanent supportive housing and rapid re-housing services: *Provided further*, That of the amounts made available for the Continuum of Care program under this paragraph, \$18,507,000 shall be for additional non-renewable grants to improve coordination and establish partnerships between or among housing providers, homeless services providers, healthcare organizations, and government entities to address housing-related supportive services needs or improve access to health services for chronically homeless individuals and other homeless individuals: *Provided further*, That amounts in the previous proviso may be awarded only to applicants that identify significant available resources that could be leveraged to assist people transitioning from homelessness to permanent community-based housing: *Provided further*, That the Secretary may establish by notice an alternative maximum amount for administrative costs related to the requirements described in sections 402(f)(1) and 402(f)(2) of subtitle A of such title IV of no more than 5 percent or \$37,000, whichever is greater, notwithstanding the 3 percent limitation in section 423(a)(10) of such subtitle C: *Provided further*, That of the amounts made available for the Continuum of Care program under this paragraph, \$38,494,000 shall be for grants for new rapid re-housing projects and supportive service projects providing coordinated entry, and for eligible activities that the Secretary determines to be critical in order to assist survivors of domestic violence, dating violence, sexual assault, or stalking, except that the Secretary may make additional grants for such projects and purposes from amounts made available for such Continuum of Care program: *Provided further*, That amounts made available for the Continuum of Care program under this paragraph and any remaining unobligated balances under this heading in prior Acts may be used to competitively or non-competitively renew or replace grants for youth homeless demonstration projects under the Continuum of Care program, notwithstanding any conflict with the requirements of the Continuum of Care program;

(3) \$7,403,000 shall be available for the national homeless data analysis project: *Provided*, That notwithstanding the provisions of the Federal Grant and Cooperative Agreements Act of 1977 (31 U.S.C. 6301-6308), the amounts made available under this paragraph and any remaining unobligated balances under this heading for such purposes in prior Acts may be used by the Secretary to enter into cooperative agreements with such

entities as may be determined by the Secretary, including public and private organizations, agencies, and institutions;

(4) \$79,208,000 shall be available to implement projects to demonstrate how a comprehensive approach to serving homeless youth, age 24 and under, in up to 25 communities with a priority for communities with substantial rural populations in up to eight locations, can dramatically reduce youth homelessness: *Provided*, That of the amount made available under this paragraph, not less than \$18,507,000 shall be for youth homelessness system improvement grants to support communities, including but not limited to the communities assisted under the matter preceding this proviso, in establishing and implementing a response system for youth homelessness, or for improving their existing system: *Provided further*, That of the amount made available under this paragraph, up to \$7,403,000 shall be to provide technical assistance to communities, including but not limited to the communities assisted in the preceding proviso and the matter preceding such proviso, on improving system responses to youth homelessness, and collection, analysis, use, and reporting of data and performance measures under the comprehensive approaches to serve homeless youth, in addition to and in coordination with other technical assistance funds provided under this title: *Provided further*, That the Secretary may use up to 10 percent of the amount made available under the preceding proviso to build the capacity of current technical assistance providers or to train new technical assistance providers with verifiable prior experience with systems and programs for youth experiencing homelessness; and

(5) \$74,027,000 shall be available for one-time awards under the Continuum of Care program for new construction, acquisition, or rehabilitation of new permanent supportive housing, of which not more than 20 percent of such awards may be used for other Continuum of Care eligible activities associated with such projects and not more than 10 percent of such awards may be used for project administration: *Provided*, That these amounts shall be awarded on a competitive basis, based on need and other factors to be determined by the Secretary, including incentives to establish projects that coordinate with housing providers, healthcare organizations and social service providers: *Provided further*, That not less than \$25,909,000 shall be awarded to applicants for projects within States with populations less than 2,500,000, except that if such amount is undersubscribed any remaining amounts may be awarded to qualified applicants for projects in any State: *Provided further*, That the grants for ongoing costs associated with such projects shall be eligible for renewal under the Continuum of Care program subject to the same terms and conditions as other renewal applicants:

*Provided further*, That youth aged 24 and under seeking assistance under this heading shall not be required to provide third party documentation to establish their eligibility under subsection (a) or (b) of section 103 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11302) to receive services: *Provided further*, That unaccompanied youth aged 24 and under or families headed by youth aged 24 and under who are living in unsafe situations may be served by youth-serving providers funded under this heading: *Provided further*, That persons eligible under section 103(a)(5) of the McKinney-Vento Homeless Assistance Act may be served by any project funded under this heading to provide both transitional housing and rapid rehousing: *Provided further*, That for all matching funds requirements applicable to funds

made available under this heading for this fiscal year and prior fiscal years, a grantee may use (or could have used) as a source of match funds other funds administered by the Secretary and other Federal agencies unless there is (or was) a specific statutory prohibition on any such use of any such funds: *Provided further*, That none of the funds made available under this heading shall be available to provide funding for new projects, except for projects created through reallocation, unless the Secretary determines that the continuum of care has demonstrated that projects are evaluated and ranked based on the degree to which they improve the continuum of care's system performance: *Provided further*, That any unobligated amounts remaining from funds made available under this heading in fiscal year 2012 and prior years for project-based rental assistance for rehabilitation projects with 10-year grant terms may be used for purposes under this heading, notwithstanding the purposes for which such funds were appropriated: *Provided further*, That unobligated balances, including recaptures and carryover, remaining from funds transferred to or appropriated under this heading in fiscal year 2019 or prior years, except for rental assistance amounts that were recaptured and made available until expended, shall be available for the current purposes authorized under this heading in addition to the purposes for which such funds originally were appropriated.

#### HOUSING PROGRAMS

##### PROJECT-BASED RENTAL ASSISTANCE

For activities and assistance for the provision of project-based subsidy contracts under the United States Housing Act of 1937 (42 U.S.C. 1437 et seq.) ("the Act"), not otherwise provided for, \$11,393,372,000, to remain available until expended, shall be available on October 1, 2023 (in addition to the \$400,000,000 previously appropriated under this heading that became available October 1, 2023), and \$296,106,000, to remain available until expended, shall be available on October 1, 2024: *Provided*, That the amounts made available under this heading shall be available for expiring or terminating section 8 project-based subsidy contracts (including section 8 moderate rehabilitation contracts), for amendments to section 8 project-based subsidy contracts (including section 8 moderate rehabilitation contracts), for contracts entered into pursuant to section 441 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11401), for renewal of section 8 contracts for units in projects that are subject to approved plans of action under the Emergency Low Income Housing Preservation Act of 1987 or the Low-Income Housing Preservation and Resident Homeownership Act of 1990, and for administrative and other expenses associated with project-based activities and assistance funded under this heading: *Provided further*, That of the total amounts provided under this heading, not to exceed \$331,639,000 shall be available for performance-based contract administrators for section 8 project-based assistance, for carrying out 42 U.S.C. 1437(f): *Provided further*, That the Secretary may also use such amounts in the preceding proviso for performance-based contract administrators for the administration of: interest reduction payments pursuant to section 236(a) of the National Housing Act (12 U.S.C. 1715z-1(a)); rent supplement payments pursuant to section 101 of the Housing and Urban Development Act of 1965 (12 U.S.C. 1701s); section 236(f)(2) rental assistance payments (12 U.S.C. 1715z-1(f)(2)); project rental assistance contracts for the elderly under section 202(c)(2) of the Housing Act of 1959 (12 U.S.C. 1701q); project rental assistance contracts for supportive housing for persons with disabili-

ties under section 811(d)(2) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013(d)(2)); project assistance contracts pursuant to section 202(h) of the Housing Act of 1959 (Public Law 86-372; 73 Stat. 667); and loans under section 202 of the Housing Act of 1959 (Public Law 86-372; 73 Stat. 667): *Provided further*, That amounts recaptured under this heading, the heading "Annual Contributions for Assisted Housing", or the heading "Housing Certificate Fund", may be used for renewals of or amendments to section 8 project-based contracts or for performance-based contract administrators, notwithstanding the purposes for which such amounts were appropriated: *Provided further*, That, notwithstanding any other provision of law, upon the request of the Secretary, project funds that are held in residual receipts accounts for any project subject to a section 8 project-based Housing Assistance Payments contract that authorizes the Department or a housing finance agency to require that surplus project funds be deposited in an interest-bearing residual receipts account and that are in excess of an amount to be determined by the Secretary, shall be remitted to the Department and deposited in this account, to be available until expended: *Provided further*, That amounts deposited pursuant to the preceding proviso shall be available in addition to the amount otherwise provided by this heading for uses authorized under this heading: *Provided further*, That of the total amounts provided under this heading, \$24,373,000 shall be available for rent adjustments as authorized by section 515(d) of the Multifamily Assisted Housing Reform and Affordability Act of 1997 (42 U.S.C. 1437f note): *Provided further*, That of the amounts made available under this heading, \$3,761,875,000 is designated by the Congress as being for an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985.

##### HOUSING FOR THE ELDERLY

For capital advances, including amendments to capital advance contracts, for housing for the elderly, as authorized by section 202 of the Housing Act of 1959 (12 U.S.C. 1701q), for project rental assistance for the elderly under section 202(c)(2) of such Act, including amendments to contracts for such assistance and renewal of expiring contracts for such assistance for up to a 5-year term, for senior preservation rental assistance contracts, including renewals, as authorized by section 811(e) of the American Homeownership and Economic Opportunity Act of 2000 (12 U.S.C. 1701q note), and for supportive services associated with the housing, \$795,786,000, to remain available until September 30, 2027: *Provided*, That of the amount made available under this heading, up to \$88,832,000 shall be for service coordinators and the continuation of existing congregate service grants for residents of assisted housing projects: *Provided further*, That any funding for existing service coordinators under the preceding proviso shall be provided within 120 days of enactment of this Act: *Provided further*, That the Secretary may waive the provisions of section 202 governing the terms and conditions of project rental assistance, except that the initial contract term for such assistance shall not exceed 5 years in duration: *Provided further*, That upon request of the Secretary, project funds that are held in residual receipts accounts for any project subject to a section 202 project rental assistance contract, and that upon termination of such contract are in excess of an amount to be determined by the Secretary, shall be remitted to the Department and deposited in this account, to remain available until September 30, 2027: *Provided further*, That

amounts deposited in this account pursuant to the preceding proviso shall be available, in addition to the amounts otherwise provided by this heading, for the purposes authorized under this heading: *Provided further*, That unobligated balances, including recaptures and carryover, remaining from funds transferred to or appropriated under this heading shall be available for the current purposes authorized under this heading in addition to the purposes for which such funds originally were appropriated: *Provided further*, That for the purposes of the preceding proviso the Secretary may waive, or specify alternative requirements for, any provision of section 202 of the Housing Act of 1959 (12 U.S.C. 1701q) in order to facilitate the development of such units, except for requirements related to fair housing, non-discrimination, labor standards, and the environment: *Provided further*, That of the total amount made available under this heading, up to \$4,442,000 shall be used by the Secretary to support preservation transactions of housing for the elderly originally developed with a capital advance and assisted by a project rental assistance contract under the provisions of section 202(c) of the Housing Act of 1959.

