

116TH CONGRESS
1ST SESSION

S. 811

To provide for additional supplemental appropriations for the fiscal year ending September 30, 2019, for border security and disaster relief.

IN THE SENATE OF THE UNITED STATES

MARCH 14, 2019

Mr. RUBIO introduced the following bill; which was read twice and referred to the Committee on Appropriations

A BILL

To provide for additional supplemental appropriations for the fiscal year ending September 30, 2019, for border security and disaster relief.

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

3 **SECTION 1. SHORT TITLE.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Additional Supplemental Appropriations for Border Se-
6 curity and Disaster Relief, 2019”.

7 (b) TABLE OF CONTENTS.—The table of contents for
8 this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Statement of appropriations.

TITLE XII—GENERAL PROVISIONS

2 The following sums in this Act are appropriated, out
3 of any money in the Treasury not otherwise appropriated,
4 for the fiscal year ending September 30, 2019.

5 TITLE I
6 DEPARTMENT OF HOMELAND SECURITY—
7 BORDER SECURITY

•S 811 IS

1 SECURITY, ENFORCEMENT, AND
2 INVESTIGATIONS
3 U.S. CUSTOMS AND BORDER PROTECTION

4 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

5 For an additional amount for U.S. Customs and Bor-
6 der Protection for procurement, construction, and im-
7 provements, including procurements to purchase marine
8 vessels, aircraft, and unmanned aerial systems,
9 \$3,600,000,000, available until expended, for purposes au-
10 thorized under section 102 of the Illegal Immigration Re-
11 form and Immigrant Responsibility Act of 1996 (8 U.S.C.
12 1103 note; Public Law 104–208), to include activities au-
13 thorized under section 103(b) of the Immigration and Na-
14 tionality Act (8 U.S.C. 1103(b)): *Provided*, That not later
15 than 180 days after the date of the enactment of this Act,
16 the Secretary of Homeland Security shall submit to the
17 Committee on Appropriations of the Senate, the Com-
18 mittee on Appropriations of the House of Representatives,
19 and the Comptroller General of the United States an up-
20 dated risk-based plan for improving security along the bor-
21 ders of the United States that includes the elements re-
22 quired under subsection (a) of section 231 of division F
23 of the Consolidated Appropriations Act, 2018, which shall
24 be evaluated in accordance with subsection (b) of such sec-
25 tion: *Provided further*, That amounts provided under this

- 1 heading may be used for roads, lighting, cameras, and sen-
- 2 sors.

1 TITLE II
 2 DEPARTMENT OF AGRICULTURE

3 The following sums in this title are appropriated, out
 4 of any money in the Treasury not otherwise appropriated,
 5 for the fiscal year ending September 30, 2019, and for
 6 other purposes, namely:

7 AGRICULTURAL PROGRAMS
 8 PROCESSING, RESEARCH AND MARKETING
 9 OFFICE OF THE SECRETARY

10 For an additional amount for the “Office of the Sec-
 11 retary”, \$3,005,442,000, which shall remain available
 12 until December 31, 2020, for necessary expenses related
 13 to losses of crops (including aquacultured plants and ani-
 14 mals, milk, and harvested adulterated wine grapes), trees,
 15 bushes, and vines, as a consequence of Hurricanes Michael
 16 or Florence, other hurricanes, typhoons, volcanic activity,
 17 or wildfires occurring in calendar year 2018 under such
 18 terms and conditions as determined by the Secretary of
 19 Agriculture (referred to in this title as the “Secretary”):
 20 *Provided*, That the Secretary may provide assistance for
 21 such losses in the form of block grants to eligible states
 22 and territories and such assistance may include compensa-
 23 tion to producers, as determined by the Secretary, for past
 24 or future crop insurance premiums, forest restoration, and
 25 poultry and livestock losses: *Provided further*, That of the

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

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

1 FARM SERVICE AGENCY

2 EMERGENCY FOREST RESTORATION PROGRAM

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

12 NATURAL RESOURCES CONSERVATION SERVICE

13 WATERSHED AND FLOOD PREVENTION OPERATIONS

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

RURAL DEVELOPMENT

RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

For an additional amount for the cost of grants 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, for necessary expenses related to the consequences of Hurricanes Michael and Florence and wildfires occurring in calendar year 2018, and other natural disasters, \$150,000,000, to remain available until expended: *Provided*, 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: *Provided further*, That such amount 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.

GENERAL PROVISIONS—THIS TITLE

SEC. 201. In addition to amounts otherwise made available, out of the funds made available under section 18 of Food and Nutrition Act of 2008, \$25,200,000 shall be available for the Secretary to provide a grant to the Commonwealth of the Northern Mariana Islands for disaster nutrition assistance in response to the Presidentially declared major disasters and emergencies: *Provided*, That

1 funds made available to the Commonwealth of the North-
2 ern Mariana Islands under this section shall remain avail-
3 able for obligation by the Commonwealth until September
4 30, 2020: *Provided further*, That such amount is des-
5 ignated by the Congress as being for an emergency re-
6 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
7 anced Budget and Emergency Deficit Control Act of 1985.

8 SEC. 202. For purposes of administering title I of
9 subdivision 1 of division B of the Bipartisan Budget Act
10 of 2018 (Public Law 115–123), losses to agricultural pro-
11 ducers resulting from hurricanes shall also include losses
12 incurred from Tropical Storm Cindy, losses of peach and
13 blueberry crops in calendar year 2017 due to extreme cold,
14 blueberry productivity losses in calendar year 2018 due
15 to extreme cold and hurricane damage in calendar year
16 2017, losses of milk, and losses of aquacultured plants and
17 animals: *Provided*, That the amounts provided by this sec-
18 tion are designated by the Congress as being for an emer-
19 gency requirement pursuant to section 251(b)(2)(A)(i) of
20 the Balanced Budget and Emergency Deficit Control Act
21 of 1985: *Provided further*, That amounts repurposed
22 under this heading that were previously designated by the
23 Congress as an emergency requirement pursuant to the
24 Balanced Budget and Emergency Deficit Control Act of
25 1985 are designated by the Congress as an emergency re-

1 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
2 anced Budget and Emergency Deficit Control Act of 1985.

3 SEC. 203. (a)(1) Except as provided in paragraph
4 (2), a person or legal entity is not eligible to receive a
5 payment under the Market Facilitation Program estab-
6 lished pursuant to the Commodity Credit Corporation
7 Charter Act (15 U.S.C. 714 et seq.) if the average ad-
8 justed gross income of such person or legal entity is great-
9 er than \$900,000.

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

14 (b) A person or legal entity may not receive a pay-
15 ment under the Market Facilitation Program described in
16 subsection (a)(1), directly or indirectly, of more than
17 \$125,000.

18 (c) In this section, the term “average adjusted gross
19 income” has the meaning given the term defined in section
20 760.1502 of title 7 Code of Federal Regulations (as in
21 effect July 18, 2018).

