

116TH CONGRESS
1ST SESSION

H. R. 268

Making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 8, 2019

Mrs. LOWEY introduced the following bill; which was referred to the Committee on Appropriations, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

Making supplemental appropriations for the fiscal year ending September 30, 2019, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are hereby appropriated, out of
4 any money in the Treasury not otherwise appropriated,
5 and out of applicable corporate or other revenues, receipts,
6 and funds, for the several departments, agencies, corpora-
7 tions, and other organizational units of Government for
8 fiscal year 2019, and for other purposes, namely:

1 TITLE I
2 DEPARTMENT OF AGRICULTURE
3 AGRICULTURAL PROGRAMS
4 PROCESSING, RESEARCH AND MARKETING
5 OFFICE OF THE SECRETARY

6 For an additional amount for the “Office of the Sec-
7 retary”, \$1,105,442,000, which shall remain available
8 until December 31, 2020, for necessary expenses related
9 to losses of crops (including milk), trees, bushes, and
10 vines, as a consequence of Hurricanes Michael or Flor-
11 ence, other hurricanes, typhoons, volcanic activity, or
12 wildfires occurring in calendar year 2018 under such
13 terms and conditions as determined by the Secretary: *Pro-*
14 *vided*, That the Secretary may provide assistance for such
15 losses in the form of block grants to eligible states and
16 territories and such assistance may include compensation
17 to producers, as determined by the Secretary, for past or
18 future crop insurance premiums, forest restoration, and
19 poultry and livestock losses: *Provided further*, That of the
20 amounts provided under this heading, tree assistance pay-
21 ments may be made under section 1501(e) of the Agricul-
22 tural Act of 2014 (7 U.S.C. 9081(e)) to eligible orchard-
23 ists or nursery tree growers (as defined in such section)
24 of pecan trees with a tree mortality rate that exceeds 7.5
25 percent (adjusted for normal mortality) and is less than

1 15 percent (adjusted for normal mortality), to be available
2 until expended, for losses incurred during the period be-
3 ginning January 1, 2018, and ending December 31, 2018:
4 *Provided further*, That in the case of producers impacted
5 by volcanic activity that resulted in the loss of crop land,
6 or access to crop land, the Secretary shall consider all
7 measures available, as appropriate, to bring replacement
8 land into production: *Provided further*, That the total
9 amount of payments received under this heading and ap-
10 plicable policies of crop insurance under the Federal Crop
11 Insurance Act (7 U.S.C. 1501 et seq.) or the Noninsured
12 Crop Disaster Assistance Program (NAP) under section
13 196 of the Federal Agriculture Improvement and Reform
14 Act of 1996 (7 U.S.C. 7333) shall not exceed 90 percent
15 of the loss as determined by the Secretary: *Provided fur-*
16 *ther*, That the total amount of payments received under
17 this heading for producers who did not obtain a policy or
18 plan of insurance for an insurable commodity for the ap-
19 plicable crop year under the Federal Crop Insurance Act
20 (7 U.S.C. 1501 et seq.) for the crop incurring the losses
21 or did not file the required paperwork and pay the service
22 fee by the applicable State filing deadline for a noninsur-
23 able commodity for the applicable crop year under NAP
24 for the crop incurring the losses shall not exceed 70 per-
25 cent of the loss as determined by the Secretary: *Provided*

1 *further*, That producers receiving payments under this
 2 heading, as determined by the Secretary, shall be required
 3 to purchase crop insurance where crop insurance is avail-
 4 able for the next two available crop years, excluding tree
 5 insurance policies, and producers receiving payments
 6 under this heading shall be required to purchase coverage
 7 under NAP where crop insurance is not available in the
 8 next two available crop years, as determined by the Sec-
 9 retary: *Provided further*, That, not later than 120 days
 10 after the end of fiscal year 2019, the Secretary shall sub-
 11 mit a report to the Congress specifying the type, amount,
 12 and method of such assistance by state and territory: *Pro-*
 13 *vided further*, That such amount is designated by the Con-
 14 gress as being for an emergency requirement pursuant to
 15 section 251(b)(2)(A)(i) of the Balanced Budget and
 16 Emergency Deficit Control Act of 1985.

17 FARM SERVICE AGENCY

18 EMERGENCY FOREST RESTORATION PROGRAM

19 For an additional amount for the “Emergency Forest
 20 Restoration Program”, for necessary expenses related to
 21 the consequences of Hurricanes Michael and Florence and
 22 wildfires occurring in calendar year 2018, and other nat-
 23 ural disasters, \$480,000,000, to remain available until ex-
 24 pended: *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.

3 NATURAL RESOURCES CONSERVATION SERVICE

4 WATERSHED AND FLOOD PREVENTION OPERATIONS

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

15 RURAL DEVELOPMENT

16 RURAL COMMUNITY FACILITIES PROGRAM ACCOUNT

17 For an additional amount for the cost of grants for
 18 rural community facilities programs as authorized by sec-
 19 tion 306 and described in section 381E(d)(1) of the Con-
 20 solidated Farm and Rural Development Act, for necessary
 21 expenses related to the consequences of Hurricanes Mi-
 22 chael and Florence and wildfires occurring in calendar
 23 year 2018, and other natural disasters, \$150,000,000, to
 24 remain available until expended: *Provided*, That sections
 25 381E-H and 381N of the Consolidated Farm and Rural

1 Development Act are not applicable to the funds made
2 available under this heading: *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 GENERAL PROVISIONS—THIS TITLE

8 SEC. 101. In addition to other amounts made avail-
9 able by section 309 of Public Law 115-72, there is hereby
10 appropriated \$600,000,000 for the Secretary of Agri-
11 culture to provide a grant to the Commonwealth of Puerto
12 Rico for disaster nutrition assistance in response to Presi-
13 dentially declared major disasters and emergencies: *Pro-*
14 *vided*, That the funds made available to the Common-
15 wealth of Puerto Rico under this section shall remain
16 available for obligation by the Commonwealth until Sep-
17 tember 30, 2020, and shall be in addition to funds other-
18 wise made available: *Provided further*, That such amount
19 is designated by the Congress as being for an emergency
20 requirement pursuant to section 251(b)(2)(A)(i) of the
21 Balanced Budget and Emergency Deficit Control Act of
22 1985.

23 SEC. 102. In addition to amounts otherwise made
24 available, out of the funds made available under section
25 18 of Food and Nutrition Act of 2008, \$10,200,000 shall

1 be available for the Secretary to provide a grant to the
2 Commonwealth of the Northern Mariana Islands for dis-
3 aster nutrition assistance in response to the Presidentially
4 declared major disasters and emergencies: *Provided*, That
5 funds made available to the Commonwealth of the North-
6 ern Mariana Islands under this section shall remain avail-
7 able for obligation by the Commonwealth until September
8 30, 2020: *Provided further*, That such amount is des-
9 ignated by the Congress as being for an emergency re-
10 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
11 anced Budget and Emergency Deficit Control Act of 1985.

12 SEC. 103. For purposes of administering title I of
13 subdivision 1 of division B of the Bipartisan Budget Act
14 of 2018 (Public Law 115–123), losses to agricultural pro-
15 ducers resulting from hurricanes shall also include losses
16 of peach and blueberry crops in calendar year 2017 due
17 to extreme cold: *Provided*, That the amounts provided by
18 this section are designated by the Congress as being for
19 an emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985: *Provided further*, That
22 amounts repurposed under this heading that were pre-
23 viously designated by the Congress as an emergency re-
24 quirement pursuant to the Balanced Budget and Emer-
25 gency Deficit Control Act of 1985 are designated by the

1 Congress as an emergency requirement pursuant to sec-
2 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
3 gency Deficit Control Act of 1985.