#### HOUSING FOR PERSONS WITH DISABILITIES

For capital advances, including amendments to capital advance contracts, for supportive housing for persons with disabilities, as authorized by section 811 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 8013), for project rental assistance for supportive housing for persons with disabilities under section 811(d)(2) of such Act, for project assistance contracts pursuant to subsection (h) of section 202 of the Housing Act of 1959, as added by section 205(a) of the Housing and Community Development Amendments of 1978 (Public Law 95-557: 92 Stat. 2090), including amendments to contracts for such assistance and renewal of expiring contracts for such assistance for up to a 5-year term, for project rental assistance to State housing finance agencies and other appropriate entities as authorized under section 811(b)(3) of the Cranston-Gonzalez National Affordable Housing Act, and for supportive services associated with the housing for persons with disabilities as authorized by section 811(b)(1) of such Act, \$266,496,000, to remain available until September 30, 2027: *Provided*, That, upon the request of the Secretary, project funds that are held in residual receipts accounts for any project subject to a section 811 project rental assistance contract, and that upon termination of such contract are in excess of an amount to be determined by the Secretary, shall be remitted to the Department and deposited in this account, to remain available until September 30, 2027: *Provided further*, That amounts deposited in this account pursuant to the preceding proviso shall be available in addition to the amounts otherwise provided by this heading for the purposes authorized under this heading: *Provided further*, That unobligated balances, including recaptures and carryover, remaining from funds transferred to or appropriated under this heading shall be used for the current purposes authorized under this heading in addition to the purposes for which such funds originally were appropriated.

#### HOUSING COUNSELING ASSISTANCE

For contracts, grants, and other assistance excluding loans, as authorized under section 106 of the Housing and Urban Development Act of 1968, as amended, \$42,565,000, to remain available until September 30, 2025, including up to \$3,331,000 for administrative contract services: *Provided*, That funds shall be used for providing counseling and advice to tenants and homeowners, both current and pro-

spective, with respect to property maintenance, financial management or literacy, and such other matters as may be appropriate to assist them in improving their housing conditions, meeting their financial needs, and fulfilling the responsibilities of tenancy or homeownership; for program administration; and for housing counselor training: *Provided further*, That for purposes of awarding grants from amounts provided under this heading, the Secretary may enter into multiyear agreements, as appropriate, subject to the availability of annual appropriations.

#### PAYMENT TO MANUFACTURED HOUSING FEES TRUST FUND

For necessary expenses as authorized by the National Manufactured Housing Construction and Safety Standards Act of 1974 (42 U.S.C. 5401 et seq.), up to \$10,364,000, to remain available until expended, of which \$10,364,000 shall be derived from the Manufactured Housing Fees Trust Fund (established under section 620(e) of such Act (42 U.S.C. 5419(e)): *Provided*, That not to exceed the total amount appropriated under this heading shall be available from the general fund of the Treasury to the extent necessary to incur obligations and make expenditures pending the receipt of collections to the Fund pursuant to section 620 of such Act: *Provided further*, That the amount made available under this heading from the general fund shall be reduced as such collections are received during fiscal year 2024 so as to result in a final fiscal year 2024 appropriation from the general fund estimated at zero, and fees pursuant to such section 620 shall be modified as necessary to ensure such a final fiscal year 2024 appropriation: *Provided further*, That for the dispute resolution and installation programs, the Secretary may assess and collect fees from any program participant: *Provided further*, That such collections shall be deposited into the Trust Fund, and the Secretary, as provided herein, may use such collections, as well as fees collected under section 620 of such Act, for necessary expenses of such Act: *Provided further*, That, notwithstanding the requirements of section 620 of such Act, the Secretary may carry out responsibilities of the Secretary under such Act through the use of approved service providers that are paid directly by the recipients of their services.

#### FEDERAL HOUSING ADMINISTRATION MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT

New commitments to guarantee single family loans insured under the Mutual Mortgage Insurance Fund shall not exceed \$296,106,255,000, to remain available until September 30, 2025: *Provided*, That during fiscal year 2024, obligations to make direct loans to carry out the purposes of section 204(g) of the National Housing Act, as amended, shall not exceed \$740,000: *Provided further*, That the foregoing amount in the preceding proviso shall be for loans to non-profit and governmental entities in connection with sales of single family real properties owned by the Secretary and formerly insured under the Mutual Mortgage Insurance Fund: *Provided further*, That for administrative contract expenses of the Federal Housing Administration, \$111,040,000, to remain available until September 30, 2025: *Provided further*, That to the extent guaranteed loan commitments exceed \$148,053,127,000 on or before April 1, 2024, an additional \$1,000 for administrative contract expenses shall be available for each \$740,000 in additional guaranteed loan commitments (including a pro rata amount for any amount below \$740,000), but in no case shall funds made available by this proviso exceed \$22,208,000: *Provided fur-*

*ther*, That notwithstanding the limitation in the first sentence of section 255(g) of the National Housing Act (12 U.S.C. 1715z-20(g)), during fiscal year 2024 the Secretary may insure and enter into new commitments to insure mortgages under section 255 of the National Housing Act only to the extent that the net credit subsidy cost for such insurance does not exceed zero.

#### GENERAL AND SPECIAL RISK PROGRAM ACCOUNT

New commitments to guarantee loans insured under the General and Special Risk Insurance Funds, as authorized by sections 238 and 519 of the National Housing Act (12 U.S.C. 1715z-3 and 1735c), shall not exceed \$25,909,297,000 in total loan principal, any part of which is to be guaranteed, to remain available until September 30, 2025: *Provided*, That during fiscal year 2024, gross obligations for the principal amount of direct loans, as authorized by sections 204(g), 207(1), 238, and 519(a) of the National Housing Act, shall not exceed \$1,000,000, which shall be for loans to nonprofit and governmental entities in connection with the sale of single family real properties owned by the Secretary and formerly insured under such Act.

#### GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

#### GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN GUARANTEE PROGRAM ACCOUNT

New commitments to issue guarantees to carry out the purposes of section 306 of the National Housing Act, as amended (12 U.S.C. 1721(g)), shall not exceed \$666,239,074,000, to remain available until September 30, 2025: *Provided*, That \$39,974,000, to remain available until September 30, 2025, shall be for necessary salaries and expenses of the Government National Mortgage Association: *Provided further*, That to the extent that guaranteed loan commitments exceed \$114,741,174,000 on or before April 1, 2024, an additional \$100 for necessary salaries and expenses shall be available until expended for each \$740,000 in additional guaranteed loan commitments (including a pro rata amount for any amount below \$740,000), but in no case shall funds made available by this proviso exceed \$2,221,000: *Provided further*, That receipts from Commitment and Multiclass fees collected pursuant to title III of the National Housing Act (12 U.S.C. 1716 et seq.) shall be credited as offsetting collections to this account.

#### POLICY DEVELOPMENT AND RESEARCH RESEARCH AND TECHNOLOGY

For contracts, grants, and necessary expenses of programs of research and studies relating to housing and urban problems, not otherwise provided for, as authorized by title V of the Housing and Urban Development Act of 1970 (12 U.S.C. 1701z-1 et seq.), including carrying out the functions of the Secretary of Housing and Urban Development under section 1(a)(1)(i) of Reorganization Plan No. 2 of 1968, and for technical assistance, \$92,829,000, to remain available until September 30, 2025: *Provided*, That with respect to amounts made available under this heading, notwithstanding section 203 of this title, the Secretary may enter into cooperative agreements with philanthropic entities, other Federal agencies, State or local governments and their agencies, Indian Tribes, tribally designated housing entities, colleges or universities, or international organizations for research projects: *Provided further*, That with respect to the preceding proviso, such partners to the cooperative agreements shall contribute at least a 50 percent match toward the cost of the project: *Provided further*, That for non-competitive agreements entered into in accordance with the preceding two provisos, the Secretary shall comply with section 2(b) of the Federal

Funding Accountability and Transparency Act of 2006 (Public Law 109–282, 31 U.S.C. note) in lieu of compliance with section 102(a)(4)(C) of the Department of Housing and Urban Development Reform Act of 1989 (42 U.S.C. 3545(a)(4)(C)) with respect to documentation of award decisions: *Provided further*, That prior to obligation of technical assistance funding, the Secretary shall submit a plan to the House and Senate Committees on Appropriations on how the Secretary will allocate funding for this activity at least 30 days prior to obligation: *Provided further*, That none of the funds provided under this heading may be available for the doctoral dissertation research grant program: *Provided further*, That an additional \$14,805,000, to remain available until September 30, 2026, shall be for competitive grants to nonprofit or governmental entities to provide legal assistance (including assistance related to pre-trial activities, trial activities, post-trial activities and alternative dispute resolution) at no cost to eligible low-income tenants at risk of or subject to eviction: *Provided further*, That in awarding grants under the preceding proviso, the Secretary shall give preference to applicants that include a marketing strategy for residents of areas with high rates of eviction, have experience providing no-cost legal assistance to low-income individuals, including those with limited English proficiency or disabilities, and have sufficient capacity to administer such assistance: *Provided further*, That the Secretary shall ensure, to the extent practicable, that the proportion of eligible tenants living in rural areas who will receive legal assistance with grant funds made available under this heading is not less than the overall proportion of eligible tenants who live in rural areas.

FAIR HOUSING AND EQUAL OPPORTUNITY  
FAIR HOUSING ACTIVITIES

For contracts, grants, and other assistance, not otherwise provided for, as authorized by title VIII of the Civil Rights Act of 1968 (42 U.S.C. 3601 et seq.), and section 561 of the Housing and Community Development Act of 1987 (42 U.S.C. 3616a), \$63,926,000, to remain available until September 30, 2025: *Provided*, That notwithstanding section 3302 of title 31, United States Code, the Secretary may assess and collect fees to cover the costs of the Fair Housing Training Academy, and may use such funds to develop on-line courses and provide such training: *Provided further*, That none of the funds made available under this heading may be used to lobby the executive or legislative branches of the Federal Government in connection with a specific contract, grant, or loan: *Provided further*, That of the funds made available under this heading, \$1,003,000 shall be available to the Secretary for the creation and promotion of translated materials and other programs that support the assistance of persons with limited English proficiency in utilizing the services provided by the Department of Housing and Urban Development.