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

1 SEC. 204. In addition to other amounts made avail-
2 able by section 309 of division A of the Additional Supple-
3 mental Appropriations for Disaster Relief Requirements
4 Act, 2017 (Public Law 115–72; 131 Stat. 1229), there
5 is appropriated to the Secretary, out of any moneys in the
6 Treasury not otherwise appropriated, for the fiscal year
7 ending September 30, 2019, \$610,000,000 to provide a
8 grant to the Commonwealth of Puerto Rico for disaster
9 nutrition assistance in response to a major disaster or
10 emergency designated by the President under the Robert
11 T. Stafford Disaster Relief and Emergency Assistance Act
12 (42 U.S.C. 5121 et seq.): *Provided*, That the funds made
13 available to the Commonwealth of Puerto Rico under this
14 section shall remain available for obligation by the Com-
15 monwealth until September 30, 2020, and shall be in addi-
16 tion to funds otherwise made available: *Provided further*,
17 That such amount is designated by the Congress as being
18 for an emergency requirement pursuant to section
19 251(b)(2)(A)(i) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

1 TITLE III

2 DEPARTMENT OF COMMERCE

3 The following sums in this title are appropriated, out
4 of any money in the Treasury not otherwise appropriated,
5 for the fiscal year ending September 30, 2019, and for
6 other purposes, namely:

7 ECONOMIC DEVELOPMENT ADMINISTRATION

8 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

9 (INCLUDING TRANSFERS OF FUNDS)

10 Pursuant to section 703 of the Public Works and
11 Economic Development Act (42 U.S.C. 3233), for an addi-
12 tional amount for “Economic Development Assistance
13 Programs” for necessary expenses related to flood mitiga-
14 tion, disaster relief, long-term recovery, and restoration of
15 infrastructure in areas that received a major disaster des-
16 ignation as a result of Hurricanes Florence, Michael, and
17 Lane, Typhoons Yutu and Mangkhut, and of wildfires, vol-
18 canic eruptions, earthquakes, and other natural disasters
19 occurring in calendar year 2018 under the Robert T. Staf-
20 ford Disaster Relief and Emergency Assistance Act (42
21 U.S.C. 5121 et seq.), \$600,000,000, to remain available
22 until expended: *Provided*, That such amount is designated
23 by the Congress as being for an emergency requirement
24 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
25 et and Emergency Deficit Control Act of 1985: *Provided*

1 *further*, That within the amount appropriated, up to 2 per-
 2 cent of funds may be transferred to the “Salaries and Ex-
 3 penses” account for administration and oversight activi-
 4 ties: *Provided further*, That within the amount appro-
 5 priated, \$1,000,000 shall be transferred to the “Office of
 6 Inspector General” account for carrying out investigations
 7 and audits related to the funding provided under this
 8 heading.

9 NATIONAL OCEANIC AND ATMOSPHERIC

10 ADMINISTRATION

11 OPERATIONS, RESEARCH, AND FACILITIES

12 For an additional amount for “Operations, Research,
 13 and Facilities” for necessary expenses related to the con-
 14 sequences of Hurricanes Florence and Michael, Typhoon
 15 Yutu, and of wildfires, \$120,570,000, to remain available
 16 until September 30, 2020, as follows:

17 (1) \$3,000,000 for repair and replacement of
 18 observing assets, real property, and equipment;

19 (2) \$11,000,000 for marine debris assessment
 20 and removal;

21 (3) \$31,570,000 for mapping, charting, and ge-
 22 odesy services;

23 (4) \$25,000,000 to improve: (a) hurricane in-
 24 tensity forecasting, including through deployment of
 25 unmanned ocean observing platforms and enhanced

1 data assimilation; (b) flood prediction, forecasting,
 2 and mitigation capabilities; and (c) wildfire pre-
 3 diction, detection, and forecasting; and

4 (5) \$50,000,000 for Title IX Fund grants as
 5 authorized under section 906(c) of division O of
 6 Public Law 114–113:

7 *Provided*, That such amount is designated by the Congress
 8 as being for an emergency requirement pursuant to sec-
 9 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
 10 gency Deficit Control Act of 1985: *Provided further*, That
 11 the National Oceanic and Atmospheric Administration
 12 shall submit a spending plan to the Committees on Appro-
 13 priations of the House of Representatives and the Senate
 14 for funding provided under subsection (4) of this heading
 15 within 45 days after the date of enactment of this Act.

16 PROCUREMENT, ACQUISITION AND CONSTRUCTION

17 For an additional amount for “Procurement, Acquisi-
 18 tion and Construction”, \$25,000,000, to remain available
 19 until September 30, 2021, for improvements to oper-
 20 ational and research weather supercomputing infrastruc-
 21 ture and satellite ground services used for hurricane inten-
 22 sity and track prediction; flood prediction, forecasting, and
 23 mitigation; and wildfire prediction, detection, and fore-
 24 casting: *Provided*, That such amount is designated by the
 25 Congress as being for an emergency requirement pursuant

1 to section 251(b)(2)(A)(i) of the Balanced Budget and
2 Emergency Deficit Control Act of 1985: *Provided further*,
3 That the National Oceanic and Atmospheric Administra-
4 tion shall submit a spending plan to the Committees on
5 Appropriations of the House of Representatives and the
6 Senate within 45 days after the date of enactment of this
7 Act.

8 FISHERIES DISASTER ASSISTANCE

9 For an additional amount for “Fisheries Disaster As-
10 sistance” for necessary expenses associated with the miti-
11 gation of fishery disasters, \$150,000,000, to remain avail-
12 able until expended: *Provided*, That funds shall be used
13 for mitigating the effects of commercial fishery failures
14 and fishery resource disasters declared by the Secretary
15 of Commerce, including those declared by the Secretary
16 to be a direct result of Hurricanes Florence and Michael
17 and Typhoons Yutu and Mangkhut: *Provided further*,
18 That such amount is designated by the Congress as being
19 for an emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

1 DEPARTMENT OF JUSTICE

2 UNITED STATES MARSHALS SERVICE

3 SALARIES AND EXPENSES

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

11 FEDERAL PRISON SYSTEM

12 BUILDINGS AND FACILITIES

13 For an additional amount for “Buildings and Facili-
14 ties” for necessary expenses related to the consequences
15 of Hurricanes Florence and Michael and Typhoon Yutu,
16 \$28,400,000, to remain available until expended: *Pro-*
17 *vided*, That such amount is designated by the Congress
18 as being for an emergency requirement pursuant to sec-
19 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
20 gency Deficit Control Act of 1985.

21 RELATED AGENCIES

22 LEGAL SERVICES CORPORATION

23 PAYMENT TO THE LEGAL SERVICES CORPORATION

24 For an additional amount for “Payment to the Legal
25 Services Corporation” to carry out the purposes of the

1 Legal Services Corporation Act by providing for necessary
2 expenses related to the consequences of Hurricanes Flor-
3 ence, Michael, and Lane, Typhoons Yutu and Mangkhut,
4 and calendar year 2018 wildfires, volcanic eruptions, and
5 earthquakes, \$15,000,000: *Provided*, That such amount is
6 designated by the Congress as being for an emergency re-
7 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
8 anced Budget and Emergency Deficit Control Act of 1985:
9 *Provided further*, That none of the funds appropriated in
10 this Act to the Legal Services Corporation shall be ex-
11 pended for any purpose prohibited or limited by, or con-
12 trary to any of the provisions of, sections 501, 502, 503,
13 504, 505, and 506 of Public Law 105–119, and all funds
14 appropriated in this Act to the Legal Services Corporation
15 shall be subject to the same terms and conditions set forth
16 in such sections, except that all references in sections 502
17 and 503 to 1997 and 1998 shall be deemed to refer in-
18 stead to 2018 and 2019, respectively, and except that sec-
19 tions 501 and 503 of Public Law 104–134 (referenced by
20 Public Law 105–119) shall not apply to the amount made
21 available under this heading: *Provided further*, That, for
22 the purposes of this Act, the Legal Services Corporation
23 shall be considered an agency of the United States Gov-
24 ernment.

1 TITLE IV
2 DEPARTMENT OF DEFENSE
3 MILITARY PERSONNEL
4 MILITARY PERSONNEL, AIR FORCE

5 For an additional amount for “Military Personnel,
6 Air Force”, \$59,629,000, for necessary expenses related
7 to the consequences of Hurricanes Michael and Florence:
8 *Provided*, That such amount is designated by the Congress
9 as being for an emergency requirement pursuant to sec-
10 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
11 gency Deficit Control Act of 1985.

12 RESERVE PERSONNEL, AIR FORCE

13 For an additional amount for “Reserve Personnel,
14 Air Force”, \$7,323,000, for necessary expenses related to
15 the consequences of Hurricanes Michael and Florence:
16 *Provided*, That such amount is designated by the Congress
17 as being for an emergency requirement pursuant to sec-
18 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
19 gency Deficit Control Act of 1985.