4 SEC. 104. (a)(1) Except as provided in paragraph
5 (2), a person or legal entity is not eligible to receive a
6 payment under the Market Facilitation Program estab-
7 lished pursuant to the Commodity Credit Corporation
8 Charter Act (15 U.S.C. 714 et seq.) if the average ad-
9 justed gross income of such person or legal entity is great-
10 er than \$900,000.

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

15 (b) A person or legal entity may not receive a pay-
16 ment under the Market Facilitation Program described in
17 subsection (a)(1), directly or indirectly, of more than
18 \$125,000.

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

23 (d) The amount provided by this section is designated
24 by the Congress as being for an emergency requirement

1 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
 2 et and Emergency Deficit Control Act of 1985.

3 TITLE II

4 DEPARTMENT OF COMMERCE

5 ECONOMIC DEVELOPMENT ADMINISTRATION

6 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

7 (INCLUDING TRANSFERS OF FUNDS)

8 Pursuant to section 703 of the Public Works and
 9 Economic Development Act (42 U.S.C. 3233), for an addi-
 10 tional amount for “Economic Development Assistance
 11 Programs” for necessary expenses related to flood mitiga-
 12 tion, disaster relief, long-term recovery, and restoration of
 13 infrastructure in areas that received a major disaster des-
 14 ignation as a result of Hurricanes Florence, Michael, and
 15 Lane, Typhoons Yutu and Mangkhut, and of wildfires, vol-
 16 canic eruptions, earthquakes, and other natural disasters
 17 occurring in calendar year 2018 under the Robert T. Staf-
 18 ford Disaster Relief and Emergency Assistance Act (42
 19 U.S.C. 5121 et seq.), \$600,000,000, to remain available
 20 until expended: *Provided*, 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: *Provided*
 24 *further*, That within the amount appropriated, up to 2 per-
 25 cent of funds may be transferred to the “Salaries and Ex-

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

7 NATIONAL OCEANIC AND ATMOSPHERIC

8 ADMINISTRATION

9 OPERATIONS, RESEARCH, AND FACILITIES

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

15 (1) \$3,000,000 for repair and replacement of
 16 observing assets, real property, and equipment;

17 (2) \$11,000,000 for marine debris assessment
 18 and removal;

19 (3) \$31,570,000 for mapping, charting, and ge-
 20 odesy services;

21 (4) \$25,000,000 to improve: (a) hurricane in-
 22 tensity forecasting, including through deployment of
 23 unmanned ocean observing platforms and enhanced
 24 data assimilation; (b) flood prediction, forecasting,

1 and mitigation capabilities; and (c) wildfire pre-
2 diction, detection, and forecasting; and

3 (5) \$50,000,000 for Title IX Fund grants as
4 authorized under section 906(c) of division O of
5 Public Law 114–113:

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

15 PROCUREMENT, ACQUISITION AND CONSTRUCTION

16 For an additional amount for “Procurement, Acquisi-
17 tion and Construction”, \$25,000,000, to remain available
18 until September 30, 2021, for improvements to oper-
19 ational and research weather supercomputing infrastruc-
20 ture and satellite ground services used for hurricane inten-
21 sity and track prediction; flood prediction, forecasting, and
22 mitigation; and wildfire prediction, detection, and fore-
23 casting: *Provided*, That such amount is designated by the
24 Congress as being for an emergency requirement pursuant
25 to section 251(b)(2)(A)(i) of the Balanced Budget and

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

7 FISHERIES DISASTER ASSISTANCE

8 For an additional amount for “Fisheries Disaster As-
 9 sistance” for necessary expenses associated with the miti-
 10 gation of fishery disasters, \$150,000,000, to remain avail-
 11 able until expended: *Provided*, That funds shall be used
 12 for mitigating the effects of commercial fishery failures
 13 and fishery resource disasters declared by the Secretary
 14 of Commerce, including those declared by the Secretary
 15 to be a direct result of Hurricanes Florence and Michael
 16 and Typhoons Yutu and Mangkhut: *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.

21 DEPARTMENT OF JUSTICE

22 UNITED STATES MARSHALS SERVICE

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 Hurricanes Florence and Michael and Ty-
 2 phoon Yutu, \$1,336,000: *Provided*, That such amount is
 3 designated by the Congress as being for an emergency re-
 4 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 5 anced Budget and Emergency Deficit Control Act of 1985.

6 FEDERAL PRISON SYSTEM

7 BUILDINGS AND FACILITIES

8 For an additional amount for “Buildings and Facili-
 9 ties” for necessary expenses related to the consequences
 10 of Hurricanes Florence and Michael and Typhoon Yutu,
 11 \$28,400,000, to remain available until expended: *Pro-*
 12 *vided*, That such amount is designated by the Congress
 13 as being for an emergency requirement pursuant to sec-
 14 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
 15 gency Deficit Control Act of 1985.

16 RELATED AGENCIES

17 LEGAL SERVICES CORPORATION

18 PAYMENT TO THE LEGAL SERVICES CORPORATION

19 For an additional amount for “Payment to the Legal
 20 Services Corporation” to carry out the purposes of the
 21 Legal Services Corporation Act by providing for necessary
 22 expenses related to the consequences of Hurricanes Flor-
 23 ence, Michael, and Lane, Typhoons Yutu and Mangkhut,
 24 and calendar year 2018 wildfires, volcanic eruptions, and
 25 earthquakes, \$15,000,000: *Provided*, That such amount is

1 designated 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:
 4 *Provided further*, That none of the funds appropriated in
 5 this Act to the Legal Services Corporation shall be ex-
 6 pended for any purpose prohibited or limited by, or con-
 7 trary to any of the provisions of, sections 501, 502, 503,
 8 504, 505, and 506 of Public Law 105–119, and all funds
 9 appropriated in this Act to the Legal Services Corporation
 10 shall be subject to the same terms and conditions set forth
 11 in such sections, except that all references in sections 502
 12 and 503 to 1997 and 1998 shall be deemed to refer in-
 13 stead to 2018 and 2019, respectively, and except that sec-
 14 tions 501 and 503 of Public Law 104–134 (referenced by
 15 Public Law 105–119) shall not apply to the amount made
 16 available under this heading: *Provided further*, That, for
 17 the purposes of this Act, the Legal Services Corporation
 18 shall be considered an agency of the United States Gov-
 19 ernment.

20 TITLE III

21 DEPARTMENT OF DEFENSE

22 OPERATION AND MAINTENANCE, MARINE CORPS

23 For an additional amount for “Operation and Main-
 24 tenance, Marine Corps”, \$200,000,000, for necessary ex-
 25 penses related to the consequences of Hurricanes Michael

1 and Florence: *Provided*, That such amount is designated
2 by the Congress as being for an emergency requirement
3 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
4 et and Emergency Deficit Control Act of 1985.