OFFICE OF LEAD HAZARD CONTROL AND  
HEALTHY HOMES  
LEAD HAZARD REDUCTION  
(INCLUDING TRANSFER OF FUNDS)

For the Lead Hazard Reduction Program, as authorized by section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (42 U.S.C. 4852), the Healthy Homes Initiative, pursuant to sections 501 and 502 of the Housing and Urban Development Act of 1970 (12 U.S.C. 1701z–1 and 1701z–2), and for related activities and assistance, \$259,093,000, to remain available until September 30, 2026: *Provided*, That the amounts made available under this heading are provided as follows—

(1) \$181,365,000 shall be for the award of grants pursuant to such section 1011, of

which not less than \$77,728,000 shall be provided to areas with the highest lead-based paint abatement needs;

(2) \$77,728,000 shall be for the Healthy Homes Initiative, pursuant to sections 501 and 502 of the Housing and Urban Development Act of 1970, which shall include research, studies, testing, and demonstration efforts, including education and outreach concerning lead-based paint poisoning and other housing-related diseases and hazards, and mitigating housing-related health and safety hazards in housing of low-income families, of which—

(A) \$3,701,000 shall be for the implementation of projects in communities that are served by both the Healthy Homes Initiative and the Department of Energy weatherization programs to demonstrate whether the coordination of Healthy Homes remediation activities with weatherization activities achieves cost savings and better outcomes in improving the safety and quality of homes; and

(B) \$22,208,000 shall be for grants to experienced non-profit organizations, States, local governments, or public housing agencies for safety and functional home modification repairs and renovations to meet the needs of low-income seniors to enable them to remain in their primary residence: *Provided*, That of the total amount made available under this subparagraph no less than \$7,403,000 shall be available to meet such needs in communities with substantial rural populations; and

(3) Up to \$1,481,000 in total of the amounts made available under paragraph (2) may be transferred to the heading “Research and Technology” for the purposes of conducting research and studies and for use in accordance with the provisos under that heading for non-competitive agreements:

*Provided further*, That for purposes of environmental review, pursuant to the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) and other provisions of law that further the purposes of such Act, a grant under the Healthy Homes Initiative, or the Lead Technical Studies program, or other demonstrations or programs under this heading or under prior appropriations Acts for such purposes under this heading, or under the heading “Housing for the Elderly” under prior Appropriations Acts, shall be considered to be funds for a special project for purposes of section 305(c) of the Multifamily Housing Property Disposition Reform Act of 1994: *Provided further*, That each applicant for a grant or cooperative agreement under this heading shall certify adequate capacity that is acceptable to the Secretary to carry out the proposed use of funds pursuant to a notice of funding opportunity: *Provided further*, That amounts made available under this heading, except for amounts in paragraph (2)(B) for home modification repairs and renovations, in this or prior appropriations Acts, still remaining available, may be used for any purpose under this heading notwithstanding the purpose for which such amounts were appropriated if a program competition is undersubscribed and there are other program competitions under this heading that are oversubscribed.

INFORMATION TECHNOLOGY FUND

For Department-wide and program-specific information technology systems and infrastructure, \$277,415,000, to remain available until September 30, 2026, of which up to \$17,729,000 shall be for development, modernization, and enhancement projects, including planning for such projects: *Provided*, That not later than 30 days after the end of each quarter, the Secretary shall brief the House and Senate Committees on Appropriations on all information technology modernization efforts as required by the report accompanying this Act.

OFFICE OF INSPECTOR GENERAL

For necessary salaries and expenses of the Office of Inspector General in carrying out the Inspector General Act of 1978, as amended, \$113,204,000: *Provided*, That the Inspector General shall have independent authority over all personnel issues within this office.

GENERAL PROVISIONS—DEPARTMENT OF  
HOUSING AND URBAN DEVELOPMENT  
(INCLUDING RESCISSIONS)  
(INCLUDING TRANSFER OF FUNDS)

SEC. 201. Fifty percent of the amounts of budget authority, or in lieu thereof 50 percent of the cash amounts associated with such budget authority, that are recaptured from projects described in section 1012(a) of the Stewart B. McKinney Homeless Assistance Amendments Act of 1988 (42 U.S.C. 1437f note) shall be rescinded or in the case of cash, shall be remitted to the Treasury, and such amounts of budget authority or cash recaptured and not rescinded or remitted to the Treasury shall be used by State housing finance agencies or local governments or local housing agencies with projects approved by the Secretary of Housing and Urban Development for which settlement occurred after January 1, 1992, in accordance with such section. Notwithstanding the previous sentence, the Secretary may award up to 15 percent of the budget authority or cash recaptured and not rescinded or remitted to the Treasury to provide project owners with incentives to refinance their project at a lower interest rate.

SEC. 202. None of the funds made available by this Act may be used to investigate or prosecute under the Fair Housing Act any otherwise lawful activity engaged in by one or more persons, including the filing or maintaining of a nonfrivolous legal action, that is engaged in solely for the purpose of achieving or preventing action by a Government official or entity, or a court of competent jurisdiction.

SEC. 203. Except as explicitly provided in law, any grant, cooperative agreement or other assistance made pursuant to title II of this Act shall be made on a competitive basis and in accordance with section 102 of the Department of Housing and Urban Development Reform Act of 1989 (42 U.S.C. 3545).

SEC. 204. Funds of the Department of Housing and Urban Development subject to the Government Corporation Control Act or section 402 of the Housing Act of 1950 shall be available, without regard to the limitations on administrative expenses, for legal services on a contract or fee basis, and for utilizing and making payment for services and facilities of the Federal National Mortgage Association, Government National Mortgage Association, Federal Home Loan Mortgage Corporation, Federal Financing Bank, Federal Reserve banks or any member thereof, Federal Home Loan banks, and any insured bank within the meaning of the Federal Deposit Insurance Corporation Act, as amended (12 U.S.C. 1811–1).

SEC. 205. Unless otherwise provided for in this Act or through a reprogramming of funds, no part of any appropriation for the Department of Housing and Urban Development shall be available for any program, project or activity in excess of amounts set forth in the budget estimates submitted to Congress.

SEC. 206. Corporations and agencies of the Department of Housing and Urban Development which are subject to the Government Corporation Control Act are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accordance with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by

section 104 of such Act as may be necessary in carrying out the programs set forth in the budget for 2024 for such corporation or agency except as hereinafter provided: *Provided*, That collections of these corporations and agencies may be used for new loan or mortgage purchase commitments only to the extent expressly provided for in this Act (unless such loans are in support of other forms of assistance provided for in this or prior appropriations Acts), except that this proviso shall not apply to the mortgage insurance or guaranty operations of these corporations, or where loans or mortgage purchases are necessary to protect the financial interest of the United States Government.

SEC. 207. The Secretary shall provide quarterly reports to the House and Senate Committees on Appropriations regarding all uncommitted, unobligated, recaptured and excess funds in each program and activity within the jurisdiction of the Department and shall submit additional, updated budget information to these Committees upon request.

SEC. 208. None of the funds made available by this title may be used for an audit of the Government National Mortgage Association that makes applicable requirements under the Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

SEC. 209. (a) Notwithstanding any other provision of law, subject to the conditions listed under this section, for fiscal years 2024 and 2025, the Secretary of Housing and Urban Development may authorize the transfer of some or all project-based assistance, debt held or insured by the Secretary and statutorily required low-income and very low-income use restrictions if any, associated with one or more multifamily housing project or projects to another multifamily housing project or projects.

(b) PHASED TRANSFERS.—Transfers of project-based assistance under this section may be done in phases to accommodate the financing and other requirements related to rehabilitating or constructing the project or projects to which the assistance is transferred, to ensure that such project or projects meet the standards under subsection (c).

(c) The transfer authorized in subsection (a) is subject to the following conditions:

(1) NUMBER AND BEDROOM SIZE OF UNITS.—

(A) For occupied units in the transferring project: The number of low-income and very low-income units and the configuration (i.e., bedroom size) provided by the transferring project shall be no less than when transferred to the receiving project or projects and the net dollar amount of Federal assistance provided to the transferring project shall remain the same in the receiving project or projects.

(B) For unoccupied units in the transferring project: The Secretary may authorize a reduction in the number of dwelling units in the receiving project or projects to allow for a reconfiguration of bedroom sizes to meet current market demands, as determined by the Secretary and provided there is no increase in the project-based assistance budget authority.

(2) The transferring project shall, as determined by the Secretary, be either physically obsolete or economically nonviable, or be reasonably expected to become economically nonviable when complying with State or Federal requirements for community integration and reduced concentration of individuals with disabilities.

(3) The receiving project or projects shall meet or exceed applicable physical standards established by the Secretary.

(4) The owner or mortgagor of the transferring project shall notify and consult with the tenants residing in the transferring project

and provide a certification of approval by all appropriate local governmental officials.

(5) The tenants of the transferring project who remain eligible for assistance to be provided by the receiving project or projects shall not be required to vacate their units in the transferring project or projects until new units in the receiving project are available for occupancy.

(6) The Secretary determines that this transfer is in the best interest of the tenants.

(7) If either the transferring project or the receiving project or projects meets the condition specified in subsection (d)(2)(A), any lien on the receiving project resulting from additional financing obtained by the owner shall be subordinate to any FHA-insured mortgage lien transferred to, or placed on, such project by the Secretary, except that the Secretary may waive this requirement upon determination that such a waiver is necessary to facilitate the financing of acquisition, construction, and/or rehabilitation of the receiving project or projects.

(8) If the transferring project meets the requirements of subsection (d)(2), the owner or mortgagor of the receiving project or projects shall execute and record either a continuation of the existing use agreement or a new use agreement for the project where, in either case, any use restrictions in such agreement are of no lesser duration than the existing use restrictions.

(9) The transfer does not increase the cost (as defined in section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a)) of any FHA-insured mortgage, except to the extent that appropriations are provided in advance for the amount of any such increased cost.

(d) For purposes of this section—

(1) the terms “low-income” and “very low-income” shall have the meanings provided by the statute and/or regulations governing the program under which the project is insured or assisted;

(2) the term “multifamily housing project” means housing that meets one of the following conditions—

(A) housing that is subject to a mortgage insured under the National Housing Act;

(B) housing that has project-based assistance attached to the structure including projects undergoing mark to market debt restructuring under the Multifamily Assisted Housing Reform and Affordability Housing Act;

(C) housing that is assisted under section 202 of the Housing Act of 1959 (12 U.S.C. 1701q);

(D) housing that is assisted under section 202 of the Housing Act of 1959 (12 U.S.C. 1701q), as such section existed before the enactment of the Cranston-Gonzales National Affordable Housing Act;

(E) housing that is assisted under section 811 of the Cranston-Gonzales National Affordable Housing Act (42 U.S.C. 8013); or

(F) housing or vacant land that is subject to a use agreement;

(3) the term “project-based assistance” means—

(A) assistance provided under section 8(b) of the United States Housing Act of 1937 (42 U.S.C. 1437f(b));

(B) assistance for housing constructed or substantially rehabilitated pursuant to assistance provided under section 8(b)(2) of such Act (as such section existed immediately before October 1, 1983);

(C) rent supplement payments under section 101 of the Housing and Urban Development Act of 1965 (12 U.S.C. 1701s);

(D) interest reduction payments under section 236 and/or additional assistance payments under section 236(f)(2) of the National Housing Act (12 U.S.C. 1715z–1);

(E) assistance payments made under section 202(c)(2) of the Housing Act of 1959 (12 U.S.C. 1701q(c)(2)); and

(F) assistance payments made under section 811(d)(2) of the Cranston-Gonzales National Affordable Housing Act (42 U.S.C. 8013(d)(2));

(4) the term “receiving project or projects” means the multifamily housing project or projects to which some or all of the project-based assistance, debt, and statutorily required low-income and very low-income use restrictions are to be transferred;

(5) the term “transferring project” means the multifamily housing project which is transferring some or all of the project-based assistance, debt, and the statutorily required low-income and very low-income use restrictions to the receiving project or projects; and

(6) the term “Secretary” means the Secretary of Housing and Urban Development.