20 OPERATION AND MAINTENANCE

21 OPERATION AND MAINTENANCE, MARINE CORPS

22 For an additional amount for “Operation and Main-
23 tenance, Marine Corps”, \$200,000,000, for necessary ex-
24 penses related to the consequences of Hurricanes Michael
25 and Florence: *Provided*, That such amount is designated

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

4 OPERATION AND MAINTENANCE, AIR FORCE

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

12 OPERATION AND MAINTENANCE, AIR FORCE

13 For an additional amount for “Operation and Main-
 14 tenance, Air Force”, \$342,012,000, to remain available
 15 for obligation until September 30, 2020, for necessary ex-
 16 penses related to the consequences of Hurricanes Michael
 17 and Florence: *Provided*, That such amount is designated
 18 by the Congress as being for an emergency requirement
 19 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
 20 et and Emergency Deficit Control Act of 1985.

21 OPERATION AND MAINTENANCE, AIR FORCE

22 For an additional amount for “Operation and Main-
 23 tenance, Air Force”, \$738,290,000, to remain available
 24 for obligation until September 30, 2020, for necessary ex-
 25 penses for Facilities Sustainment, Restoration and Mod-

ernization (FSRM) related to the consequences of Hurricanes Michael and Florence: *Provided*, That such amount 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.

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

For an additional amount for “Operation and Maintenance, Air Force Reserve”, \$3,505,000, to remain available for obligation until September 30, 2020, for necessary expenses related to the consequences of Hurricanes Michael and Florence: *Provided*, That such amount 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.

PROCUREMENT

AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for “Aircraft Procurement, Air Force”, \$46,000,000, for necessary expenses related to the consequences of Hurricanes Michael and Florence: *Provided*, That such amount 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.

1 OTHER PROCUREMENT, AIR FORCE

2 For an additional amount for “Other Procurement,
3 Air Force”, \$84,587,000, for necessary expenses related
4 to the consequences of Hurricanes Michael and Florence:
5 *Provided*, That such amount is designated by the Congress
6 as being for an emergency requirement pursuant to sec-
7 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
8 gency Deficit Control Act of 1985.

9 RESEARCH, DEVELOPMENT, TEST AND

10 EVALUATION

11 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

12 AIR FORCE

13 For an additional amount for “Research, Develop-
14 ment, Test and Evaluation, Air Force”, \$66,656,000, for
15 necessary expenses related to the consequences of Hurri-
16 canes Michael and Florence: *Provided*, That such amount
17 is designated by the Congress as being for an emergency
18 requirement pursuant to section 251(b)(2)(A)(i) of the
19 Balanced Budget and Emergency Deficit Control Act of
20 1985.

21 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,

22 AIR FORCE

23 For an additional amount for “Research, Develop-
24 ment, Test and Evaluation, Air Force”, \$1,072,000, for
25 necessary expenses for Facilities Sustainment, Restoration

1 and Modernization (FSRM) related to the consequences
2 of Hurricanes Michael and Florence: *Provided*, That such
3 amount is designated by the Congress as being for an
4 emergency requirement pursuant to section
5 251(b)(2)(A)(i) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985.

1 TITLE V
2 CORPS OF ENGINEERS—CIVIL

3 The following sums in this title are appropriated, out
4 of any money in the Treasury not otherwise appropriated,
5 for the fiscal year ending September 30, 2019, and for
6 other purposes, namely:

7 DEPARTMENT OF THE ARMY
8 INVESTIGATIONS

9 For an additional amount for “Investigations” for
10 necessary expenses related to the completion, or initiation
11 and completion, of flood and storm damage reduction, in-
12 cluding shore protection, studies which are currently au-
13 thorized or which are authorized after the date of enact-
14 ment of this Act, to reduce risk from future floods and
15 hurricanes, at full Federal expense, \$35,000,000, to re-
16 main available until expended, for high priority studies of
17 projects in States and insular areas that were impacted
18 by Hurricanes Florence and Michael, Typhoon Mangkhut,
19 Super Typhoon Yutu, and Tropical Storm Gita: *Provided*,
20 That such amount is designated by the Congress as being
21 for an emergency requirement pursuant to section
22 251(b)(2)(A)(i) of the Balanced Budget and Emergency
23 Deficit Control Act of 1985: *Provided further*, That the
24 Assistant Secretary of the Army for Civil Works shall pro-
25 vide a monthly report directly to the Committees on Ap-

1 appropriations of the House and the Senate detailing the al-
 2 location and obligation of these funds, including new stud-
 3 ies selected to be initiated using funds provided under this
 4 heading, beginning not later than 60 days after the date
 5 of enactment of this Act.

6 CONSTRUCTION

7 For an additional amount for “Construction” for nec-
 8 essary expenses, \$740,000,000, to remain available until
 9 expended, to construct flood and storm damage reduction,
 10 including shore protection, projects which are currently
 11 authorized or which are authorized after the date of enact-
 12 ment of this Act, and flood and storm damage reduction,
 13 including shore protection, projects which have signed
 14 Chief’s Reports as of the date of enactment of this Act
 15 or which are studied using funds provided under the head-
 16 ing “Investigations” if the Secretary determines such
 17 projects to be technically feasible, economically justified,
 18 and environmentally acceptable, in States and insular
 19 areas that were impacted by Hurricanes Florence and Mi-
 20 chael, Typhoon Mangkhut, Super Typhoon Yutu, and
 21 Tropical Storm Gita: *Provided*, That projects receiving
 22 funds provided under the first proviso in “Title IV—Corps
 23 of Engineers—Civil—Department of the Army—Con-
 24 struction” in Public Law 115–123 shall not be eligible for
 25 funding provided under this heading: *Provided further*,

1 That for projects receiving funds provided under this
2 heading, the provisions of Section 902 of the Water Re-
3 sources Act of 1986 shall not apply to these funds: *Pro-*
4 *vided further*, That the completion of ongoing construction
5 projects receiving funds provided under this heading shall
6 be at full Federal expense with respect to such funds: *Pro-*
7 *vided further*, That using funds provided under this head-
8 ing, the non-Federal cash contribution for projects other
9 than ongoing construction projects shall be financed in ac-
10 cordance with the provisions of section 103(k) of Public
11 Law 99–662 over a period of 30 years from the date of
12 completion of the project or separable element: *Provided*
13 *further*, That up to \$25,000,000 of the funds made avail-
14 able under this heading shall be used for continuing au-
15 thorities projects to reduce the risk of flooding and storm
16 damage: *Provided further*, That any projects using funds
17 appropriated under this heading shall be initiated only
18 after non-Federal interests have entered into binding
19 agreements with the Secretary requiring, where applicable,
20 the non-Federal interests to pay 100 percent of the oper-
21 ation, maintenance, repair, replacement, and rehabilita-
22 tion costs of the project and to hold and save the United
23 States free from damages due to the construction or oper-
24 ation and maintenance of the project, except for damages
25 due to the fault or negligence of the United States or its

1 contractors: *Provided further*, That such amount is des-
 2 ignated by the Congress as being for an emergency re-
 3 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 4 anced Budget and Emergency Deficit Control Act of 1985:
 5 *Provided further*, That the Assistant Secretary of the
 6 Army for Civil Works shall provide a monthly report di-
 7 rectly to the Committees on Appropriations of the House
 8 of Representatives and the Senate detailing the allocation
 9 and obligation of these funds, beginning not later than 60
 10 days after the date of enactment of this Act.

11 MISSISSIPPI RIVER AND TRIBUTARIES

12 For an additional amount for “Mississippi River and
 13 Tributaries” for necessary expenses to address emergency
 14 situations at Corps of Engineers projects and rehabilitate
 15 and repair damages to Corps of Engineers projects,
 16 caused by natural disasters, \$225,000,000, to remain
 17 available until expended: *Provided*, That such amount is
 18 designated by the Congress as being for an emergency re-
 19 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 20 anced Budget and Emergency Deficit Control Act of 1985:
 21 *Provided further*, That the Assistant Secretary of the
 22 Army for Civil Works shall provide a monthly report di-
 23 rectly to the Committees on Appropriations of the House
 24 of Representatives and the Senate detailing the allocation

1 and obligation of these funds, beginning not later than 60
2 days after the date of enactment of this Act.