5 OPERATION AND MAINTENANCE, AIR FORCE

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

13 TITLE IV

14 CORPS OF ENGINEERS—CIVIL

15 DEPARTMENT OF THE ARMY

16 INVESTIGATIONS

17 For an additional amount for “Investigations” for
18 necessary expenses related to the completion, or initiation
19 and completion, of flood and storm damage reduction, in-
20 cluding shore protection, studies which are currently au-
21 thorized or which are authorized after the date of enact-
22 ment of this Act, to reduce risk from future floods and
23 hurricanes, at full Federal expense, \$35,000,000, to re-
24 main available until expended, in States and insular areas
25 that were impacted by Hurricanes Florence and Michael,

1 Typhoon Mangkhut, Super Typhoon Yutu, and Tropical
 2 Storm Gita: *Provided*, That such amount is designated by
 3 the Congress as being for an emergency requirement pur-
 4 suant to section 251(b)(2)(A)(i) of the Balanced Budget
 5 and Emergency Deficit Control Act of 1985: *Provided fur-*
 6 *ther*, That the Assistant Secretary of the Army for Civil
 7 Works shall provide a monthly report directly to the Com-
 8 mittees on Appropriations of the House and the Senate
 9 detailing the allocation and obligation of these funds, in-
 10 cluding new studies selected to be initiated using funds
 11 provided under this heading, beginning not later than 60
 12 days after the enactment of this Act.

13 CONSTRUCTION

14 For an additional amount for “Construction” for nec-
 15 essary expenses, \$715,000,000, to remain available until
 16 expended, to construct flood and storm damage reduction,
 17 including shore protection, projects which are currently
 18 authorized or which are authorized after the date of enact-
 19 ment of this Act, and flood and storm damage reduction,
 20 including shore protection, projects which have signed
 21 Chief’s Reports as of the date of enactment of this Act
 22 or which are studied using funds provided under the head-
 23 ing “Investigations” if the Secretary determines such
 24 projects to be technically feasible, economically justified,
 25 and environmentally acceptable, in States and insular

1 areas that were impacted by Hurricanes Florence and Mi-
2 chael, Typhoon Mangkhut, Super Typhoon Yutu, and
3 Tropical Storm Gita: *Provided*, That projects receiving
4 funds provided in Public Law 115–123 shall not be eligible
5 for funding provided under this heading: *Provided further*,
6 That for projects receiving funding under this heading, the
7 provisions of Section 902 of the Water Resources Act of
8 1986 shall not apply to these funds: *Provided further*, That
9 the completion of ongoing construction projects receiving
10 funds provided under this heading shall be at full Federal
11 expense with respect to such funds: *Provided further*, That
12 using funds provided under this heading, the non-Federal
13 cash contribution for projects not eligible as ongoing con-
14 struction projects shall be financed in accordance with the
15 provisions of section 103(k) of Public Law 99–662 over
16 a period of 30 years from the date of completion of the
17 project or separable element: *Provided further*, That up to
18 \$25,000,000 of the funds made available under this head-
19 ing shall be used for continuing authorities projects to re-
20 duce the risk of flooding and storm damage: *Provided fur-*
21 *ther*, That any projects using funds appropriated under
22 this heading shall be initiated only after non-Federal inter-
23 ests have entered into binding agreements with the Sec-
24 retary requiring, where applicable, the non-Federal inter-
25 ests to pay 100 percent of the operation, maintenance, re-

1 pair, replacement, and rehabilitation costs of the project
2 and to hold and save the United States free from damages
3 due to the construction or operation and maintenance of
4 the project, except for damages due to the fault or neg-
5 ligence of the United States or its contractors: *Provided*
6 *further*, That such amount is designated by the Congress
7 as being for an emergency requirement pursuant to sec-
8 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
9 gency Deficit Control Act of 1985: *Provided further*, That
10 the Assistant Secretary of the Army for Civil Works shall
11 provide a monthly report directly to the Committees on
12 Appropriations of the House of Representatives and the
13 Senate detailing the allocation and obligation of these
14 funds, beginning not later than 60 days after the date of
15 the enactment of this Act.

16 MISSISSIPPI RIVER AND TRIBUTARIES

17 For an additional amount for “Mississippi River and
18 Tributaries” for necessary expenses to address emergency
19 situations at Corps of Engineers projects and rehabilitate
20 and repair damages to Corps of Engineers projects,
21 caused by natural disasters, \$225,000,000, to remain
22 available until expended: *Provided*, That such amount is
23 designated by the Congress as being for an emergency re-
24 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
25 anced Budget and Emergency Deficit Control Act of 1985:

1 *Provided further*, That the Assistant Secretary of the
2 Army for Civil Works shall provide a monthly report di-
3 rectly to the Committees on Appropriations of the House
4 of Representatives and the Senate detailing the allocation
5 and obligation of these funds, beginning not later than 60
6 days after the enactment of this Act.

7 OPERATION AND MAINTENANCE

8 For an additional amount for “Operation and Main-
9 tenance” for necessary expenses to dredge Federal naviga-
10 tion projects in response to, and repair damages to Corps
11 of Engineers Federal projects caused by, natural disasters,
12 \$245,000,000, to remain available until expended, of
13 which such sums as are necessary to cover the Federal
14 share of eligible operation and maintenance costs for
15 coastal harbors and channels, and for inland harbors shall
16 be derived from the Harbor Maintenance Trust Fund:
17 *Provided*, 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: *Provided further*, That
21 the Assistant Secretary of the Army for Civil Works shall
22 provide a monthly report directly to the Committees on
23 Appropriations of the House of Representatives and the
24 Senate detailing the allocation and obligation of these

1 funds, beginning not later than 60 days after the enact-
2 ment of this Act.

3 DEPARTMENT OF THE INTERIOR

4 CENTRAL UTAH PROJECT

5 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

6 For an additional amount for “Central Utah Project
7 Completion Account”, \$350,000, to be deposited into the
8 Utah Reclamation Mitigation and Conservation Account
9 for use by the Utah Reclamation Mitigation and Conserva-
10 tion Commission, to remain available until expended, for
11 expenses necessary in carrying out fire remediation activi-
12 ties related to wildfires in 2018: *Provided*, That such
13 amount is designated by the Congress as being for an
14 emergency requirement pursuant to section
15 251(b)(2)(A)(i) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 BUREAU OF RECLAMATION

18 WATER AND RELATED RESOURCES

19 For an additional amount for “Water and Related
20 Resources”, \$15,500,000, to remain available until ex-
21 pended, for fire remediation and suppression emergency
22 assistance related to wildfires in 2017 and 2018: *Provided*,
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 DEPARTMENT OF ENERGY

4 ENERGY PROGRAMS

5 ELECTRICITY DELIVERY

6 For an additional amount for “Electricity Delivery”,
7 \$15,500,000, to remain available until expended, for nec-
8 essary expenses related to the consequences of Hurricanes
9 Harvey, Irma, and Maria, and Super Typhoon Yutu, in-
10 cluding technical assistance related to electric grids: *Pro-*
11 *vided*, That such amount is designated by the Congress
12 as being for an emergency requirement pursuant to sec-
13 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
14 gency Deficit Control Act of 1985: *Provided further*, That
15 the Assistant Secretary of Electricity Delivery shall pro-
16 vide a monthly report to the Committees on Appropria-
17 tions of the House of Representatives and the Senate de-
18 tailing the allocation and obligation of these funds, begin-
19 ning not later than 60 days after the enactment of this
20 Act.