(e) RESEARCH REPORT.—The Secretary shall conduct an evaluation of the transfer authority under this section, including the effect of such transfers on the operational efficiency, contract rents, physical and financial conditions, and long-term preservation of the affected properties.

SEC. 210. (a) No assistance shall be provided under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) to any individual who—

(1) is enrolled as a student at an institution of higher education (as defined under section 102 of the Higher Education Act of 1965 (20 U.S.C. 1002));

(2) is under 24 years of age;

(3) is not a veteran;

(4) is unmarried;

(5) does not have a dependent child;

(6) is not a person with disabilities, as such term is defined in section 3(b)(3)(E) of the United States Housing Act of 1937 (42 U.S.C. 1437a(b)(3)(E)) and was not receiving assistance under such section 8 as of November 30, 2005;

(7) is not a youth who left foster care at age 14 or older and is at risk of becoming homeless; and

(8) is not otherwise individually eligible, or has parents who, individually or jointly, are not eligible, to receive assistance under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f).

(b) For purposes of determining the eligibility of a person to receive assistance under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f), any financial assistance (in excess of amounts received for tuition and any other required fees and charges) that an individual receives under the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.), from private sources, or from an institution of higher education (as defined under section 102 of the Higher Education Act of 1965 (20 U.S.C. 1002)), shall be considered income to that individual, except for a person over the age of 23 with dependent children.

SEC. 211. The funds made available for Native Alaskans under paragraph (1) under the heading “Native American Programs” in title II of this Act shall be allocated to the same Native Alaskan housing block grant recipients that received funds in fiscal year 2005, and only such recipients shall be eligible to apply for funds made available under paragraph (2) of such heading.

SEC. 212. Notwithstanding any other provision of law, in fiscal year 2024, in managing and disposing of any multifamily property that is owned or has a mortgage held by the Secretary of Housing and Urban Development, and during the process of foreclosure on any property with a contract for rental assistance payments under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) or any other Federal programs, the

Secretary shall maintain any rental assistance payments under section 8 of the United States Housing Act of 1937 and other programs that are attached to any dwelling units in the property. To the extent the Secretary determines, in consultation with the tenants and the local government that such a multifamily property owned or having a mortgage held by the Secretary is not feasible for continued rental assistance payments under such section 8 or other programs, based on consideration of (1) the costs of rehabilitating and operating the property and all available Federal, State, and local resources, including rent adjustments under section 524 of the Multifamily Assisted Housing Reform and Affordability Act of 1997 (in this section “MAHRAA”) (42 U.S.C. 1437f note), and (2) environmental conditions that cannot be remedied in a cost-effective fashion, the Secretary may, in consultation with the tenants of that property, contract for project-based rental assistance payments with an owner or owners of other existing housing properties, or provide other rental assistance. The Secretary shall also take appropriate steps to ensure that project-based contracts remain in effect prior to foreclosure, subject to the exercise of contractual abatement remedies to assist relocation of tenants for imminent major threats to health and safety after written notice to and informed consent of the affected tenants and use of other available remedies, such as partial abatements or receivership. After disposition of any multifamily property described in this section, the contract and allowable rent levels on such properties shall be subject to the requirements under section 524 of MAHRAA.

SEC. 213. Public housing agencies that own and operate 400 or fewer public housing units may elect to be exempt from any asset management requirement imposed by the Secretary in connection with the operating fund rule: *Provided*, That an agency seeking a discontinuance of a reduction of subsidy under the operating fund formula shall not be exempt from asset management requirements.

SEC. 214. With respect to the use of amounts provided in this Act and in future Acts for the operation, capital improvement, and management of public housing as authorized by sections 9(d) and 9(e) of the United States Housing Act of 1937 (42 U.S.C. 1437g(d), (e)), the Secretary shall not impose any requirement or guideline relating to asset management that restricts or limits in any way the use of capital funds for central office costs pursuant to paragraph (1) or (2) of section 9(g) of the United States Housing Act of 1937 (42 U.S.C. 1437g(g)(1), (2)): *Provided*, That a public housing agency may not use capital funds authorized under section 9(d) for activities that are eligible under section 9(e) for assistance with amounts from the operating fund in excess of the amounts permitted under paragraph (1) or (2) of section 9(g).

SEC. 215. No official or employee of the Department of Housing and Urban Development shall be designated as an allotment holder unless the Office of the Chief Financial Officer has determined that such allotment holder has implemented an adequate system of funds control and has received training in funds control procedures and directives. The Chief Financial Officer shall ensure that there is a trained allotment holder for each HUD appropriation under the accounts “Executive Offices”, “Administrative Support Offices”, “Program Offices”, “Government National Mortgage Association—Guarantees of Mortgage-Backed Securities Loan Guarantee Program Account”, and “Office of Inspector General” within the Department of Housing and Urban Development.

SEC. 216. The Secretary shall, for fiscal year 2024, notify the public through the Fed-

eral Register and other means, as determined appropriate, of the issuance of a notice of the availability of assistance or notice of funding opportunity (NOFO) for any program or discretionary fund administered by the Secretary that is to be competitively awarded. Notwithstanding any other provision of law, for fiscal year 2024, the Secretary may make the NOFO available only on the Internet at the appropriate Government website or through other electronic media, as determined by the Secretary.

SEC. 217. Payment of attorney fees in program-related litigation shall be paid from the individual program office and Office of General Counsel salaries and expenses appropriations.

SEC. 218. The Secretary is authorized to transfer up to 10 percent or \$3,701,000, whichever is less, of funds appropriated for any office under the headings “Administrative Support Offices” or “Program Offices” to any other such office under such headings: *Provided*, That no appropriation for any such office under such headings shall be increased or decreased by more than 10 percent or \$3,701,000, whichever is less, without prior written approval of the House and Senate Committees on Appropriations: *Provided further*, That the Secretary shall provide notification to such Committees 3 business days in advance of any such transfers under this section up to 10 percent or \$3,701,000, whichever is less.

SEC. 219. (a) Any entity receiving housing assistance payments shall maintain decent, safe, and sanitary conditions, as determined by the Secretary, and comply with any standards under applicable State or local laws, rules, ordinances, or regulations relating to the physical condition of any property covered under a housing assistance payment contract.

(b) The Secretary shall take action under subsection (c) when a multifamily housing project with a contract under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) or a contract for similar project-based assistance—

(1) receives a failing score under the Uniform Physical Condition Standards (UPCS) or successor standard; or

(2) fails to certify in writing to the Secretary within 3 days that all Exigent Health and Safety deficiencies, or those deficiencies requiring correction within 24 hours, identified by the inspector at the project have been corrected.

Such requirements shall apply to insured and noninsured projects with assistance attached to the units under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f), but shall not apply to such units assisted under section 8(o)(13) of such Act (42 U.S.C. 1437f(o)(13)) or to public housing units assisted with capital or operating funds under section 9 of the United States Housing Act of 1937 (42 U.S.C. 1437g).

(c)(1) Within 15 days of the issuance of the Real Estate Assessment Center (“REAC”) inspection, the Secretary shall provide the owner with a Notice of Default with a specified timetable, determined by the Secretary, for correcting all deficiencies. The Secretary shall provide a copy of the Notice of Default to the tenants, the local government, any mortgagees, and any contract administrator. If the owner's appeal results in a passing score, the Secretary may withdraw the Notice of Default.

(2) At the end of the time period for correcting all deficiencies specified in the Notice of Default, if the owner fails to fully correct such deficiencies, the Secretary may—

(A) require immediate replacement of project management with a management agent approved by the Secretary;

(B) impose civil money penalties, which shall be used solely for the purpose of sup-

porting safe and sanitary conditions at applicable properties, as designated by the Secretary, with priority given to the tenants of the property affected by the penalty;

(C) abate the section 8 contract, including partial abatement, as determined by the Secretary, until all deficiencies have been corrected;

(D) pursue transfer of the project to an owner, approved by the Secretary under established procedures, who will be obligated to promptly make all required repairs and to accept renewal of the assistance contract if such renewal is offered;

(E) transfer the existing section 8 contract to another project or projects and owner or owners;

(F) pursue exclusionary sanctions, including suspensions or debarments from Federal programs;

(G) seek judicial appointment of a receiver to manage the property and cure all project deficiencies or seek a judicial order of specific performance requiring the owner to cure all project deficiencies;

(H) work with the owner, lender, or other related party to stabilize the property in an attempt to preserve the property through compliance, transfer of ownership, or an infusion of capital provided by a third-party that requires time to effectuate; or

(I) take any other regulatory or contractual remedies available as deemed necessary and appropriate by the Secretary.

(d) The Secretary shall take appropriate steps to ensure that project-based contracts remain in effect, subject to the exercise of contractual abatement remedies to assist relocation of tenants for major threats to health and safety after written notice to the affected tenants. To the extent the Secretary determines, in consultation with the tenants and the local government, that the property is not feasible for continued rental assistance payments under such section 8 or other programs, based on consideration of—

(1) the costs of rehabilitating and operating the property and all available Federal, State, and local resources, including rent adjustments under section 524 of the Multifamily Assisted Housing Reform and Affordability Act of 1997 (“MAHRAA”); and

(2) environmental conditions that cannot be remedied in a cost-effective fashion, the Secretary may contract for project-based rental assistance payments with an owner or owners of other existing housing properties, or provide other rental assistance.

(e) The Secretary shall report semi-annually on all properties covered by this section that are assessed through the Real Estate Assessment Center and have failing physical inspection scores or have received an unsatisfactory management and occupancy review within the past 36 months. The report shall include—

(1) identification of the enforcement actions being taken to address such conditions, including imposition of civil money penalties and termination of subsidies, and identification of properties that have such conditions multiple times;

(2) identification of actions that the Department of Housing and Urban Development is taking to protect tenants of such identified properties; and

(3) any administrative or legislative recommendations to further improve the living conditions at properties covered under a housing assistance payment contract.

The first report shall be submitted to the Senate and House Committees on Appropriations not later than 30 days after the enactment of this Act, and the second report shall be submitted within 180 days of the transmittal of the first report.

SEC. 220. None of the funds made available by this Act, or any other Act, for purposes



authorized under section 8 (only with respect to the tenant-based rental assistance program) and section 9 of the United States Housing Act of 1937 (42 U.S.C. 1437 et seq.), may be used by any public housing agency for any amount of salary, including bonuses, for the chief executive officer of which, or any other official or employee of which, that exceeds the annual rate of basic pay payable for a position at level IV of the Executive Schedule at any time during any public housing agency fiscal year 2024.

SEC. 221. None of the funds made available by this Act and provided to the Department of Housing and Urban Development may be used to make a grant award unless the Secretary notifies the House and Senate Committees on Appropriations not less than 3 full business days before any project, State, locality, housing authority, Tribe, nonprofit organization, or other entity selected to receive a grant award is announced by the Department or its offices: *Provided*, That such notification shall list each grant award by State and congressional district.