3 OPERATION AND MAINTENANCE

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

1 DEPARTMENT OF THE INTERIOR

2 CENTRAL UTAH PROJECT

3 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

4 For an additional amount for “Central Utah Project
5 Completion Account”, \$350,000, to be deposited into the
6 Utah Reclamation Mitigation and Conservation Account
7 for use by the Utah Reclamation Mitigation and Conserva-
8 tion Commission, to remain available until expended, for
9 expenses necessary in carrying out fire remediation activi-
10 ties related to wildfires in 2018: *Provided*, That such
11 amount is designated by the Congress as being for an
12 emergency requirement pursuant to section
13 251(b)(2)(A)(i) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 BUREAU OF RECLAMATION

16 WATER AND RELATED RESOURCES

17 For an additional amount for “Water and Related
18 Resources”, \$15,500,000, to remain available until ex-
19 pended, for fire remediation and suppression emergency
20 assistance related to wildfires in 2017 and 2018: *Provided*,
21 That such amount is designated by the Congress as being
22 for an emergency requirement pursuant to section
23 251(b)(2)(A)(i) of the Balanced Budget and Emergency
24 Deficit Control Act of 1985.

1 TITLE VI

2 DEPARTMENT OF HOMELAND SECURITY

3 The following sums in this title are appropriated, out
 4 of any money in the Treasury not otherwise appropriated,
 5 for the fiscal year ending September 30, 2019, and for
 6 other purposes, namely:

7 SECURITY, ENFORCEMENT, AND

8 INVESTIGATIONS

9 COAST GUARD

10 OPERATIONS AND SUPPORT

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

20 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

21 For an additional amount for “Procurement, Con-
 22 struction, and Improvements” for necessary expenses re-
 23 lated to the consequences of Hurricanes Michael, Flor-
 24 ence, and Lane, Tropical Storm Gordon, and Typhoon
 25 Mangkhut, \$476,755,000, to remain available until Sep-

1 tember 30, 2023: *Provided*, That such amount is des-
2 ignated by the Congress as being for an emergency re-
3 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
4 anced Budget and Emergency Deficit Control Act of 1985.

5 ENVIRONMENTAL COMPLIANCE AND RESTORATION

6 For an additional amount for “Environmental Com-
7 pliance and Restoration” for necessary expenses related
8 to the consequences of Hurricanes Michael and Florence,
9 \$2,000,000, to remain available until September 30, 2023:
10 *Provided*, That such amount is designated by the Congress
11 as being for an emergency requirement pursuant to sec-
12 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
13 gency Deficit Control Act of 1985.

1 TITLE VII
2 DEPARTMENT OF THE INTERIOR

3 The following sums in this title are appropriated, out
4 of any money in the Treasury not otherwise appropriated,
5 for the fiscal year ending September 30, 2019, and for
6 other purposes, namely:

7 UNITED STATES FISH AND WILDLIFE SERVICE
8 CONSTRUCTION

9 For an additional amount for “Construction” for nec-
10 essary expenses related to the consequences of Hurricanes
11 Florence, Lane, and Michael, flooding associated with
12 major declared disaster DR–4365, and calendar year 2018
13 earthquakes, \$82,400,000, to remain available until ex-
14 pended: *Provided*, That of the amount provided under this
15 heading \$50,000,000 shall be used to restore and rebuild
16 national wildlife refuges and increase the resiliency and
17 capacity of coastal habitat and infrastructure to withstand
18 storms and reduce the amount of damage caused by
19 storms: *Provided further*, That such amount is designated
20 by Congress as being for an emergency requirement pur-
21 suant to section 251(b)(2)(A)(i) of the Balanced Budget
22 and Emergency Deficit Control Act of 1985 (2 U.S.C.
23 901(b)(2)(A)(i)).

1 NATIONAL PARK SERVICE

2 HISTORIC PRESERVATION FUND

3 For an additional amount for the “Historic Preserva-
 4 tion Fund” for necessary expenses related to the con-
 5 sequences of Hurricanes Florence and Michael and Ty-
 6 phoon Yutu, \$50,000,000, to remain available until Sep-
 7 tember 30, 2022, including costs to States and territories
 8 necessary to complete compliance activities required by
 9 section 306108 of title 54, United States Code, and costs
 10 to administer the historic preservation program: *Provided*,
 11 That grants shall only be available for areas that have re-
 12 ceived a major disaster declaration pursuant to the Robert
 13 T. Stafford Disaster Relief and Emergency Assistance Act
 14 (42 U.S.C. 5121 et seq.): *Provided further*, That individual
 15 grants shall not be subject to a non-Federal matching re-
 16 quirement: *Provided further*, That such amount is des-
 17 ignated by Congress as being for an emergency require-
 18 ment pursuant to section 251(b)(2)(A)(i) of the Balanced
 19 Budget and Emergency Deficit Control Act of 1985 (2
 20 U.S.C. 901(b)(2)(A)(i)).

21 CONSTRUCTION

22 For an additional amount for “Construction” for nec-
 23 essary expenses related to the consequences of Hurricanes
 24 Florence and Michael, Typhoons Yutu and Mangkhut, and
 25 calendar year 2018 wildfires, earthquakes, and volcanic

1 eruptions, \$78,000,000, to remain available until ex-
 2 pended: *Provided*, That such amount is designated by
 3 Congress as being for an emergency requirement pursuant
 4 to section 251(b)(2)(A)(i) of the Balanced Budget and
 5 Emergency Deficit Control Act of 1985 (2 U.S.C.
 6 901(b)(2)(A)(i)).

7 UNITED STATES GEOLOGICAL SURVEY

8 SURVEYS, INVESTIGATIONS, AND RESEARCH

9 For an additional amount for “Surveys, Investiga-
 10 tions, and Research” for necessary expenses related to the
 11 consequences of Hurricanes Florence and Michael and cal-
 12 endar year 2018 wildfires, earthquake damage associated
 13 with emergency declaration EM–3410 and in those areas
 14 impacted by a major disaster declared pursuant to the
 15 Robert T. Stafford Disaster Relief and Emergency Assist-
 16 ance Act (42 U.S.C. 5121 et seq.) with respect to calendar
 17 year 2018 wildfires or volcanic eruptions, \$98,500,000, to
 18 remain available until expended: *Provided*, That of the
 19 amount provided under this heading, \$72,310,000 shall be
 20 used for costs related to the repair and replacement of
 21 equipment and facilities damaged by disasters in 2018:
 22 *Provided further*, That, not later than 90 days after the
 23 date of enactment of this Act, the Director of the United
 24 States Geological Survey shall submit to the Committees
 25 on Appropriations of the House of Representatives and the

1 Senate a report that describes the potential options to re-
 2 place the facilities damaged by the 2018 volcano disaster
 3 and provide cost estimates and a description of how the
 4 United States Geological Survey will provide direct access
 5 for monitoring volcanic activity and the potential threat
 6 to at-risk communities: *Provided further*, That such
 7 amount is designated by Congress as being for an emer-
 8 gency requirement pursuant to section 251(b)(2)(A)(i) of
 9 the Balanced Budget and Emergency Deficit Control Act
 10 of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

11 DEPARTMENTAL OFFICES

12 INSULAR AFFAIRS

13 ASSISTANCE TO TERRITORIES

14 For an additional amount for “Technical Assistance”
 15 for financial management expenses related to the con-
 16 sequences of Typhoon Yutu, \$2,000,000, to remain avail-
 17 able until expended: *Provided*, That such amount is des-
 18 ignated by Congress as being for an emergency require-
 19 ment pursuant to section 251(b)(2)(A)(i) of the Balanced
 20 Budget and Emergency Deficit Control Act of 1985 (2
 21 U.S.C. 901(b)(2)(A)(i)).