1 TITLE V
2 DEPARTMENT OF HOMELAND SECURITY
3 SECURITY, ENFORCEMENT, AND
4 INVESTIGATIONS
5 COAST GUARD
6 OPERATIONS AND SUPPORT

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

16 PROCUREMENT, CONSTRUCTION, AND IMPROVEMENTS

17 For an additional amount for “Procurement, Con-
18 struction, and Improvements” for necessary expenses re-
19 lated to the consequences of Hurricanes Michael, Flor-
20 ence, and Lane, Tropical Storm Gordon, and Typhoon
21 Mangkhut, \$476,755,000, to remain available until Sep-
22 tember 30, 2023: *Provided*, That such amount is des-
23 ignated by the Congress as being for an emergency re-
24 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
25 anced Budget and Emergency Deficit Control Act of 1985.

1 ENVIRONMENTAL COMPLIANCE AND RESTORATION

2 For an additional amount for “Environmental Com-
3 pliance and Restoration” for necessary expenses related
4 to the consequences of Hurricanes Michael and Florence,
5 \$2,000,000, to remain available until September 30, 2023:
6 *Provided*, That such amount is designated by the Congress
7 as being for an emergency requirement pursuant to sec-
8 tion 251(b)(2)(A)(i) of the Balanced Budget and Emer-
9 gency Deficit Control Act of 1985.

10 GENERAL PROVISIONS—THIS TITLE

11 SEC. 501. (a) IN GENERAL.—The Federal share of
12 assistance provided for DR-4336-PR, DR-4339-PR,
13 DR-4340-USVI and DR-4335-USVI under sections
14 403, 406 and 407 of the Robert T. Stafford Disaster Re-
15 lief and Emergency Assistance Act (42 U.S.C. 5170b and
16 5173) shall be 100 percent of the eligible costs under such
17 sections.

18 (b) APPLICABILITY.—The Federal share provided by
19 subsection (a) shall apply to disaster assistance applied
20 for before, on, or after the date of enactment of this Act.

21 SEC. 502. The Administrator of the Federal Emer-
22 gency Management Agency may provide assistance, pursu-
23 ant to section 428 of the Robert T. Stafford Disaster Re-
24 lief and Emergency Assistance Act (42 U.S.C. 5121 et
25 seq.), for critical services as defined in section 406 of the

1 Robert T. Stafford Disaster Relief and Emergency Assist-
 2 ance Act for the duration of the recovery for incidents
 3 DR-4404, DR-4396, and DR-4398 to—

4 (1) replace or restore the function of a facility
 5 or system to industry standards without regard to
 6 the pre-disaster condition of the facility or system;
 7 and

8 (2) replace or restore components of the facility
 9 or system not damaged by the disaster where nec-
 10 essary to fully effectuate the replacement or restora-
 11 tion of disaster-damaged components to restore the
 12 function of the facility or system to industry stand-
 13 ards.

14 TITLE VI

15 DEPARTMENT OF THE INTERIOR

16 UNITED STATES FISH AND WILDLIFE SERVICE

17 CONSTRUCTION

18 For an additional amount for “Construction” for nec-
 19 essary expenses related to the consequences of Hurricanes
 20 Florence, Lane, and Michael, and flooding associated with
 21 major declared disaster DR-4365, and calendar year 2018
 22 earthquakes, \$82,400,000, to remain available until ex-
 23 pended: *Provided*, That of this amount \$50,000,000 shall
 24 be used to restore and rebuild national wildlife refuges and
 25 increase the resiliency and capacity of coastal habitat and

1 infrastructure to withstand storms and reduce the amount
2 of damage caused by such storms: *Provided further*, That
3 such amount is designated by the Congress as being for
4 an emergency requirement pursuant to section
5 251(b)(2)(A)(i) of the Balanced Budget and Emergency
6 Deficit Control Act of 1985.

7 NATIONAL PARK SERVICE

8 HISTORIC PRESERVATION FUND

9 For an additional amount for the “Historic Preserva-
10 tion Fund” for necessary expenses related to the con-
11 sequences of Hurricanes Florence and Michael, and Ty-
12 phoon Yutu, \$50,000,000, to remain available until Sep-
13 tember 30, 2022, including costs to States and territories
14 necessary to complete compliance activities required by
15 section 306108 of title 54, United States Code (formerly
16 section 106 of the National Historic Preservation Act) and
17 costs needed to administer the program: *Provided*, That
18 grants shall only be available for areas that have received
19 a major disaster declaration pursuant to the Robert T.
20 Stafford Disaster Relief and Emergency Assistance Act
21 (42 U.S.C. 5121 et seq.): *Provided further*, That individual
22 grants shall not be subject to a non-Federal matching re-
23 quirement: *Provided further*, That such amount is des-
24 ignated by the Congress as being for 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 CONSTRUCTION

4 For an additional amount for “Construction” for nec-
 5 essary expenses related to the consequences of Hurricanes
 6 Florence and Michael, Typhoons Yutu and Mangkhut, and
 7 calendar year 2018 wildfires, earthquakes, and volcanic
 8 eruptions, \$78,000,000, to remain available until ex-
 9 pended: *Provided*, That such amount is designated by the
 10 Congress as being for an emergency requirement pursuant
 11 to section 251(b)(2)(A)(i) of the Balanced Budget and
 12 Emergency Deficit Control Act of 1985.

13 UNITED STATES GEOLOGICAL SURVEY

14 SURVEYS, INVESTIGATIONS, AND RESEARCH

15 For an additional amount for “Surveys, Investiga-
 16 tions, and Research” for necessary expenses related to the
 17 consequences of Hurricanes Florence and Michael, and
 18 calendar year 2018 wildfires, earthquake damage associ-
 19 ated with emergency declaration EM–3410, and in those
 20 areas impacted by a major disaster declared pursuant to
 21 the Robert T. Stafford Disaster Relief and Emergency As-
 22 sistance Act (42 U.S.C. 5121 et seq.) with respect to cal-
 23 endar year 2018 wildfires or volcanic eruptions,
 24 \$98,500,000, to remain available until expended: *Pro-*
 25 *vided*, That of this amount, \$72,310,000 is for costs re-

lated to the repair and replacement of equipment and facilities damaged by disasters in 2018: *Provided further*, That, not later than 90 days after enactment of this Act, the Survey shall submit a report to the Committees on Appropriations that describes the potential options to replace the facility damaged by the 2018 volcano disaster along with cost estimates and a description of how the Survey will provide direct access for monitoring volcanic activity and the potential threat to at-risk communities: *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.

DEPARTMENTAL OFFICES

INSULAR AFFAIRS

ASSISTANCE TO TERRITORIES

For an additional amount for “Technical Assistance” for financial management expenses related to the consequences of Typhoon Yutu, \$2,000,000, to remain available until expended: *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.

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” for necessary expenses related to the consequences of major disasters declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) in 2018, \$1,000,000, to remain available until expended: *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.

ENVIRONMENTAL PROTECTION AGENCY

SCIENCE AND TECHNOLOGY

For an additional amount for “Science and Technology” for necessary expenses related to improving preparedness of the water sector, \$600,000, to remain available until expended: *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.