SEC. 222. None of the funds made available in this Act shall be used by the Federal Housing Administration, the Government National Mortgage Association, or the Department of Housing and Urban Development to insure, securitize, or establish a Federal guarantee of any mortgage or mortgage backed security that refinances or otherwise replaces a mortgage that has been subject to eminent domain condemnation or seizure, by a State, municipality, or any other political subdivision of a State.

SEC. 223. None of the funds made available by this Act may be used to terminate the status of a unit of general local government as a metropolitan city (as defined in section 102 of the Housing and Community Development Act of 1974 (42 U.S.C. 5302)) with respect to grants under section 106 of such Act (42 U.S.C. 5306).

SEC. 224. Amounts made available by this Act that are appropriated, allocated, advanced on a reimbursable basis, or transferred to the Office of Policy Development and Research of the Department of Housing and Urban Development and functions thereof, for research, evaluation, or statistical purposes, and that are unexpended at the time of completion of a contract, grant, or cooperative agreement, may be deobligated and shall immediately become available and may be reobligated in that fiscal year or the subsequent fiscal year for the research, evaluation, or statistical purposes for which the amounts are made available to that Office subject to reprogramming requirements in section 405 of this Act.

SEC. 225. None of the funds provided in this Act or any other Act may be used for awards, including performance, special act, or spot, for any employee of the Department of Housing and Urban Development subject to administrative discipline (including suspension from work), in this fiscal year, but this prohibition shall not be effective prior to the effective date of any such administrative discipline or after any final decision overturning such discipline.

SEC. 226. With respect to grant amounts awarded under the heading “Homeless Assistance Grants” for fiscal years 2015 through 2024 for the Continuum of Care (CoC) program as authorized under subtitle C of title IV of the McKinney-Vento Homeless Assistance Act, costs paid by program income of grant recipients may count toward meeting the recipient’s matching requirements, provided the costs are eligible CoC costs that supplement the recipient’s CoC program.

SEC. 227. (a) From amounts made available under this title under the heading “Homeless Assistance Grants”, the Secretary may award 1-year transition grants to recipients

of funds for activities under subtitle C of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11381 et seq.) to transition from one Continuum of Care program component to another.

(b) In order to be eligible to receive a transition grant, the funding recipient must have the consent of the continuum of care and meet standards determined by the Secretary.

SEC. 228. The Promise Zone designations and Promise Zone Designation Agreements entered into pursuant to such designations, made by the Secretary in prior fiscal years, shall remain in effect in accordance with the terms and conditions of such agreements.

SEC. 229. None of the amounts made available in this Act may be used to consider Family Self-Sufficiency performance measures or performance scores in determining funding awards for programs receiving Family Self-Sufficiency program coordinator funding provided in this Act.

SEC. 230. Any public housing agency designated as a Moving to Work agency pursuant to section 239 of division L of Public Law 114-113 (42 U.S.C. 1437f note; 129 Stat. 2897) may, upon such designation, use funds (except for special purpose funding, including special purpose vouchers) previously allocated to any such public housing agency under section 8 or 9 of the United States Housing Act of 1937, including any reserve funds held by the public housing agency or funds held by the Department of Housing and Urban Development, pursuant to the authority for use of section 8 or 9 funding provided under such section and section 204 of title II of the Departments of Veterans Affairs and Housing and Urban Development and Independent Agencies Appropriations Act, 1996 (Public Law 104-134; 110 Stat. 1321-28), notwithstanding the purposes for which such funds were appropriated.

SEC. 231. None of the amounts made available by this Act may be used to prohibit any public housing agency under receivership or the direction of a Federal monitor from applying for, receiving, or using funds made available under the heading “Public Housing Fund” for competitive grants to evaluate and reduce lead-based paint hazards in this Act or that remain available and not awarded from prior Acts, or be used to prohibit a public housing agency from using such funds to carry out any required work pursuant to a settlement agreement, consent decree, voluntary agreement, or similar document for a violation of the Lead Safe Housing or Lead Disclosure Rules.

SEC. 232. (a) Funds previously made available in the Consolidated Appropriations Act, 2017 (Public Law 115-31) for the “Choice Neighborhoods Initiative” that were available for obligation through fiscal year 2019 are to remain available through fiscal year 2025 for the liquidation of valid obligations incurred in fiscal years 2017 through 2019.

(b) Funds previously made available in the Consolidated Appropriations Act, 2018 (Public Law 115-141) for the “Choice Neighborhoods Initiative” that were available for obligation through fiscal year 2020 are to remain available through fiscal year 2026 for the liquidation of valid obligations incurred in fiscal years 2018 through 2020.

(c) Funds previously made available in the Consolidated Appropriations Act, 2019 (Public Law 116-6) for the “Choice Neighborhoods Initiative” that were available for obligation through fiscal year 2021 are to remain available through fiscal year 2027 for the liquidation of valid obligations incurred in fiscal years 2019 through 2021.

(d) Funds previously made available in the Further Consolidated Appropriations Act, 2020 (Public Law 116-94) for the “Choice Neighborhoods Initiative” that were available for obligation through fiscal year 2022

are to remain available through fiscal year 2028 for the liquidation of valid obligations incurred in fiscal years 2020 through 2022.

(e) Funds previously made available in the Consolidated Appropriations Act, 2021 (Public Law 116-260) for the “Choice Neighborhoods Initiative” that were available for obligation through fiscal year 2023 are to remain available through fiscal year 2029 for the liquidation of valid obligations incurred in fiscal years 2021 through 2023.

SEC. 233. None of the funds made available by this Act may be used by the Department of Housing and Urban Development to direct a grantee to undertake specific changes to existing zoning laws as part of carrying out the final rule entitled “Affirmatively Furthering Fair Housing” (80 Fed. Reg. 42272 (July 16, 2015)) or the notice entitled “Affirmatively Furthering Fair Housing Assessment Tool” (79 Fed. Reg. 57949 (September 26, 2014)).

SEC. 234. For fiscal year 2024, if the Secretary determines or has determined, for any prior formula grant allocation administered by the Secretary through the Offices of Public and Indian Housing, Community Planning and Development, or Housing, that a recipient received an allocation greater than the amount such recipient should have received for a formula allocation cycle pursuant to applicable statutes and regulations, the Secretary may adjust for any such funding error in the next applicable formula allocation cycle by (a) offsetting each such recipient’s formula allocation (if eligible for a formula allocation in the next applicable formula allocation cycle) by the amount of any such funding error, and (b) reallocating any available balances that are attributable to the offset to the recipient or recipients that would have been allocated additional funds in the formula allocation cycle in which any such error occurred (if such recipient or recipients are eligible for a formula allocation in the next applicable formula allocation cycle) in an amount proportionate to such recipient’s eligibility under the next applicable formula allocation cycle: *Provided*, That all offsets and reallocations from such available balances shall be recorded against funds available for the next applicable formula allocation cycle: *Provided further*, That the term “next applicable formula allocation cycle” means the first formula allocation cycle for a program that is reasonably available for correction following such a Secretarial determination: *Provided further*, That if, upon request by a recipient and giving consideration to all Federal resources available to the recipient for the same grant purposes, the Secretary determines that the offset in the next applicable formula allocation cycle would critically impair the recipient’s ability to accomplish the purpose of the formula grant, the Secretary may adjust for the funding error across two or more formula allocation cycles.

SEC. 235. The Secretary may transfer from amounts made available for salaries and expenses under this title (excluding amounts made available under the heading “Office of Inspector General”) up to \$370,000 from each office to the heading “Information Technology Fund” for information technology needs, including for additional development, modernization, and enhancement, to remain available until September 30, 2025: *Provided*, That the total amount of such transfers shall not exceed \$3,701,000: *Provided further*, That this transfer authority shall not be used to fund information technology projects or activities that have known out-year development, modernization, or enhancement costs in excess of \$370,000: *Provided further*, That the Secretary shall provide notification to the House and Senate Committees on Appropriations no fewer than three business days in advance of any such transfer.

SEC. 236. (a) Funds previously made available in the Consolidated Appropriations Act, 2017 (Public Law 115-31) for “Lead Hazard Reduction” that were available for obligation through fiscal year 2018 are to remain available through fiscal year 2025 for the liquidation of valid obligations incurred in fiscal years 2017 through 2018.

(b) Funds previously made available in the Consolidated Appropriations Act, 2018 (Public Law 115-141) for “Lead Hazard Reduction” that were available for obligation through fiscal year 2019 are to remain available through fiscal year 2026 for the liquidation of valid obligations incurred in fiscal years 2018 through 2019.

SEC. 237. The Secretary shall comply with all process requirements, including public notice and comment, when seeking to revise any annual contributions contract.

SEC. 238. (a) Of the unobligated balances remaining from amounts made available under the heading “Lead Hazard Reduction” in title II of division L of the Consolidated Appropriations Act, 2022 (Public Law 117-103), \$65,000,000 is hereby rescinded, which shall be applied to the funds remaining available for activities under paragraph (1) under such heading (excluding amounts for areas with the highest lead-based paint abatement needs).

(b) Of the unobligated balances remaining from amounts made available under the heading “Lead Hazard Reduction” in title II of division L of the Consolidated Appropriations Act, 2022 (Public Law 117-103) and in title II of division L of the Consolidated Appropriations Act, 2023 (Public Law 117-328), \$49,400,000 is hereby rescinded, which shall be applied to the funds remaining available for activities under paragraph (5) under such headings.

(c) Of the unobligated balances remaining from amounts made available under the heading “Public Housing Fund” in title II of division L of the Consolidated Appropriations Act, 2023 (Public Law 117-328), \$20,000,000 is hereby rescinded, which shall be applied to the funds remaining available for activities under paragraph (7) under such heading.

(d) Any unobligated balances (including any unobligated balances of contract authority) as of the date of enactment of this Act included under Treasury Appropriation Fund Symbols 86 X 0129, 86 X 0148, 86 X 0197, 86 X 0314, 86 X 0315, 86 X 0324, 86 X 0402, 86 X 4058 and 86 X 8093 are hereby rescinded.