22 OFFICE OF INSPECTOR GENERAL

23 SALARIES AND EXPENSES

24 For an additional amount for “Salaries and Ex-
 25 penses” for necessary expenses related to the con-

1 sequences of major disasters declared pursuant to the
 2 Robert T. Stafford Disaster Relief and Emergency Assist-
 3 ance Act (42 U.S.C. 5121 et seq.) in 2018, \$1,000,000,
 4 to remain available until expended: *Provided*, That such
 5 amount is designated by Congress as being for an emer-
 6 gency requirement pursuant to section 251(b)(2)(A)(i) of
 7 the Balanced Budget and Emergency Deficit Control Act
 8 of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

9 ENVIRONMENTAL PROTECTION AGENCY

10 SCIENCE AND TECHNOLOGY

11 For an additional amount for “Science and Tech-
 12 nology” for necessary expenses related to improving pre-
 13 paredness of the water sector, \$600,000, to remain avail-
 14 able until expended: *Provided*, That such amount is des-
 15 ignated by Congress as being for an emergency require-
 16 ment pursuant to section 251(b)(2)(A)(i) of the Balanced
 17 Budget and Emergency Deficit Control Act of 1985 (2
 18 U.S.C. 901(b)(2)(A)(i)).

19 LEAKING UNDERGROUND STORAGE TANK TRUST FUND

20 PROGRAM

21 For an additional amount for “Leaking Underground
 22 Storage Tank Fund” for necessary expenses related to the
 23 consequences of Hurricanes Florence and Michael, cal-
 24 endar year 2018 earthquakes, and Typhoon Yutu,
 25 \$1,500,000, to remain available until expended: *Provided*,

1 That such amount is designated by Congress as being for
 2 an emergency requirement pursuant to section
 3 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 4 Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

5 STATE AND TRIBAL ASSISTANCE GRANTS

6 For additional amounts for “State and Tribal Assist-
 7 ance Grants” for necessary expenses related to the con-
 8 sequences of Hurricanes Florence and Michael and cal-
 9 endar year 2018 earthquakes for the hazardous waste fi-
 10 nancial assistance grants program, \$1,500,000, to remain
 11 available until expended; for necessary expenses related to
 12 the consequences of Typhoon Yutu for the hazardous
 13 waste financial assistance grants program and for other
 14 solid waste management activities, \$56,000,000, to remain
 15 available until expended, provided that none of the funds
 16 shall be subject to section 3011(b) of the Solid Waste Dis-
 17 posal Act (42 U.S.C. 6931(b)); and for grants under sec-
 18 tion 106 of the Federal Water Pollution Control Act (33
 19 U.S.C. 1256), \$5,000,000, to remain available until ex-
 20 pended, to address impacts of Hurricane Florence, Hurri-
 21 cane Michael, Typhoon Yutu, and calendar year 2018
 22 wildfires, notwithstanding subsections (b), (e), and (f), of
 23 that section (33 U.S.C. 1256): *Provided*, That such
 24 amounts are designated by Congress as being for an emer-
 25 gency requirement pursuant to section 251(b)(2)(A)(i) of

1 the Balanced Budget and Emergency Deficit Control Act
 2 of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

3 For an additional amount for “State and Tribal As-
 4 sistance Grants”, \$349,400,000, to remain available until
 5 expended, of which \$53,300,000 shall be for capitalization
 6 grants for State water pollution control revolving funds
 7 established under title VI of the Federal Water Pollution
 8 Control Act (33 U.S.C. 1381 et seq.), and of which
 9 \$296,100,000 shall be for capitalization grants for State
 10 drinking water treatment revolving loan funds established
 11 under section 1452 of the Safe Drinking Water Act (42
 12 U.S.C. 300j–12): *Provided*, That notwithstanding section
 13 604(a) of the Federal Water Pollution Control Act (33
 14 U.S.C. 1384(a)) and section 1452(a)(1)(D) of the Safe
 15 Drinking Water Act (42 U.S.C. 300j–12(a)(1)(D)), funds
 16 appropriated herein shall be provided to States in Envi-
 17 ronmental Protection Agency Regions 4, 9, and 10 in
 18 amounts determined by the Administrator of the Environ-
 19 mental Protection Agency for wastewater treatment works
 20 and drinking water facilities impacted by Hurricanes Flor-
 21 ence and Michael, Typhoon Yutu, and calendar year 2018
 22 wildfires and earthquakes: *Provided further*, That notwith-
 23 standing the requirements of section 603(i) of the Federal
 24 Water Pollution Control Act (33 U.S.C. 1383(i)) and sec-
 25 tion 1452(d) of the Safe Drinking Water Act (42 U.S.C.

1 300j–12(d)), for the funds appropriated herein, each State
2 shall use not less than 20 percent but not more than 30
3 percent amount of the capitalization grants to provide ad-
4 ditional subsidization to eligible recipients in the form of
5 forgiveness of principal, negative interest loans or grants,
6 or any combination of the forms: *Provided further*, That
7 the Administrator of the Environmental Protection Agen-
8 cy shall retain \$10,400,000 of the funds appropriated
9 herein for grants for drinking water facilities and waste
10 water treatment plants impacted by Typhoon Yutu: *Pro-*
11 *vided further*, That the funds appropriated herein shall be
12 used for eligible projects, the purpose of which is to reduce
13 flood or fire damage risk and vulnerability or to enhance
14 resiliency to rapid hydrologic change or natural disaster
15 at treatment works as defined by section 212 of the Fed-
16 eral Water Pollution Control Act (33 U.S.C. 1292) or any
17 eligible facilities under section 1452 of the Safe Drinking
18 Water Act (42 U.S.C. 300j–12), and for other eligible
19 tasks at such treatment works or facilities necessary to
20 further such purposes: *Provided further*, That the Admin-
21 istrator of the Environmental Protection Agency may re-
22 tain up to \$1,000,000 of the funds appropriated herein
23 for management and oversight: *Provided further*, That
24 such amount is designated by Congress as being for an
25 emergency requirement pursuant to section

1 251(b)(2)(A)(i) of the Balanced Budget and Emergency
2 Deficit Control Act of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

3 RELATED AGENCIES

4 DEPARTMENT OF AGRICULTURE

5 FOREST SERVICE

6 FOREST AND RANGELAND RESEARCH

7 For an additional amount for “Forest and Rangeland
8 Research” for necessary expenses related to the con-
9 sequences of Hurricanes Florence and Michael and the
10 calendar year 2018 wildfires, \$1,000,000, to remain avail-
11 able until expended for the forest inventory and analysis
12 program: *Provided*, That such amount is designated by
13 Congress as being for an emergency requirement pursuant
14 to section 251(b)(2)(A)(i) of the Balanced Budget and
15 Emergency Deficit Control Act of 1985 (2 U.S.C.
16 901(b)(2)(A)(i)).

17 STATE AND PRIVATE FORESTRY

18 For an additional amount for “State and Private
19 Forestry” for necessary expenses related to the con-
20 sequences of Hurricanes Florence and Michael and the
21 calendar year 2018 wildfires, \$12,000,000, to remain
22 available until expended: *Provided*, That such amount is
23 designated by Congress as being for an emergency require-
24 ment pursuant to section 251(b)(2)(A)(i) of the Balanced

1 Budget and Emergency Deficit Control Act of 1985 (2
2 U.S.C. 901(b)(2)(A)(i)).

3 NATIONAL FOREST SYSTEM

4 For an additional amount for “National Forest Sys-
5 tem” for necessary expenses related to the consequences
6 of Hurricanes Florence and Michael and the calendar year
7 2018 wildfires, \$84,960,000, to remain available until ex-
8 pended: *Provided*, That of the amount provided under this
9 heading \$21,000,000 shall be used for hazardous fuels
10 management activities: *Provided further*, That such
11 amount is designated by Congress as being for an emer-
12 gency requirement pursuant to section 251(b)(2)(A)(i) of
13 the Balanced Budget and Emergency Deficit Control Act
14 of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

15 CAPITAL IMPROVEMENT AND MAINTENANCE

16 For an additional amount for “Capital Improvement
17 and Maintenance” for necessary expenses related to the
18 consequences of Hurricanes Florence and Michael and the
19 calendar year 2018 wildfires, \$36,040,000, to remain
20 available until expended: *Provided*, That such amount is
21 designated by Congress as being for an emergency require-
22 ment pursuant to section 251(b)(2)(A)(i) of the Balanced
23 Budget and Emergency Deficit Control Act of 1985 (2
24 U.S.C. 901(b)(2)(A)(i)).