LEAKING UNDERGROUND STORAGE TANK TRUST FUND
PROGRAM

For an additional amount for “Leaking Underground Storage Tank Fund” for necessary expenses related to the

1 consequences of Hurricanes Florence and Michael, cal-
 2 endar year 2018 earthquakes, and Typhoon Yutu,
 3 \$1,500,000, to remain available until expended: *Provided*,
 4 That such amount is designated by the Congress as being
 5 for an emergency requirement pursuant to section
 6 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 7 Deficit Control Act of 1985.

8 STATE AND TRIBAL ASSISTANCE GRANTS

9 For additional amounts for “State and Tribal Assist-
 10 ance Grants” for necessary expenses related to the con-
 11 sequences of Hurricanes Florence and Michael and cal-
 12 endar year 2018 earthquakes for the hazardous waste fi-
 13 nancial assistance grants program, \$1,500,000, to remain
 14 available until expended; for necessary expenses related to
 15 the consequences of Typhoon Yutu for the hazardous
 16 waste financial assistance grants program and for other
 17 solid waste management activities, \$56,000,000, to remain
 18 available until expended, provided that none of these funds
 19 shall be subject to section 3011(b) of the Solid Waste Dis-
 20 posal Act; and for grants under section 106 of the Federal
 21 Water Pollution Control Act, \$5,000,000, to remain avail-
 22 able until expended, to address impacts of Hurricane Flor-
 23 ence, Hurricane Michael, Typhoon Yutu, and calendar
 24 year 2018 wildfires, notwithstanding subsections (b), (e),
 25 and (f), of such section: *Provided*, That such amounts are

1 designated 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.

4 For an additional amount for “State and Tribal As-
5 sistance Grants”, \$349,400,000 to remain available until
6 expended, of which \$53,300,000 shall be for capitalization
7 grants for the Clean Water State Revolving Funds under
8 title VI of the Federal Water Pollution Control Act, and
9 of which \$296,100,000 shall be for capitalization grants
10 under section 1452 of the Safe Drinking Water Act: *Pro-*
11 *vided*, That notwithstanding section 604(a) of the Federal
12 Water Pollution Control Act and section 1452(a)(1)(D) of
13 the Safe Drinking Water Act, funds appropriated herein
14 shall be provided to States in EPA Regions 4, 9, and 10
15 in amounts determined by the Administrator for waste-
16 water treatment works and drinking water facilities im-
17 pacted by Hurricanes Florence and Michael, Typhoon
18 Yutu, and calendar year 2018 wildfires and earthquakes:
19 *Provided further*, That notwithstanding the requirements
20 of section 603(i) of the Federal Water Pollution Control
21 Act and section 1452(d) of the Safe Drinking Water Act,
22 for the funds appropriated herein, each State shall use not
23 less than 20 percent but not more than 30 percent amount
24 of its capitalization grants to provide additional subsidiza-
25 tion to eligible recipients in the form of forgiveness of prin-

1 cipal, negative interest loans or grants or any combination
2 of these: *Provided further*, That the Administrator shall
3 retain \$10,400,000 of the funds appropriated herein for
4 grants for drinking water facilities and waste water treat-
5 ment plants impacted by Typhoon Yutu: *Provided further*,
6 That the funds appropriated herein shall be used for eligi-
7 ble projects whose purpose is to reduce flood or fire dam-
8 age risk and vulnerability or to enhance resiliency to rapid
9 hydrologic change or natural disaster at treatment works
10 as defined by section 212 of the Federal Water Pollution
11 Control Act or any eligible facilities under section 1452
12 of the Safe Drinking Water Act, and for other eligible
13 tasks at such treatment works or facilities necessary to
14 further such purposes: *Provided further*, That the Admin-
15 istrator of the Environmental Protection Agency may re-
16 tain up to \$1,000,000 of the funds appropriated herein
17 for management and oversight: *Provided further*, That
18 such amount is designated by the Congress as being for
19 an emergency requirement pursuant to section
20 251(b)(2)(A)(i) of the Balanced Budget and Emergency
21 Deficit Control Act of 1985.

22 In addition, for an additional amount for “State and
23 Tribal Assistance Grants”, \$500,000,000, to remain avail-
24 able until expended, of which \$261,000,000 shall be for
25 capitalization grants for the Clean Water State Revolving

1 Funds under title VI of the Federal Water Pollution Con-
2 trol Act, and of which \$239,000,000 shall be for capital-
3 ization grants under section 1452 of the Safe Drinking
4 Water Act: *Provided*, That notwithstanding section 604(a)
5 of the Federal Water Pollution Control Act and section
6 1452(a)(1)(D) of the Safe Drinking Water Act, funds ap-
7 propriated herein shall be provided to States or Territories
8 in EPA Regions 2, 4 and 6 in amounts determined by
9 the Administrator for wastewater and drinking water
10 treatment works and facilities impacted by Hurricanes
11 Harvey, Irma, and Maria: *Provided further*, That, for Re-
12 gion 2, such funds allocated from funds appropriated here-
13 in shall not be subject to the matching or cost share re-
14 quirements of sections 602(b)(2), 602(b)(3) of the Federal
15 Water Pollution Control Act nor the matching require-
16 ments of section 1452(e) of the Safe Drinking Water Act:
17 *Provided further*, That, for Region 2, notwithstanding the
18 requirements of section 603(i) of the Federal Water Pollu-
19 tion Control Act and section 1452(d) of the Safe Drinking
20 Water Act, each State and Territory shall use the full
21 amount of its capitalization grants allocated from funds
22 appropriated herein to provide additional subsidization to
23 eligible recipients in the form of forgiveness of principal,
24 negative interest loans or grants or any combination of
25 these: *Provided further*, That, for Regions 4 and 6, not-

1 withstanding the requirements of section 603(i) of the
2 Federal Water Pollution Control Act and section 1452(d)
3 of the Safe Drinking Water Act, for the funds allocated,
4 each State shall use not less than 20 percent but not more
5 than 30 percent amount of its capitalization grants allo-
6 cated from funds appropriated herein to provide additional
7 subsidization to eligible recipients in the form of forgive-
8 ness of principal, negative interest loans or grants or any
9 combination of these: *Provided further*, That the Adminis-
10 trator shall retain \$74,600,000 of the funds appropriated
11 herein for grants to any state or territory that has not
12 established a water pollution control revolving fund pursu-
13 ant to title VI of the Federal Water Pollution Control Act
14 or section 1452 of the Safe Drinking Water Act for drink-
15 ing water facilities and waste water treatment plants im-
16 pacted by Hurricanes Irma and Maria: *Provided further*,
17 That the funds appropriated herein shall only be used for
18 eligible projects whose purpose is to reduce flood damage
19 risk and vulnerability or to enhance resiliency to rapid hy-
20 drologic change or a natural disaster at treatment works
21 as defined by section 212 of the Federal Water Pollution
22 Control Act or any eligible facilities under section 1452
23 of the Safe Drinking Water Act, and for other eligible
24 tasks at such treatment works or facilities necessary to
25 further such purposes: *Provided further*, That, for Region

1 2, notwithstanding section 603(d)(2) of the Federal Water
 2 Pollution Control Act and section 1452(f)(2) of the Safe
 3 Drinking Water Act, funds allocated from funds appro-
 4 priated herein may be used to make loans or to buy, refi-
 5 nance or restructure the debt obligations of eligible recipi-
 6 ents only where such debt was incurred on or after Sep-
 7 tember 20, 2017: *Provided further*, That the Adminis-
 8 trator of the Environmental Protection Agency may retain
 9 up to \$1,000,000 of the funds appropriated herein for
 10 management and oversight: *Provided further*, 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 RELATED AGENCIES

16 DEPARTMENT OF AGRICULTURE

17 FOREST SERVICE

18 FOREST AND RANGELAND RESEARCH

19 For an additional amount for “Forest and Rangeland
 20 Research” for necessary expenses related to the con-
 21 sequences of Hurricanes Florence and Michael, and the
 22 calendar year 2018 wildfires, \$1,000,000, to remain avail-
 23 able until expended for the forest inventory and analysis
 24 program: *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.