SEC. 239. The language under the heading “Rental Assistance Demonstration” in the Department of Housing and Urban Development Appropriations Act, 2012 (title II of division C of Public Law 112-55), as most recently amended by Public Law 117-103, is further amended—

(1) in the initial undesignated matter, by striking “and ‘Public Housing Operating Fund’” and inserting “, ‘Public Housing Operating Fund’, and ‘Public Housing Fund’”;

(2) in the second proviso, by striking “2024” and inserting “2030”;

(3) by striking the fourth proviso, and inserting the following new provisos: “*Provided further*, That at properties with assistance under section 9 of the Act requesting to partially convert such assistance, and where an event under section 18 of the Act occurs that results in the eligibility for tenant protection vouchers under section 8(o) of the Act, the Secretary may convert the tenant protection voucher assistance to assistance under a project-based subsidy contract under section 8 of the Act, which shall be eligible for renewal under section 524 of the Multifamily Assisted Housing Reform and Affordability Act of 1997, or assistance under section 8(o)(13) of the Act, so long as the property meets any additional requirements es-

tablished by the Secretary to facilitate conversion: *Provided further*, That to facilitate the conversion of assistance under the previous proviso, the Secretary may transfer an amount equal to the total amount that would have been allocated for tenant protection voucher assistance for properties that have requested such conversions from amounts made available for tenant protection voucher assistance under the heading ‘Tenant-Based Rental Assistance’ to the heading ‘Project-Based Rental Assistance’: *Provided further*, That at properties with assistance previously converted hereunder to assistance under the heading ‘Project Based Rental Assistance,’ which are also separately assisted under section 8(o)(13) of the Act, the Secretary may, with the consent of the public housing agency and owner, terminate such project-based subsidy contracts and immediately enter into one new project-based subsidy contract under section 8 of the Act, which shall be eligible for renewal under section 524 of the Multifamily Assisted Housing Reform and Affordability Act of 1997, subject to the requirement that any residents assisted under section 8(o)(13) of the Act at the time of such termination of such project-based subsidy contract shall retain all rights accrued under section 8(o)(13)(E) of the Act under the new project-based subsidy contract and section 8(o)(13)(F)(iv) of the Act shall not apply: *Provided further*, That to carry out the previous proviso, the Secretary may transfer from the heading ‘Tenant-Based Rental Assistance’ to the heading ‘Project-Based Rental Assistance’ an amount equal to the amounts associated with such terminating contract under section 8(o)(13) of the Act.”;

(4) in the thirteenth proviso, as reordered above, by—

(A) inserting “‘Public Housing Fund’, ‘Self-Sufficiency Programs’, ‘Family Self-Sufficiency’” following “‘Public Housing Operating Fund’,”; and

(B) inserting “or the ongoing availability of services for residents” after “effective conversion of assistance under the demonstration”;

(5) after the twenty-third proviso, as reordered above, by inserting the following proviso: “*Provided further*, That owners of properties with a senior preservation rental assistance contract under section 811 of the American Homeownership and Economic Opportunity Act of 2000 (12 U.S.C. 1701q note), shall be eligible, subject to requirements established by the Secretary as necessary to facilitate the conversion of assistance while maintaining the affordability period and the designation of the property as serving elderly families, and tenant consultation procedures, for conversion of assistance available for such assistance contracts to assistance under a long-term project-based subsidy contract under section 8 of the Act.”;

(6) in the twenty-eighth proviso, as reordered above, by inserting “, section 811 of the American Homeownership and Economic Opportunity Act of 2000,” after “Housing Act of 1959”; and

(7) in the thirty-third proviso, as reordered above, by striking “any section 202 project rental assistance contract or section 811 project rental assistance contract conversions” and inserting “the conversion of assistance from section 202(c)(2) of the Housing Act of 1959, section 811 of the American Homeownership and Economic Opportunity Act of 2000, or section 811(d)(2) of the Cranston-Gonzalez National Affordable Housing Act”.

SEC. 240. There is hereby established in the Treasury of the United States a fund to be known as the “Department of Housing and Urban Development Nonrecurring Expenses Fund” (the Fund): *Provided*, That unobli-

gated balances of expired discretionary funds appropriated for this or any succeeding fiscal year from the General Fund of the Treasury to the Department of Housing and Urban Development by this or any other Act may be transferred (not later than the end of the fifth fiscal year after the last fiscal year for which such funds are available for the purposes for which they were appropriated) into the Fund: *Provided further*, That amounts deposited in the Fund shall be available until expended, in addition to such other funds as may be available for such purposes, for capital needs of the Department, including facilities infrastructure and information technology infrastructure, subject to approval by the Office of Management and Budget: *Provided further*, That amounts in the Fund may be obligated only after the House and Senate Committees on Appropriations are notified at least 15 days in advance of the planned use of funds.

SEC. 241. Amounts made available for the Office of Housing under the heading “Program Offices” in this and prior Acts shall also be available, without additional competition, for cooperative agreements with Participating Administrative Entities that have been selected under section 513(b) of the Multifamily Assisted Housing Reform and Affordability Act of 1997 (42 U.S.C. 1437f note) (MAHRAA) to provide direct support, including carrying out due diligence and underwriting functions for owners and for technical assistance activities, on conditions established by the Secretary for small properties and owners converting assistance under the First Component or the Second Component under the heading “Rental Assistance Demonstration” in the Department of Housing and Urban Development Appropriations Act, 2012 (title II of division C of Public Law 112-55).

SEC. 242. Of the amounts made available for the Office of Policy Development and Research under the heading “Program Offices”, up to \$2,591,000, to remain available until September 30, 2026, may be transferred to the heading “Information Technology Fund” to be available for the needs of the Chief Data Officer, in addition to amounts otherwise available, including for additional development, modernization, and enhancement: *Provided*, That the Secretary shall notify the House and Senate Committees on Appropriations no fewer than three business days in advance of any such transfer.

SEC. 243. For fiscal year 2024, the costs of any rent incentives as authorized pursuant to waivers or alternative requirements of the Jobs-Plus initiative as described under the heading “Self-Sufficiency Programs” shall not be charged against the competitive grant amounts made available under such heading: *Provided*, That the amount of any foregone increases in tenant rent payments due to the implementation of such rent incentives shall be factored into the public housing agency’s general operating fund eligibility pursuant to the formula under the heading “Public Housing Fund”: *Provided further*, That the amount of any foregone increases in tenant rent payments due to the implementation of such rent incentives implemented on behalf of residents of a project with assistance converted from public housing to project-based rental assistance under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) or assistance under section 8(o)(13) of such Act under the heading “Rental Assistance Demonstration” in the Department of Housing and Urban Development Appropriations Act, 2012 (title II of division C of Public Law 112-55), as amended (42 U.S.C. 1437f note) shall be factored into (A) housing assistance payments made pursuant to project-based subsidy contracts provided under the heading “Project-Based Rental Assistance”; and

(B) housing assistance payments made by public housing agencies pursuant to project-based assistance contracts under section 8(o)(13) of such Act, with these costs being renewed under the heading “Tenant-Based Rental Assistance”.

SEC. 244. (a) With respect to the funds made available for the Continuum of Care program authorized under subtitle C of title IV of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11381 et seq.) under the heading “Homeless Assistance Grants” in this and prior Acts and under section 231 of the Department of Housing and Urban Development Appropriations Act, 2020 (42 U.S.C. 11364a)—

(1) title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.) and title VIII of the Civil Rights Act of 1968 (42 U.S.C. 3601 et seq.) shall not apply to applications by or awards for projects to be carried out—

(A) on or off reservation or trust lands for awards made to Indian tribes or tribally designated housing entities; or

(B) on reservation or trust lands for awards made to eligible entities as defined in section 401 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11360);

(2) Indian tribes and tribally designated housing entities shall also be eligible to administer permanent housing rental assistance under section 423(g) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11383(g)).

(b) With respect to funds made available for the Continuum of Care program authorized under subtitle C of title IV of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11381 et seq.) under the heading “Homeless Assistance Grants” in this title or under section 231 of the Department of Housing and Urban Development Appropriations Act, 2020 (42 U.S.C. 11364a)—

(1) applications for projects to be carried out on reservations or trust land shall contain a certification of consistency with an approved Indian housing plan developed under section 102 of the Native American Housing Assistance and Self-Determination Act (NAHASDA) (25 U.S.C. 4112), notwithstanding section 106 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12706) and section 403 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11361);

(2) Indian tribes and tribally designated housing entities that are recipients of awards for projects on reservations or trust land shall certify that they are following an approved housing plan developed under section 102 of NAHASDA (25 U.S.C. 4112); and

(3) a collaborative applicant for a Continuum of Care whose geographic area includes only reservation and trust land is not required to meet the requirement in section 402(f)(2) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11360a(f)(2)).

SEC. 245. (a) Section 184(a) of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z–13a(a)) is amended to read as follows:

“(a) **AUTHORITY.**—To provide access to sources of private financing to Indian families, Indian housing authorities, and Indian tribes, who otherwise could not acquire housing financing because of the unique legal status of Indian lands and the unique nature of tribal economies; and to expand homeownership opportunities to Indian families, Indian housing authorities and Indian tribes on fee simple lands, the Secretary may guarantee not to exceed 100 percent of the unpaid principal and interest due on any loan eligible under subsection (b) made to an Indian family, Indian housing authority, or Indian tribe on trust land and fee simple land.”.

(b) Section 184(b)(2) of the Housing and Community Development Act of 1992 (12

U.S.C. 1715z–13a(b)(2)) is amended to read as follows:

“(2) **ELIGIBLE HOUSING.**—The loan shall be used to construct, acquire, refinance, or rehabilitate 1- to 4-family dwellings that are standard housing.”.

(c) Section 184A of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z–13b) is amended—

(1) in subsection (b), by inserting “, and to expand homeownership opportunities to Native Hawaiian families who are eligible to receive a homestead under the Hawaiian Homes Commission Act, 1920 (42 Stat. 108) on fee simple lands in the State of Hawaii” after “markets”; and

(2) in subsection (c), by striking paragraph (2) and inserting the following:

“(2) **ELIGIBLE HOUSING.**—The loan shall be used to construct, acquire, refinance, or rehabilitate 1- to 4-family dwellings that are standard housing.”.

SEC. 246. (a) Section 184(b)(5)(A) of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z–13a(b)(5)(A)) is amended to read as follows:

“(5) **TERMS.**—The loan shall—

“(A) be made for a term not exceeding 30 years, except as determined by the Secretary, when there is a loan modification under subsection (h)(1)(B), the loan shall not exceed 40 years;”.

(b) Section 184A(c)(5)(A) of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z–13b(c)(5)(A)) is amended to read as follows:

“(5) **TERMS.**—The loan shall—

“(A) be made for a term not exceeding 30 years; except, as determined by the Secretary, when there is a loan modification under subsection (i)(1)(B) the term of the loan shall not exceed 40 years;”.

SEC. 247. Section 105 of the Housing and Community Development Act of 1974 (42 U.S.C. 5305) is amended by adding at the end the following new subsection:

“(j) **SPECIAL ACTIVITIES BY INDIAN TRIBES.**—Indian tribes receiving grants under section 5306(a)(1) of this title (section 106(a)(1) of this Act) shall be authorized to carry out activities described in subsection (a)(15) directly.”.

SEC. 248. Section 184A(c) of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z–13b(c)) is amended by adding at the end the following new paragraph:

“(6) **PROHIBITION ON PACE PRIMING.**—Notwithstanding any other provision of law, no property with a loan guaranteed under this section shall be subject to a new residential Property Assessed Clean Energy (PACE or R-PACE) loan or equivalent financing without the PACE loan or equivalent financing provider obtaining prior written consent from the Secretary, subject to such terms and conditions as the Secretary may prescribe. Any new residential PACE or R-PACE loan or equivalent financing that is entered into by a PACE Provider absent such consent shall be deemed void ab initio and the PACE Provider shall bear all costs associated with the transactions with no recourse against the borrower resulting from the PACE transaction, including all costs incurred by any holder of a guaranteed loan or the Secretary in obtaining good and marketable title.”.