1 WILDLAND FIRE MANAGEMENT

2 (INCLUDING TRANSFER OF FUNDS)

3 For an additional amount for “Wildland Fire Man-
 4 agement”, \$720,271,000, to remain available through
 5 September 30, 2022, for urgent wildland fire suppression
 6 operations: *Provided*, That the amounts provided under
 7 this heading shall be solely available to be transferred to
 8 and merged with other appropriations accounts from
 9 which funds were previously transferred for wildland fire
 10 suppression in fiscal year 2018 to fully repay those
 11 amounts: *Provided further*, That such amount is des-
 12 ignated by Congress as an emergency requirement pursu-
 13 ant to section 251(b)(2)(A)(i) of the Balanced Budget and
 14 Emergency Deficit Control Act of 1985 (2 U.S.C.
 15 901(b)(2)(A)(i)).

16 DEPARTMENT OF HEALTH AND HUMAN
 17 SERVICES

18 NATIONAL INSTITUTES OF HEALTH

19 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
 20 SCIENCES

21 For an additional amount for “National Institute of
 22 Environmental Health Sciences” for necessary expenses in
 23 carrying out activities under section 311(a) of the Com-
 24 prehensive Environmental Response, Compensation, and
 25 Liability Act of 1980 (42 U.S.C. 9660(a)) and section

1 126(g) of the Superfund Amendments and Reauthoriza-
 2 tion Act of 1986 (42 U.S.C. 9660a) related to the con-
 3 sequences of major disasters declared pursuant to the
 4 Robert T. Stafford Disaster Relief and Emergency Assist-
 5 ance Act (42 U.S.C. 5121 et seq.) in 2018, \$1,000,000,
 6 to remain available until expended: *Provided*, That such
 7 amount is designated by Congress as being for an emer-
 8 gency requirement pursuant to section 251(b)(2)(A)(i) of
 9 the Balanced Budget and Emergency Deficit Control Act
 10 of 1985 (2 U.S.C. 901(b)(2)(A)(i)).

11 GENERAL PROVISION—THIS TITLE

12 SEC. 701. Not later than 45 days after the date of
 13 enactment of this Act, the agencies receiving funds appro-
 14 priated by this title shall provide a detailed operating plan
 15 of anticipated uses of funds made available in this title
 16 by State and territory and by program, project, and activ-
 17 ity, to the Committees on Appropriations of the House of
 18 Representatives and the Senate: *Provided*, That no such
 19 funds shall be obligated before the operating plans are
 20 provided to the Committees on Appropriations of the
 21 House of Representatives and the Senate: *Provided fur-*
 22 *ther*, That the operating plans shall be updated, including
 23 obligations to date, and submitted to the Committees on
 24 Appropriations of the House of Representatives and the

- 1 Senate every 60 days thereafter until all such funds are
- 2 expended by the applicable agency.

1 TITLE VIII

2 DEPARTMENT OF LABOR

3 The following sums in this title are appropriated, out
 4 of any money in the Treasury not otherwise appropriated,
 5 for the fiscal year ending September 30, 2019, and for
 6 other purposes, namely:

7 EMPLOYMENT AND TRAINING ADMINISTRATION

8 TRAINING AND EMPLOYMENT SERVICES

9 (INCLUDING TRANSFER OF FUNDS)

10 For an additional amount for “Training and Employ-
 11 ment Services”, \$50,000,000, for the dislocated workers
 12 assistance national reserve for necessary expenses directly
 13 related to the consequences of Hurricanes Florence and
 14 Michael, Typhoon Mangkhut, Super Typhoon Yutu,
 15 wildfires, and earthquakes occurring in 2018 (referred to
 16 under this heading as “covered disaster or emergency”),
 17 to remain available through September 30, 2020: *Pro-*
 18 *vided*, That the Secretary of Labor may transfer up to
 19 \$1,000,000 of such funds to any other Department of
 20 Labor account for reconstruction and recovery needs, in-
 21 cluding worker protection activities: *Provided further*, That
 22 these sums may be used to replace grant funds previously
 23 obligated to the impacted areas: *Provided further*, That of
 24 the amount provided, up to \$500,000, to remain available
 25 until expended, shall be transferred to “Office of Inspector

1 General” for oversight of activities responding to such cov-
 2 ered disaster or emergency: *Provided further*, That such
 3 amount is designated by the Congress as being for an
 4 emergency requirement pursuant to section
 5 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 6 Deficit Control Act of 1985.

7 DEPARTMENT OF HEALTH AND HUMAN
 8 SERVICES

9 ADMINISTRATION FOR CHILDREN AND FAMILIES

10 PAYMENTS TO STATES FOR THE CHILD CARE AND

11 DEVELOPMENT BLOCK GRANT

12 For an additional amount for “Payments to States
 13 for the Child Care and Development Block Grant”,
 14 \$30,000,000, to remain available through September 30,
 15 2021, for necessary expenses directly related to the con-
 16 sequences of Hurricanes Florence and Michael, Typhoon
 17 Mangkhut, Super Typhoon Yutu, wildfires, and earth-
 18 quakes occurring in 2018 in those areas for which a major
 19 disaster or emergency has been declared under section 401
 20 or 501 of the Robert T. Stafford Disaster Relief and
 21 Emergency Assistance Act (42 U.S.C. 5170 and 5191):
 22 *Provided*, That the Secretary shall allocate such funds
 23 based on assessed need notwithstanding sections 658J and
 24 658O of the Child Care and Development Block Grant Act
 25 of 1990: *Provided further*, That such funds may be used

1 for costs of renovating, repairing, or rebuilding child care
2 facilities without regard to section 658F(b) or 658G of
3 such Act and with amounts allocated for such purposes
4 excluded from the calculation of percentages under sub-
5 section 658E(c)(3) of such Act: *Provided further*, That
6 notwithstanding section 658J(c) of such Act, funds allot-
7 ted to a State and used for renovating, repairing, or re-
8 building child care facilities may be obligated by the State
9 in that fiscal year or the succeeding three fiscal years: *Pro-*
10 *vided further*, That Federal interest provisions will not
11 apply to the renovation or rebuilding of privately-owned
12 family child care homes, and the Secretary shall develop
13 parameters on the use of funds for family child care
14 homes: *Provided further*, That the Secretary shall not re-
15 tain Federal interest after a period of 10 years in any fa-
16 cility renovated, repaired, or rebuilt with funds appro-
17 priated under this paragraph: *Provided further*, That
18 funds appropriated in this paragraph shall not be available
19 for costs that are reimbursed by the Federal Emergency
20 Management Agency, under a contract for insurance, or
21 by self-insurance: *Provided further*, That obligations in-
22 curred for the purposes provided herein prior to the date
23 of enactment of this Act may be charged to funds appro-
24 priated under this heading: *Provided further*, That such
25 amount is designated by the Congress as being for an

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

4 CHILDREN AND FAMILIES SERVICES PROGRAMS

5 For an additional amount for “Children and Families
 6 Services Programs”, \$90,000,000, to remain available
 7 through September 30, 2021, for necessary expenses di-
 8 rectly related to the consequences of Hurricanes Florence
 9 and Michael, Typhoon Mangkhut, Super Typhoon Yutu,
 10 wildfires, and earthquakes occurring in 2018 in those
 11 areas for which a major disaster or emergency has been
 12 declared under section 401 or 501 of the Robert T. Staf-
 13 ford Disaster Relief and Emergency Assistance Act (42
 14 U.S.C. 5170 and 5191): *Provided*, That \$55,000,000 shall
 15 be for Head Start programs, including making payments
 16 under the Head Start Act: *Provided further*, That none
 17 of funds provided in the previous proviso shall be included
 18 in the calculation of the “base grant” in subsequent fiscal
 19 years, as such term is defined in sections 640(a)(7)(A),
 20 641A(h)(1)(B), or 645(d)(3) of the Head Start Act: *Pro-*
 21 *vided further*, That funds provided in the second previous
 22 proviso are not subject to the allocation requirements of
 23 section 640(a) of the Head Start Act: *Provided further*,
 24 That \$5,000,000 shall be for payments to States, terri-
 25 tories, and tribes for activities authorized under subpart