3 STATE AND PRIVATE FORESTRY

4 For an additional amount for “State and Private
5 Forestry” for necessary expenses related to the con-
6 sequences of Hurricanes Florence and Michael, and the
7 calendar year 2018 wildfires, \$2,000,000, to remain avail-
8 able until expended: *Provided*, That such amount is des-
9 ignated by the Congress as being for an emergency re-
10 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
11 anced Budget and Emergency Deficit Control Act of 1985.

12 NATIONAL FOREST SYSTEM

13 For an additional amount for “National Forest Sys-
14 tem” for necessary expenses related to the consequences
15 of Hurricanes Florence and Michael, and the calendar
16 year 2018 wildfires, \$63,960,000, to remain available
17 until expended: *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 CAPITAL IMPROVEMENT AND MAINTENANCE

22 For an additional amount for “Capital Improvement
23 and Maintenance” for necessary expenses related to the
24 consequences of Hurricanes Florence and Michael, and the
25 calendar year 2018 wildfires, \$36,040,000, to remain

1 available until expended: *Provided*, That such amount is
 2 designated 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 WILDLAND FIRE MANAGEMENT

6 (INCLUDING TRANSFER OF FUNDS)

7 For an additional amount for “Wildland Fire Man-
 8 agement”, \$720,271,000, to remain available through
 9 September 30, 2022, for urgent wildland fire suppression
 10 operations: *Provided*, That such funds shall be solely avail-
 11 able to be transferred to and merged with other appropria-
 12 tions accounts from which funds were previously trans-
 13 ferred for wildland fire suppression in fiscal year 2018 to
 14 fully repay those amounts: *Provided further*, That such
 15 amount is designated by the Congress as an emergency
 16 requirement pursuant to section 251(b)(2)(A)(i) of the
 17 Balanced Budget and Emergency Deficit Control Act of
 18 1985.

19 DEPARTMENT OF HEALTH AND HUMAN
 20 SERVICES

21 NATIONAL INSTITUTES OF HEALTH

22 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH
 23 SCIENCES

24 For an additional amount for “National Institute of
 25 Environmental Health Sciences” for necessary expenses in

1 carrying out activities set forth in section 311(a) of the
 2 Comprehensive Environmental Response, Compensation,
 3 and Liability Act of 1980 (42 U.S.C. 9660(a)) and section
 4 126(g) of the Superfund Amendments and Reauthoriza-
 5 tion Act of 1986 related to the consequences of major dis-
 6 asters declared pursuant to the Robert T. Stafford Dis-
 7 aster Relief and Emergency Assistance Act (42 U.S.C.
 8 5121 et seq.) in 2018, \$1,000,000, to remain available
 9 until expended: *Provided*, That such amount is designated
 10 by the Congress as being for an emergency requirement
 11 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
 12 et and Emergency Deficit Control Act of 1985.

13 GENERAL PROVISION—THIS TITLE

14 SEC. 601. Not later than 45 days after the date of
 15 enactment of this Act, the agencies receiving funds appro-
 16 priated by this title shall provide a detailed operating plan
 17 of anticipated uses of funds made available in this title
 18 by State and Territory, and by program, project, and ac-
 19 tivity, to the Committees on Appropriations: *Provided*,
 20 That no such funds shall be obligated before the operating
 21 plans are provided to the Committees: *Provided further*,
 22 That such plans shall be updated, including obligations to
 23 date, and submitted to the Committees on Appropriations
 24 every 60 days until all such funds are expended.

1 TITLE VII
2 DEPARTMENT OF LABOR
3 EMPLOYMENT AND TRAINING ADMINISTRATION
4 TRAINING AND EMPLOYMENT SERVICES
5 (INCLUDING TRANSFER OF FUNDS)
6 For an additional amount for “Training and Employ-
7 ment Services”, \$50,000,000, for the dislocated workers
8 assistance national reserve for necessary expenses directly
9 related to the consequences of Hurricanes Florence and
10 Michael, Typhoon Mangkhut, Super Typhoon Yutu, or the
11 California wildfires occurring in calendar year 2018, to re-
12 main available through September 30, 2020: *Provided*,
13 That the Secretary of Labor may transfer up to
14 \$1,000,000 of such funds to any other Department of
15 Labor account for reconstruction and recovery needs, in-
16 cluding worker protection activities: *Provided further*, That
17 these sums may be used to replace grant funds previously
18 obligated to the impacted areas: *Provided further*, That of
19 the amount provided, up to \$500,000, to remain available
20 until expended, shall be transferred to “Office of Inspector
21 General” for oversight of activities responding to such con-
22 sequences: *Provided further*, That such amount is des-
23 ignated by the Congress as being for an emergency re-
24 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
25 anced Budget and Emergency Deficit Control Act of 1985.

1 DEPARTMENT OF HEALTH AND HUMAN
2 SERVICES
3 SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES
4 ADMINISTRATION
5 HEALTH SURVEILLANCE AND PROGRAM SUPPORT

6 For an additional amount for “Health Surveillance
7 and Program Support”, \$30,000,000, to remain available
8 until September 30, 2019, for grants, contracts and coop-
9 erative agreements for behavioral health treatment, crisis
10 counseling, and other related helplines, and for other simi-
11 lar programs to provide support to individuals impacted
12 by Hurricanes Florence and Michael, Typhoon Mangkhut,
13 Super Typhoon Yutu, and the California wildfires occur-
14 ring in 2018 in those areas for which a major disaster
15 or emergency has been declared under section 401 or 501
16 of the Robert T. Stafford Disaster Relief and Emergency
17 Assistance Act (42 U.S.C. 5170 and 5191): *Provided*,
18 That obligations incurred for the purposes provided herein
19 prior to the date of enactment of this Act may be charged
20 to funds appropriated under this heading: *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 ADMINISTRATION FOR CHILDREN AND FAMILIES

2 SOCIAL SERVICES BLOCK GRANT

3 For an additional amount for “Social Services Block
4 Grant”, \$250,000,000, which shall remain available
5 through September 30, 2020, for necessary expenses di-
6 rectly related to the consequences of Hurricanes Florence
7 and Michael, Typhoon Mangkhut, Super Typhoon Yutu,
8 and the California wildfires in 2018 in those areas for
9 which a major disaster or emergency has been declared
10 under section 401 or 501 of the Robert T. Stafford Dis-
11 aster Relief and Emergency Assistance Act (42 U.S.C.
12 5170 and 5191): *Provided*, That notwithstanding section
13 2002 of the Social Security Act, the distribution of such
14 amount shall be limited to States directly affected by these
15 events: *Provided further*, That the time limits in section
16 2002(c) of the Social Security Act shall not apply to funds
17 appropriated in this paragraph that are used for renova-
18 tion, repair or construction: *Provided further*, That funds
19 appropriated in this paragraph are in addition to the enti-
20 tlement grants authorized by section 2002(a)(1) of the So-
21 cial Security Act and shall not be available for such enti-
22 tlement grants: *Provided further*, That in addition to other
23 uses permitted by title XX of the Social Security Act,
24 funds appropriated in this paragraph may be used for
25 health services (including mental health services), and for