SEC. 249. Section 184(b) of the Housing and Community Development Act of 1992 (12 U.S.C. 1715z–13a(b)) is amended by adding at the end the following new paragraph:

“(6) **PROHIBITION ON PACE PRIMING.**—Notwithstanding any other provision of law, no property with a loan guaranteed under this section, shall be subject to a new residential Property Assessed Clean Energy (PACE or R-PACE) loan or equivalent financing without the PACE loan or equivalent financing provider obtaining prior written consent from

the Secretary, subject to such terms and conditions as the Secretary may prescribe. Any new residential PACE or R-PACE loan or equivalent financing that is entered into by a PACE Provider absent such consent shall be deemed void ab initio and the PACE Provider shall bear all costs associated with the transactions with no recourse against the borrower resulting from the PACE transaction, including all costs incurred by any holder of a guaranteed loan or the Secretary in obtaining good and marketable title.”.

SEC. 250. Title V of the National Housing Act (12 U.S.C. 1731a et seq.) is amended by adding at the end the following new section: “**SEC. 543. PROHIBITION ON PACE PRIMING.**

“Notwithstanding any other provision of law, including section 208 of this Act, no 1 to 4 unit property with a mortgage insured, guaranteed, made, or held by the Secretary after the date of enactment of this section, shall be subject to a new residential Property Assessed Clean Energy (PACE or R-PACE) loan or equivalent financing without the PACE loan or equivalent financing provider obtaining prior written consent from the Secretary, subject to such terms and conditions as the Secretary may prescribe. Any new PACE or R-PACE loan or equivalent financing that is entered into by a PACE provider absent such consent shall be deemed void ab initio and the PACE provider shall bear all costs associated with the transactions with no recourse against the homeowner resulting from the PACE transaction, including all costs incurred by any holder of an insured or guaranteed mortgage or the Secretary in obtaining good and marketable title.”.

SEC. 251. Notwithstanding section 3(b)(6) of the United States Housing Act of 1937 (the Act) and chapter 63 of title 31, United States Code, amounts made available to the Secretary in this or any prior Act under the headings “Project-Based Rental Assistance” or “Housing Certificate Fund” for performance-based contract administrators to carry out section 8 of the Act (42 U.S.C. 1437f), as implemented by the Secretary in chapter VIII of title 24, Code of Federal Regulations, may be awarded through a Notice of Funding Opportunity (NOFO) not subject to procurement laws or regulations: *Provided*, That such awards shall be deemed for all purposes to be cooperative agreements: *Provided further*, That for purposes of such NOFO, eligible applicants are public housing agencies as defined by section 3(b)(6)(A) of the Act and nonprofits of such agencies when operating outside of the State or territory in which such agency is established, notwithstanding any provisions of such section 8(b) to the contrary: *Provided further*, That the Secretary shall award one cooperative agreement for each State or territory, except that the Secretary may award more than one agreement for a State or territory if the population of such State or territory exceeds 35,000,000: *Provided further*, That any cooperative agreements issued by the Secretary shall, at minimum, assign the rights and responsibilities as provided in section 8 of the Act: *Provided further*, That the Secretary shall assign such rights and responsibilities to the furthest extent possible to ensure effective and efficient program oversight and monitoring: *Provided further*, That when selecting a performance-based contract administrator, the Secretary shall provide a preference to applicants that have demonstrated experience with properties receiving project-based assistance, experience in multifamily housing preservation, addressing the concerns of low-income tenants, making assistance payments to owners, and performing the other functions assigned to a public housing agency under section 8(b) of the Act:

*Provided further*, That if no qualified applicant applies under NOFO, the Secretary may utilize a procurement contract subject to all procurement laws and regulations to assist in carrying out section 8 of the Act: *Provided further*, That the Secretary shall provide for incentive-based fees as part of such awards.

SEC. 252. Section 239 of division L of the Consolidated Appropriations Act, 2016 is amended by striking “2028” and inserting “2043”.

SEC. 253. For fiscal years 2024 and 2025, the Secretary may issue a 2-year notification of funding opportunity, including any alternative procedures or requirements as may be necessary to allocate future appropriations in the second year, for the award of amounts made available for the Continuum of Care program under subtitle C of title IV of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11381 et seq.), notwithstanding any conflict with the requirements of the Continuum of Care program.

SEC. 254. The Secretary may, upon a finding that a waiver or alternative requirement is necessary for the effective delivery and administration of funds made available for new incremental voucher assistance or renewals for the Mainstream program and the family unification program (including the Foster Youth to Independence program) in this and prior Acts, waive or specify alternative requirements, other than requirements related to tenant rights and protections, rent setting, fair housing, nondiscrimination, labor standards, and the environment, for—

(1) section 8(o)(6)(A) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(6)(A)) and regulatory provisions related to the administration of waiting lists, local preferences, and the initial term and extensions of tenant-based vouchers; and

(2) section 8(x)(2) of the United States Housing Act of 1937 (42 U.S.C. 1437f(x)(2)) regarding the timing of referral of youth leaving foster care.

This title may be cited as the “Department of Housing and Urban Development Appropriations Act, 2024”.

### TITLE III RELATED AGENCIES ACCESS BOARD SALARIES AND EXPENSES

For expenses necessary for the Access Board, as authorized by section 502 of the Rehabilitation Act of 1973 (29 U.S.C. 792), \$7,369,000: *Provided*, That, notwithstanding any other provision of law, there may be credited to this appropriation funds received for publications and training expenses.

### FEDERAL MARITIME COMMISSION SALARIES AND EXPENSES

For necessary expenses of the Federal Maritime Commission as authorized by section 201(d) of the Merchant Marine Act, 1936, as amended (46 U.S.C. 46107), including services as authorized by section 3109 of title 5, United States Code; hire of passenger motor vehicles as authorized by section 1343(b) of title 31, United States Code; and uniforms or allowances therefore, as authorized by sections 5901 and 5902 of title 5, United States Code, \$32,364,000, of which \$1,481,000 shall remain available until September 30, 2025: *Provided*, That not to exceed \$3,000 shall be for official reception and representation expenses.

### NATIONAL RAILROAD PASSENGER CORPORATION OFFICE OF INSPECTOR GENERAL SALARIES AND EXPENSES

For necessary expenses of the Office of Inspector General for the National Railroad Passenger Corporation to carry out the provisions of the Inspector General Act of 1978 (5 U.S.C. App. 3), \$21,645,000: *Provided*, That the

Inspector General shall have all necessary authority, in carrying out the duties specified in such Act, to investigate allegations of fraud, including false statements to the Government under section 1001 of title 18, United States Code, by any person or entity that is subject to regulation by the National Railroad Passenger Corporation: *Provided further*, That the Inspector General may enter into contracts and other arrangements for audits, studies, analyses, and other services with public agencies and with private persons, subject to the applicable laws and regulations that govern the obtaining of such services within the National Railroad Passenger Corporation: *Provided further*, That the Inspector General may select, appoint, and employ such officers and employees as may be necessary for carrying out the functions, powers, and duties of the Office of Inspector General, subject to the applicable laws and regulations that govern such selections, appointments, and employment within the National Railroad Passenger Corporation: *Provided further*, That concurrent with the President’s budget request for fiscal year 2025, the Inspector General shall submit to the House and Senate Committees on Appropriations a budget request for fiscal year 2025 in similar format and substance to budget requests submitted by executive agencies of the Federal Government.

### NATIONAL TRANSPORTATION SAFETY BOARD SALARIES AND EXPENSES

For necessary expenses of the National Transportation Safety Board, including hire of passenger motor vehicles and aircraft; services as authorized by section 3109 of title 5, United States Code, but at rates for individuals not to exceed the per diem rate equivalent to the rate for a GS-15; uniforms, or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code, \$99,418,000, of which not to exceed \$1,000 may be used for official reception and representation expenses: *Provided*, That the amounts made available to the National Transportation Safety Board in this Act include amounts necessary to make lease payments on an obligation incurred in fiscal year 2001 for a capital lease.

### NEIGHBORHOOD REINVESTMENT CORPORATION PAYMENT TO THE NEIGHBORHOOD REINVESTMENT CORPORATION

For payment to the Neighborhood Reinvestment Corporation for use in neighborhood reinvestment activities, as authorized by the Neighborhood Reinvestment Corporation Act (42 U.S.C. 8101–8107), \$124,365,000: *Provided*, That an additional \$1,481,000, to remain available until September 30, 2027, shall be for the promotion and development of shared equity housing models.

### SURFACE TRANSPORTATION BOARD SALARIES AND EXPENSES

For necessary expenses of the Surface Transportation Board, including services authorized by section 3109 of title 5, United States Code, \$35,127,000: *Provided*, That, notwithstanding any other provision of law, not to exceed \$925,000 from fees established by the Surface Transportation Board shall be credited to this appropriation as offsetting collections and used for necessary and authorized expenses under this heading: *Provided further*, That the amounts made available under this heading from the general fund shall be reduced on a dollar-for-dollar basis as such offsetting collections are received during fiscal year 2024, to result in a final appropriation from the general fund estimated at not more than \$34,202,000.

### UNITED STATES INTERAGENCY COUNCIL ON HOMELESSNESS OPERATING EXPENSES

For necessary expenses, including payment of salaries, authorized travel, hire of pas-

senger motor vehicles, the rental of conference rooms, and the employment of experts and consultants under section 3109 of title 5, United States Code, of the United States Interagency Council on Homelessness in carrying out the functions pursuant to title II of the McKinney-Vento Homeless Assistance Act, as amended, \$3,183,000.

### TITLE IV

#### GENERAL PROVISIONS—THIS ACT

SEC. 401. None of the funds in this Act shall be used for the planning or execution of any program to pay the expenses of, or otherwise compensate, non-Federal parties intervening in regulatory or adjudicatory proceedings funded in this Act.

SEC. 402. None of the funds appropriated in this Act shall remain available for obligation beyond the current fiscal year, nor may any be transferred to other appropriations, unless expressly so provided herein.

SEC. 403. The expenditure of any appropriation under this Act for any consulting service through a procurement contract pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 404. (a) None of the funds made available in this Act may be obligated or expended for any employee training that—

(1) does not meet identified needs for knowledge, skills, and abilities bearing directly upon the performance of official duties;

(2) contains elements likely to induce high levels of emotional response or psychological stress in some participants;

(3) does not require prior employee notification of the content and methods to be used in the training and written end of course evaluation;

(4) contains any methods or content associated with religious or quasi-religious belief systems or “new age” belief systems as defined in Equal Employment Opportunity Commission Notice N-915.022, dated September 2, 1988; or

(5) is offensive to, or designed to change, participants’ personal values or lifestyle outside the workplace.

(b) Nothing in this section shall prohibit, restrict, or otherwise preclude an agency from conducting training bearing directly upon the performance of official duties.