1 1 of part B of title IV of the Social Security Act, with
2 such funds allocated based on assessed need notwith-
3 standing section 423 of such Act and paid without regard
4 to percentage limitations in subsections (a) or (e) in sec-
5 tion 424 of such Act: *Provided further*, That \$25,000,000
6 shall be for payments to States, territories, and tribes au-
7 thorized under the Community Services Block Grant Act,
8 with such funds allocated based on assessed need notwith-
9 standing sections 674(b), 675A, and 675B of such Act:
10 *Provided further*, That notwithstanding section 676(b)(8)
11 of the Community Services Block Grant Act, each State,
12 territory, or tribe may allocate funds to eligible entities
13 based on assessed need: *Provided further*, That funds ap-
14 propriated in this paragraph shall not be available for
15 costs that are reimbursed by the Federal Emergency Man-
16 agement Agency, under a contract for insurance, or by
17 self-insurance: *Provided further*, That up to \$5,000,000,
18 to remain available until expended, shall be available for
19 Federal administrative expenses: *Provided further*, That
20 obligations incurred for the purposes provided herein prior
21 to the date of enactment of this Act may be charged to
22 funds appropriated under this heading: *Provided further*,
23 That such amount is designated by the Congress as being
24 for an emergency requirement pursuant to section

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

3 OFFICE OF THE SECRETARY
 4 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY
 5 FUND
 6 (INCLUDING TRANSFERS OF FUNDS)

7 For an additional amount for the “Public Health and
 8 Social Services Emergency Fund”, \$201,000,000, to re-
 9 main available through September 30, 2020, for necessary
 10 expenses directly related to the consequences of Hurri-
 11 canes Florence and Michael, Typhoon Mangkhut, Super
 12 Typhoon Yutu, wildfires, and earthquakes occurring in
 13 2018 in those areas for which a major disaster or emer-
 14 gency has been declared under section 401 or 501 of the
 15 Robert T. Stafford Disaster Relief and Emergency Assist-
 16 ance Act (42 U.S.C. 5170 and 5191) (referred to under
 17 this heading as “covered disaster or emergency”), includ-
 18 ing activities authorized under section 319(a) of the Public
 19 Health Service Act (referred to in this Act as the “PHS
 20 Act”): *Provided*, That of the amount provided,
 21 \$80,000,000 shall be transferred to “Health Resources
 22 and Services Administration—Primary Health Care” for
 23 expenses directly related to a covered disaster or emer-
 24 gency for disaster response and recovery, for the Health
 25 Centers Program under section 330 of the PHS Act, in-

cluding alteration, renovation, construction, equipment,
and other capital improvement costs as necessary to meet
the needs of areas affected by a covered disaster or emer-
gency: *Provided further*, That the time limitation in section
330(e)(3) of the PHS Act shall not apply to funds made
available under the preceding proviso: *Provided further*,
That of the amount provided, not less than \$20,000,000
shall be transferred to “Centers for Disease Control and
Prevention—CDC-Wide Activities and Program Support”
for response, recovery, mitigation, and other expenses di-
rectly related to a covered disaster or emergency: *Provided
further*, That of the amount provided, not less than
\$100,000,000 shall be transferred to “Substance Abuse
and Mental Health Services Administration—Health Sur-
veillance and Program Support” for grants, contracts, and
cooperative agreements for behavioral health treatment,
treatment of substance use disorders, crisis counseling,
and other related helplines, and for other similar programs
to provide support to individuals impacted by a covered
disaster or emergency: *Provided further*, That of the
amount provided, up to \$1,000,000, to remain available
until expended, shall be transferred to “Office of the Sec-
retary—Office of Inspector General” for oversight of ac-
tivities responding to such covered disasters or emer-
gencies: *Provided further*, That such amount is designated

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

4 DEPARTMENT OF EDUCATION

5 HURRICANE EDUCATION RECOVERY

6 (INCLUDING TRANSFER OF FUNDS)

7 For an additional amount for “Hurricane Education
 8 Recovery” for necessary expenses related to the con-
 9 sequences of Hurricanes Florence and Michael, Typhoon
 10 Mangkhut, Super Typhoon Yutu, wildfires, earthquakes,
 11 and volcanic eruptions occurring in 2018 in those areas
 12 for which a major disaster or emergency has been declared
 13 under section 401 or 501 of the Robert T. Stafford Dis-
 14 aster Relief and Emergency Assistance Act (42 U.S.C.
 15 5170 and 5191) (referred to under this heading as “cov-
 16 ered disaster or emergency”), \$165,000,000, to remain
 17 available through September 30, 2020, for assisting in
 18 meeting the educational needs of individuals affected by
 19 a covered disaster or emergency: *Provided*, That such as-
 20 sistance may be provided through any of the programs au-
 21 thorized under this heading in title VIII of subdivision 1
 22 of division B of Public Law 115–123 (as amended by Pub-
 23 lic Law 115–141), as determined by the Secretary of Edu-
 24 cation, and subject to the terms and conditions that ap-
 25 plied to those programs, except that references to dates

1 and school years in Public Law 115–123 shall be deemed
 2 to be the corresponding dates and school years for the cov-
 3 ered disaster or emergency: *Provided further*, That the
 4 Secretary of Education may determine the amounts to be
 5 used for each such program and shall notify the Commit-
 6 tees on Appropriations of the House of Representatives
 7 and the Senate of these amounts not later than 7 days
 8 prior to obligation: *Provided further*, That \$2,000,000 of
 9 the funds made available under this heading, to remain
 10 available until expended, shall be transferred to the Office
 11 of the Inspector General of the Department of Education
 12 for oversight of activities supported with funds appro-
 13 priated under this heading, and up to \$1,000,000 of the
 14 funds made available under this heading shall be for pro-
 15 gram administration: *Provided further*, That such amount
 16 is designated by the Congress as being for an emergency
 17 requirement pursuant to section 251(b)(2)(A)(i) of the
 18 Balanced Budget and Emergency Deficit Control Act of
 19 1985.

20 GENERAL PROVISIONS—THIS TITLE

21 SEC. 801. Not later than 30 days after enactment
 22 of this Act, the Secretaries of Labor, Health and Human
 23 Services, and Education shall provide a detailed spend
 24 plan of anticipated uses of funds made available in this
 25 title, including estimated personnel and administrative

1 costs, to the Committees on Appropriations: *Provided*,
2 That such plans shall be updated and submitted to the
3 Committees on Appropriations every 60 days until all
4 funds are expended or expire.

1 TITLE IX

2 LEGISLATIVE BRANCH

3 The following sums in this title are appropriated, out
4 of any money in the Treasury not otherwise appropriated,
5 for the fiscal year ending September 30, 2019, and for
6 other purposes, namely:

7 GOVERNMENT ACCOUNTABILITY OFFICE

8 SALARIES AND EXPENSES

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

1 ignated by the Congress as being for an emergency re-
2 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
3 anced Budget and Emergency Deficit Control Act of 1985.