1 costs of renovating, repairing, and construction of health
 2 care facilities (including mental health facilities), child
 3 care centers, and other social services facilities: *Provided*
 4 *further*, That of the amount provided, up to \$1,000,000,
 5 to remain available until expended, shall be transferred to
 6 “Office of the Secretary—Office of Inspector General” for
 7 oversight of activities responding to such hurricanes, ty-
 8 phoons, and wildfires: *Provided further*, That funds appro-
 9 priated in this paragraph shall not be available for costs
 10 that are reimbursed by the Federal Emergency Manage-
 11 ment Agency, under a contract for insurance, or by self-
 12 insurance: *Provided further*, That obligations incurred for
 13 the purposes provided herein prior to the date of enact-
 14 ment of this Act may be charged to funds appropriated
 15 under this heading: *Provided further*, That up to
 16 \$3,000,000 may be used to supplement amounts available
 17 for the necessary expenses of administering subtitle A of
 18 title XX of the Social Security Act: *Provided further*, That
 19 such amount is designated by the Congress as being for
 20 an emergency requirement pursuant to section
 21 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 22 Deficit Control Act of 1985.

23 CHILDREN AND FAMILIES SERVICES PROGRAMS

24 For an additional amount for “Children and Families
 25 Services Programs”, \$60,000,000, to remain available

1 until September 30, 2021, for Head Start programs, in-
2 cluding making payments under the Head Start Act, for
3 necessary expenses directly related to the consequences of
4 Hurricanes Florence and Michael, Typhoon Mangkhut,
5 Super Typhoon Yutu, and the California wildfires in 2018
6 in those areas for which a major disaster or emergency
7 has been declared under section 401 or 501 of the Robert
8 T. Stafford Disaster Relief and Emergency Assistance Act
9 (42 U.S.C. 5170 and 5191): *Provided*, That none of the
10 funds appropriated in this paragraph shall be included in
11 the calculation of the “base grant” in subsequent fiscal
12 years, as such term is defined in sections 640(a)(7)(A),
13 641A(h)(1)(B), or 645(d)(3) of the Head Start Act: *Pro-*
14 *vided further*, That funds appropriated in this paragraph
15 are not subject to the allocation requirements of section
16 640(a) of the Head Start Act: *Provided further*, That
17 funds appropriated in this paragraph shall not be available
18 for costs that are reimbursed by the Federal Emergency
19 Management Agency, under a contract for insurance, or
20 by self-insurance: *Provided further*, That up to \$2,000,000
21 shall be available for Federal administrative expenses:
22 *Provided further*, That obligations incurred for the pur-
23 poses provided herein prior to the date of enactment of
24 this Act may be charged to funds appropriated under this
25 heading: *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 EDUCATION RECOVERY

6 (INCLUDING TRANSFER OF FUNDS)

7 For an additional amount for “Education Recovery”
 8 for necessary expenses related to the consequences of Hur-
 9 ricanes Florence and Michael, Typhoon Mangkhut, Super
 10 Typhoon Yutu, the California wildfires in 2018, the No-
 11 vember 2018 Anchorage Earthquake or the volcanic erup-
 12 tion and earthquakes in Hawaii in 2018 in those areas
 13 for which a major disaster or emergency has been declared
 14 under section 401 or 501 of the Robert T. Stafford Dis-
 15 aster Relief and Emergency Assistance Act (42 U.S.C.
 16 5170 and 5191) (referred to under this heading as a “cov-
 17 ered disaster or emergency”), \$165,000,000, to remain
 18 available through September 30, 2019: *Provided*, That
 19 such amount is designated by the Congress as being for
 20 an emergency requirement pursuant to section
 21 251(b)(2)(A)(i) of the Balanced Budget and Emergency
 22 Deficit Control Act of 1985: *Provided further*, That such
 23 assistance may be provided through any of the programs
 24 authorized under this heading in division B of title VIII
 25 of Public Law 115–123 (as amended by Public Law 115–

1 141), as determined by the Secretary of Education, and
 2 subject to the terms and conditions that applied to those
 3 programs, except that references to dates and school years
 4 in Public Law 115–123 shall be deemed to be the cor-
 5 responding dates and school years for the covered disaster
 6 or emergency: *Provided further*, That the Secretary of
 7 Education may determine the amounts to be used for each
 8 such program and shall notify the Committees on Appro-
 9 priations of the House of Representatives and the Senate
 10 of these amounts not later than 7 days prior to obligation:
 11 *Provided further*, \$2,000,000 of the funds made available
 12 under this heading, to remain available until expended,
 13 shall be transferred to the Office of the Inspector General
 14 of the Department of Education for oversight of activities
 15 supported with funds appropriated under this heading,
 16 and up to \$1,000,000 of the funds made available under
 17 this heading shall be for program administration.

18 GENERAL PROVISIONS—THIS TITLE

19 SEC. 701. (a) Section 1108(g)(5) of the Social Secu-
 20 rity Act (42 U.S.C. 1308(g)(5)) is amended—

- 21 (1) in subparagraph (A), by striking “and (E)”
 22 and inserting “(E), and (F)”;
 23 (2) in subparagraph (C), in the matter pre-
 24 ceding clause (i), by striking “and (E)” and insert-
 25 ing “and (F)”;

1 (3) by redesignating subparagraph (E) as sub-
2 paragraph (F);

3 (4) by inserting after subparagraph (D), the
4 following:

5 “(E) Subject to subparagraph (F), for the
6 period beginning January 1, 2019, and ending
7 September 30, 2019, the amount of the in-
8 crease otherwise provided under subparagraph
9 (A) for the Northern Mariana Islands shall be
10 further increased by \$20,000,000.”; and

11 (5) in subparagraph (F) (as redesignated by
12 paragraph (3) of this section)—

13 (A) by striking “title XIX, during” and in-
14 serting “title XIX—

15 “(i) during”;

16 (B) by striking “and (D)” and inserting “,
17 (D), and (E)”;

18 (C) by striking “and the Virgin Islands”
19 each place it appears and inserting “, the Vir-
20 gin Islands, and the Northern Mariana Is-
21 lands”;

22 (D) by striking the period at the end and
23 inserting “; and”; and

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

1 “(ii) for the period beginning January
2 1, 2019, and ending September 30, 2019,
3 with respect to payments to Guam and
4 American Samoa from the additional funds
5 provided under subparagraph (A), the Sec-
6 retary shall increase the Federal medical
7 assistance percentage or other rate that
8 would otherwise apply to such payments to
9 100 percent.”.

10 (b) The amounts provided by the amendments made
11 by subsection (a) are designated by the Congress as being
12 for an emergency requirement pursuant to section
13 251(b)(2)(A)(i) of the Balanced Budget and Emergency
14 Deficit Control Act of 1985.

15 SEC. 702. Not later than 30 days after the date of
16 enactment of this Act, the Secretaries of Labor, Health
17 and Human Services, and Education shall provide a de-
18 tailed spend plan of anticipated uses of funds made avail-
19 able in this title, including estimated personnel and admin-
20 istrative costs, to the Committees on Appropriations: *Pro-*
21 *vided*, That such plans shall be updated and submitted
22 to the Committees on Appropriations every 60 days until
23 all funds are expended or expire.