SEC. 405. Except as otherwise provided in this Act, none of the funds provided in this Act, provided by previous appropriations Acts to the agencies or entities funded in this Act that remain available for obligation or expenditure in fiscal year 2024, or provided from any accounts in the Treasury derived by the collection of fees and available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds that—

(1) creates a new program;

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

(3) increases funds or personnel for any program, project, or activity for which funds have been denied or restricted by the Congress;

(4) proposes to use funds directed for a specific activity by either the House or Senate Committees on Appropriations for a different purpose;

(5) augments existing programs, projects, or activities in excess of \$3,701,000 or 10 percent, whichever is less;

(6) reduces existing programs, projects, or activities by \$3,701,000 or 10 percent, whichever is less; or

(7) creates, reorganizes, or restructures a branch, division, office, bureau, board, commission, agency, administration, or department different from the budget justifications submitted to the Committees on Appropriations or the report accompanying this Act, whichever is more detailed, unless prior approval is received from the House and Senate Committees on Appropriations:

*Provided*, That not later than 60 days after the date of enactment of this Act, each agency funded by this Act shall submit a report to the Committees on Appropriations of the Senate and of the House of Representatives to establish the baseline for application of reprogramming and transfer authorities for the current fiscal year: *Provided further*, That the report shall include—

(A) a table for each appropriation with a separate column to display the prior year enacted level, the President's budget request, adjustments made by Congress, adjustments due to enacted rescissions, if appropriate, and the fiscal year enacted level;

(B) a delineation in the table for each appropriation and its respective prior year enacted level by object class and program, project, and activity as detailed in this Act, the table in the report accompanying this Act, accompanying reports of the House and Senate Committee on Appropriations, or in the budget appendix for the respective appropriations, whichever is more detailed, and shall apply to all items for which a dollar amount is specified and to all programs for which new budget (obligational) authority is provided, as well as to discretionary grants and discretionary grant allocations; and

(C) an identification of items of special congressional interest.

SEC. 406. Except as otherwise specifically provided by law, not to exceed 50 percent of unobligated balances remaining available at the end of fiscal year 2024 from appropriations made available for salaries and expenses for fiscal year 2024 in this Act, shall remain available through September 30, 2025 for each such account for the purposes authorized: *Provided*, That a request shall be submitted to the House and Senate Committees on Appropriations for approval prior to the expenditure of such funds: *Provided further*, That these requests shall be made in compliance with reprogramming guidelines under section 405 of this Act.

SEC. 407. No funds in this Act may be used to support any Federal, State, or local projects that seek to use the power of eminent domain, unless eminent domain is employed only for a public use: *Provided*, That for purposes of this section, public use shall not be construed to include economic development that primarily benefits private entities: *Provided further*, That any use of funds for mass transit, railroad, airport, seaport or highway projects, as well as utility projects which benefit or serve the general public (including energy-related, communication-related, water-related and wastewater-related infrastructure), other structures designated for use by the general public or which have other common-carrier or public-utility functions that serve the general public and are subject to regulation and oversight by the government, and projects for the removal of an immediate threat to public health and safety or brownfields as defined in the Small Business Liability Relief and Brownfields Revitalization Act (Public Law 107-118) shall be considered a public use for purposes of eminent domain.

SEC. 408. None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by, or transfer authority provided in, this Act or any other appropriations Act.

SEC. 409. No funds appropriated pursuant to this Act may be expended by an entity unless the entity agrees that in expending the assistance the entity will comply with sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 8301-8305, popularly known as the "Buy American Act").

SEC. 410. No funds appropriated or otherwise made available under this Act shall be made available to any person or entity that has been convicted of violating the Buy American Act (41 U.S.C. 8301-8305).

SEC. 411. None of the funds made available in this Act may be used for first-class airline accommodations in contravention of sections 301-10.122 and 301-10.123 of title 41, Code of Federal Regulations.

SEC. 412. None of the funds made available in this Act may be used to send or otherwise pay for the attendance of more than 50 employees of a single agency or department of the United States Government, who are stationed in the United States, at any single international conference unless the relevant Secretary reports to the House and Senate Committees on Appropriations at least 5 days in advance that such attendance is important to the national interest: *Provided*, That for purposes of this section the term "international conference" shall mean a conference occurring outside of the United States attended by representatives of the United States Government and of foreign governments, international organizations, or nongovernmental organizations.

SEC. 413. None of the funds appropriated or otherwise made available under this Act may be used by the Surface Transportation Board to charge or collect any filing fee for rate or practice complaints filed with the Board in an amount in excess of the amount authorized for district court civil suit filing fees under section 1914 of title 28, United States Code.

SEC. 414. (a) None of the funds made available in this Act may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

(b) Nothing in subsection (a) shall limit the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

SEC. 415. (a) None of the funds made available in this Act may be used to deny an Inspector General funded under this Act timely access to any records, documents, or other materials available to the department or agency over which that Inspector General has responsibilities under the Inspector General Act of 1978 (5 U.S.C. App.), or to prevent or impede that Inspector General's access to such records, documents, or other materials, under any provision of law, except a provision of law that expressly refers to the Inspector General and expressly limits the Inspector General's right of access.

(b) A department or agency covered by this section shall provide its Inspector General with access to all such records, documents, and other materials in a timely manner.

(c) Each Inspector General shall ensure compliance with statutory limitations on disclosure relevant to the information provided by the establishment over which that Inspector General has responsibilities under the Inspector General Act of 1978 (5 U.S.C. App.).

(d) Each Inspector General covered by this section shall report to the Committees on Appropriations of the House of Representatives and the Senate within 5 calendar days any failures to comply with this requirement.

SEC. 416. None of the funds appropriated or otherwise made available by this Act may be

used to pay award or incentive fees for contractors whose performance has been judged to be below satisfactory, behind schedule, over budget, or has failed to meet the basic requirements of a contract, unless the Agency determines that any such deviations are due to unforeseeable events, government-driven scope changes, or are not significant within the overall scope of the project and/or program unless such awards or incentive fees are consistent with 16.401(e)(2) of the Federal Acquisition Regulations.

SEC. 417. No part of any appropriation contained in this Act shall be available to pay the salary for any person filling a position, other than a temporary position, formerly held by an employee who has left to enter the Armed Forces of the United States and has satisfactorily completed his or her period of active military or naval service, and has within 90 days after his or her release from such service or from hospitalization continuing after discharge for a period of not more than 1 year, made application for restoration to his or her former position and has been certified by the Office of Personnel Management as still qualified to perform the duties of his or her former position and has not been restored thereto.

SEC. 418. (a) None of the funds made available by this Act may be used to approve a new foreign air carrier permit under sections 41301 through 41305 of title 49, United States Code, or exemption application under section 40109 of that title of an air carrier already holding an air operators certificate issued by a country that is party to the U.S.-E.U.-Iceland-Norway Air Transport Agreement where such approval would contravene United States law or Article 17 bis of the U.S.-E.U.-Iceland-Norway Air Transport Agreement.

(b) Nothing in this section shall prohibit, restrict or otherwise preclude the Secretary of Transportation from granting a foreign air carrier permit or an exemption to such an air carrier where such authorization is consistent with the U.S.-E.U.-Iceland-Norway Air Transport Agreement and United States law.

SEC. 419. None of the funds made available by this Act to the Department of Transportation may be used in contravention of section 306108 of title 54, United States Code.

SEC. 420. In the table of projects entitled "Community Project Funding/Congressionally Directed Spending" included in the explanatory statement that accompanied the Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2023 (division L of Public Law 117-328) the item relating to "B-360 Educational Campus" is deemed to be amended by striking "I Am Mentality, Inc." and inserting "B-360 Baltimore, Inc.."

SEC. 421. Each amount designated in this Act by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 shall be available (or rescinded, if applicable) only if the President subsequently so designates all such amounts and transmits such designations to the Congress.

This division may be cited as the "Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2024".

#### DIVISION D—RESCISSION OF FUNDS

##### SEC. 101.

Of the unobligated balances available in Public Law 117-169, \$25,035,000,000 available under section 10301(1)(A)(ii) as of the date of the enactment of this Act are permanently rescinded.

**SA 1348.** Mr. REED (for himself and Mrs. BRITT) submitted an amendment

intended to be proposed to amendment SA 1092 proposed by Mrs. MURRAY (for herself and Ms. COLLINS) to the bill H.R. 4366, making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2024, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in division B, insert the following:

SEC. \_\_\_\_\_. (a) For an additional amount for “Agricultural Programs—Agricultural Research Service—Salaries and Expenses”, there is appropriated, out of amounts in the Treasury not otherwise appropriated, \$2,000,000, to remain available until expended, of which—

(1) \$1,000,000 shall be for research on East Coast shellfish; and

(2) \$1,000,000 shall be for the Agricultural Research Service to enter into cooperative agreements with qualified nonprofit organizations to expedite research using plant genomics to develop drought- and disease-resistant peanut varieties and other agriculturally important crops.

(b) Notwithstanding any other provision of this Act—

(1) the amount made available by this Act under the heading “Agricultural Programs—Processing, Research, and Marketing—Office of the Secretary” in title I for the Office of Communications shall be \$7,738,000; and

(2) the amount made available by this Act under the heading “Farm Production and Conservation Programs—Farm Service Agency—State Mediation Grants” in title II shall be \$6,000,000.

#### HONORING THE LIFE AND DEATH OF RICHARD CLARENCE CLARK, FORMER SENATOR FOR THE STATE OF IOWA

Ms. SMITH. Mr. President, I ask unanimous consent that the Senate

proceed to the consideration of S. Res. 406, submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The senior assistant legislative clerk read as follows:

A resolution (S. Res. 406) to honor the life and death of Richard Clarence Clark, former Senator for the State of Iowa.

There being no objection, the Senate proceeded to consider the resolution.

Ms. SMITH. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and that the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 406) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today’s RECORD under “Submitted Resolutions.”)

#### ORDERS FOR TUESDAY, OCTOBER 17, 2023

Ms. SMITH. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand adjourned under the provisions of S. Res. 406 until 10 a.m. on Tuesday, October 17; that following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and morning business be closed; that upon the conclusion of morning business, the Senate proceed to executive session and resume consid-

eration of the Hall nomination, postcloture; further, that all postcloture time be considered expired at 11:30 a.m. and that following the cloture vote on the Munley nomination, the Senate recess until 2:15 p.m. to allow for the weekly caucus meetings; that if cloture is invoked on the Munley nomination, all time be considered expired at 2:15 p.m.; finally, if any nominations are confirmed during Tuesday’s session, the motions to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate’s actions.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ADJOURNMENT UNTIL 10 A.M. TOMORROW

Ms. SMITH. Mr. President, if there is no further business to come before the Senate, I ask that it stand adjourned under the previous order.

There being no objection, under the previous order and pursuant to S. Res. 406, as a further mark of respect to the late Richard Clarence Clark, former Senator for the State of Iowa, the Senate, at 6:50 p.m., adjourned until Tuesday, October 17, 2023, at 10 a.m.

#### CONFIRMATION

Executive nomination confirmed by the Senate October 16, 2023:

DEPARTMENT OF STATE

KAREN SASAHARA, OF MASSACHUSETTS, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE STATE OF KUWAIT.