1 TITLE X

2 DEPARTMENT OF DEFENSE

3 The following sums in this title are appropriated, out
4 of any money in the Treasury not otherwise appropriated,
5 for the fiscal year ending September 30, 2019, and for
6 other purposes, namely:

7 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

8 For an additional amount for “Military Construction,
9 Navy and Marine Corps”, \$115,000,000, to remain avail-
10 able until September 30, 2023, for planning and design
11 related to the consequences of Hurricanes Florence and
12 Michael on Navy and Marine Corps installations: *Pro-*
13 *vided*, That none of the funds shall be available for obliga-
14 tion until the Committees on Appropriations of the House
15 of Representatives and the Senate receive a master plan
16 for the installations and a form 1391 for each specific
17 project: *Provided further*, That, not later than 60 days
18 after enactment of this Act, the Secretary of the Navy,
19 or his designee, shall submit to the Committees on Appro-
20 priations of the House of Representatives and the Senate
21 a detailed expenditure plan for funds provided under this
22 heading: *Provided further*, That such amount is designated
23 by the Congress as being for an emergency requirement
24 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
25 et and Emergency Deficit Control Act of 1985.

1 MILITARY CONSTRUCTION, AIR FORCE

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

20 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

21 For an additional amount for “Military Construction,
 22 Army National Guard”, \$42,400,000, to remain available
 23 until September 30, 2023, for necessary expenses related
 24 to the consequences of Hurricanes Florence and Michael:
 25 *Provided*, That none of the funds shall be available for

1 obligation until the Committees on Appropriations of the
 2 House of Representatives and the Senate receive form
 3 1391 for each specific request: *Provided further*, That, not
 4 later than 60 days after enactment of this Act, the Direc-
 5 tor of the Army National Guard, or his designee, shall
 6 submit to the Committees on Appropriations of the House
 7 of Representatives and the Senate a detailed expenditure
 8 plan for funds provided under this heading: *Provided fur-*
 9 *ther*, That such funds may be obligated or expended for
 10 planning and design and military construction projects not
 11 otherwise authorized by law: *Provided further*, That such
 12 amount is designated by the Congress as being for an
 13 emergency requirement pursuant to section
 14 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 15 Deficit Control Act of 1985.

16 DEPARTMENT OF VETERANS AFFAIRS

17 VETERANS HEALTH ADMINISTRATION

18 MEDICAL FACILITIES

19 (INCLUDING TRANSFER OF FUNDS)

20 For an additional amount for “Medical Facilities”,
 21 \$3,000,000, to remain available until September 30, 2023,
 22 for necessary expenses related to the consequences of Hur-
 23 ricanes Florence and Michael and Typhoons Mangkhut
 24 and Yutu: *Provided*, That the Secretary of Veterans Af-
 25 fairs, upon determination that such action is necessary to

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

1 TITLE XI

2 DEPARTMENT OF TRANSPORTATION

3 The following sums in this title are appropriated, out
4 of any money in the Treasury not otherwise appropriated,
5 for the fiscal year ending September 30, 2019, and for
6 other purposes, namely:

7 FEDERAL TRANSIT ADMINISTRATION

8 PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM

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

1 FEDERAL AVIATION ADMINISTRATION

2 OPERATIONS

3 (AIRPORT AND AIRWAY TRUST FUND)

4 Of the amounts made available for “Federal Aviation
5 Administration—Operations” in division B of the Bipar-
6 tisan Budget Act of 2018 (Public Law 115–123), up to
7 \$18,000,000 shall also be available for necessary expenses
8 related to the consequences of major declared disasters oc-
9 ccurring in calendar year 2018: *Provided*, That amounts
10 repurposed under this heading that were previously des-
11 ignated by the Congress as an emergency requirement
12 pursuant to the Balanced Budget and Emergency Deficit
13 Control Act of 1985 are designated by the Congress as
14 an emergency requirement pursuant to section
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 FEDERAL HIGHWAY ADMINISTRATION

18 EMERGENCY RELIEF PROGRAM

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

1 DEPARTMENT OF HOUSING AND URBAN
 2 DEVELOPMENT
 3 COMMUNITY PLANNING AND DEVELOPMENT
 4 COMMUNITY DEVELOPMENT FUND
 5 (INCLUDING TRANSFERS OF FUNDS)

6 For an additional amount for “Community Develop-
 7 ment Fund”, \$1,060,000,000, to remain available until
 8 expended, for necessary expenses for activities authorized
 9 under title I of the Housing and Community Development
 10 Act of 1974 (42 U.S.C. 5301 et seq.) related to disaster
 11 relief, long-term recovery, restoration of infrastructure
 12 and housing, economic revitalization, and mitigation in the
 13 most impacted and distressed areas resulting from a
 14 major disaster that occurred in 2018 pursuant to the Rob-
 15 ert T. Stafford Disaster Relief and Emergency Assistance
 16 Act (42 U.S.C. 5121 et seq.): *Provided*, That funds shall
 17 be awarded directly to the State, unit of general local gov-
 18 ernment, or Indian tribe (as such term is defined in sec-
 19 tion 102 of the Housing and Community Development Act
 20 of 1974) at the discretion of the Secretary: *Provided fur-*
 21 *ther*, That any funds made available under this heading
 22 and under the same heading in Public Law 115–254 that
 23 remain available, after the funds under such headings
 24 have been allocated for necessary expenses for activities
 25 authorized under such headings, shall be allocated to

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

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

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

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

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

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

1 GENERAL PROVISION—THIS TITLE

2 SEC. 1101. (a) Amounts previously made available
3 for activities authorized under title I of the Housing and
4 Community Development Act of 1974 (42 U.S.C. 5301 et
5 seq.) related to disaster relief, long-term recovery, restora-
6 tion of infrastructure and housing, economic revitalization,
7 and mitigation in the most impacted and distressed areas
8 resulting from a major disaster, including funds provided
9 under section 145 of division C of Public Law 114–223,
10 section 192 of division C of Public Law 114–223 (as
11 added by section 101(3) of division A of Public Law 114–
12 254), section 421 of division K of Public Law 115–31,
13 and any mitigation funding provided under the heading
14 “Department of Housing and Urban Development—Com-
15 munity Planning and Development—Community Develop-
16 ment Fund” of Public Law 115–123, that were allocated
17 in response to Hurricane Matthew, may be used inter-
18 changeably and without limitation for the same activities
19 in the most impacted and distressed areas related to Hur-
20 ricane Florence. In addition, any funds provided under the
21 heading “Department of Housing and Urban Develop-
22 ment—Community Planning and Development—Commu-
23 nity Development Fund” in this Act or in division I of
24 Public Law 115–254 that are allocated in response to
25 Hurricane Florence may be used interchangeably and

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

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

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

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

1 TITLE XII
2 GENERAL PROVISIONS

3 SEC. 1201. Each amount appropriated or made avail-
4 able by this Act is in addition to amounts otherwise appro-
5 priated for the fiscal year involved.

6 SEC. 1202. No part of any appropriation contained
7 in this Act shall remain available for obligation beyond
8 the current fiscal year unless expressly so provided herein.

9 SEC. 1203. Unless otherwise provided for by this Act,
10 the additional amounts appropriated by this Act to appro-
11 priations accounts shall be available under the authorities
12 and conditions applicable to such appropriations accounts
13 for fiscal year 2019.

14 SEC. 1204. Each amount designated in this Act by
15 Congress as being for an emergency requirement pursuant
16 to section 251(b)(2)(A)(i) of the Balanced Budget and
17 Emergency Deficit Control Act of 1985 (2 U.S.C.
18 901(b)(2)(A)(i)) shall be available (or rescinded or trans-
19 ferred, if applicable) only if the President subsequently so
20 designates all such amounts and transmits such designa-
21 tions to the Congress.

22 SEC. 1205. For purposes of this Act, the con-
23 sequences or impacts of any hurricane shall include dam-
24 ages caused by the storm at any time during the entirety

1 of its duration as a cyclone, as defined by the National
2 Hurricane Center.

3 SEC. 1206. Any amount appropriated by this Act,
4 designated by Congress as an emergency requirement pur-
5 suant to section 251(b)(2)(A)(i) of the Balanced Budget
6 and Emergency Deficit Control Act of 1985 (2 U.S.C.
7 901(b)(2)(A)(i)) and subsequently so designated by the
8 President, and transferred pursuant to transfer authori-
9 ties provided by this Act shall retain such designation.

○