24 SEC. 703. The second proviso under the heading
25 “Hurricane Education Recovery” under the heading “De-

1 partment of Education” under title VIII of subdivision 1
2 of division B of the Bipartisan Budget Act of 2018 (Public
3 Law 115–123; 132 Stat. 95) is amended—

4 (1) in paragraph (2)—

5 (A) in subparagraph (I), by striking “and”
6 after the semicolon; and

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

8 “(K) assistance provided to an eligible en-
9 tity under this heading, including assistance
10 provided to an eligible entity before the date of
11 enactment of the Supplemental Appropriations
12 Act, 2019, may be used by the eligible entity
13 for a purpose described in section 406 of the
14 Robert T. Stafford Disaster and Relief Emer-
15 gency Act (42 U.S.C. 5172), notwithstanding
16 section 102(e)(3) of title IV of division B of
17 Public Law 109–148 (119 Stat. 2794), if the
18 eligible entity will receive funds for that pur-
19 pose under such section 406; and

20 “(L) any duplicative Federal assistance
21 provided under this heading to an eligible entity
22 may be retained by the entity and used for
23 other activities to restart school operations in
24 accordance with this paragraph;”;

1 (2) in paragraph (9), by striking “and” after
2 the semicolon;

3 (3) by redesignating paragraph (10) as para-
4 graph (11); and

5 (4) by inserting after paragraph (9) the fol-
6 lowing:

7 “(10) amounts available under paragraph (4)
8 that exceed the amount required to meet the need
9 for such funds as determined by the Secretary as of
10 December 31, 2018, shall be available to carry out
11 paragraph (3); and”:

12 *Provided*, That amounts repurposed pursuant to this sec-
13 tion that were previously designated by the Congress as
14 an emergency requirement pursuant to the Balanced
15 Budget and Emergency Deficit Control Act are designated
16 by the Congress as being for an emergency requirement
17 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
18 et and Emergency Deficit Control Act of 1985.

19 TITLE VIII

20 LEGISLATIVE BRANCH

21 GOVERNMENT ACCOUNTABILITY OFFICE

22 SALARIES AND EXPENSES

23 For an additional amount for “Salaries and Ex-
24 penses”, \$10,000,000, to remain available until expended,
25 for audits and investigations related to Hurricanes Flor-

1 ence, Lane, and Michael, Typhoons Yutu and Mangkhut,
 2 the calendar year 2018 wildfires, earthquakes, and volcano
 3 eruptions, and other disasters declared pursuant to the
 4 Robert T. Stafford Disaster Relief and Emergency Assist-
 5 ance Act (42 U.S.C. 5121 et seq.): *Provided*, That, not
 6 later than 90 days after the date of enactment of this Act,
 7 the Government Accountability Office shall submit to the
 8 Committees on Appropriations of the House of Represent-
 9 atives and the Senate a spend plan specifying funding esti-
 10 mates for audits and investigations of any such declared
 11 disasters occurring in 2018 and identifying funding esti-
 12 mates or carryover balances, if any, that may be available
 13 for audits and investigations of any other such declared
 14 disasters: *Provided further*, That such amount is des-
 15 ignated by the Congress as being for an emergency re-
 16 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 17 anced Budget and Emergency Deficit Control Act of 1985.

18 TITLE IX

19 DEPARTMENT OF DEFENSE

20 MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

21 For an additional amount for “Military Construction,
 22 Navy and Marine Corps”, \$115,000,000, to remain avail-
 23 able until September 30, 2023, for planning and design
 24 related to the consequences of Hurricanes Florence and
 25 Michael on Navy and Marine Corps installations: *Pro-*

1 *vided*, That none of the funds shall be available for obliga-
 2 tion until the Committees on Appropriations of the House
 3 of Representatives and the Senate receive a master plan
 4 for the installations and a form 1391 for each specific
 5 project: *Provided further*, That, not later than 60 days
 6 after enactment of this Act, the Secretary of the Navy,
 7 or his designee, shall submit to the Committees on Appro-
 8 priations of the House of Representatives and the Senate
 9 a detailed expenditure plan for funds provided under this
 10 heading: *Provided further*, That such amount is designated
 11 by the Congress as being for an emergency requirement
 12 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
 13 et and Emergency Deficit Control Act of 1985.

14 MILITARY CONSTRUCTION, AIR FORCE

15 For an additional amount for “Military Construction,
 16 Air Force”, \$700,000,000, to remain available until Sep-
 17 tember 30, 2023, for planning and design, and construc-
 18 tion expenses related to the consequences of Hurricane
 19 Michael: *Provided*, That none of the funds shall be avail-
 20 able for obligation until the Committees on Appropriations
 21 of the House of Representatives and the Senate receive
 22 a basing plan and future mission requirements for instal-
 23 lations significantly damaged by Hurricane Michael: *Pro-*
 24 *vided further*, That, not later than 60 days after enact-
 25 ment of this Act, the Secretary of the Air Force, or his

1 designee, shall submit to the Committees on Appropria-
2 tions of the House of Representatives and the Senate a
3 detailed expenditure plan for funds provided under this
4 heading: *Provided further*, That such amount is designated
5 by the Congress as being for an emergency requirement
6 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
7 et and Emergency Deficit Control Act of 1985.

8 MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

9 For an additional amount for “Military Construction,
10 Army National Guard”, \$42,400,000, to remain available
11 until September 30, 2023, for necessary expenses related
12 to the consequences of Hurricanes Florence and Michael:
13 *Provided*, That none of the funds shall be available for
14 obligation until the Committees on Appropriations of the
15 House of Representatives and the Senate receive form
16 1391 for each specific request: *Provided further*, That, not
17 later than 60 days after enactment of this Act, the Direc-
18 tor of the Army National Guard, or his designee, shall
19 submit to the Committees on Appropriations of the House
20 of Representatives and the Senate a detailed expenditure
21 plan for funds provided under this heading: *Provided fur-*
22 *ther*, That such funds may be obligated or expended for
23 planning and design and military construction projects not
24 otherwise authorized by law: *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 DEPARTMENT OF VETERANS AFFAIRS

5 VETERANS HEALTH ADMINISTRATION

6 MEDICAL FACILITIES

7 (INCLUDING TRANSFER OF FUNDS)

8 For an additional amount for “Medical Facilities”,
9 \$3,000,000, to remain available until September 30, 2023,
10 for necessary expenses related to the consequences of Hur-
11 ricanes Florence and Michael and Typhoons Mangkhut
12 and Yutu: *Provided*, That the Secretary of Veterans Af-
13 fairs, upon determination that such action is necessary to
14 address needs as a result of the consequences of Hurri-
15 canes Florence and Michael and Typhoons Mangkhut and
16 Yutu, may transfer such funds to any discretionary ac-
17 count of the Department of Veterans Affairs: *Provided*
18 *further*, That before a transfer may take place, the Sec-
19 retary of Veterans Affairs shall submit notice thereof to
20 the Committee on Appropriations of the House of Rep-
21 resentatives and the Senate: *Provided further*, That none
22 of these funds shall be available for obligation until the
23 Secretary of Veterans Affairs submits to the Committees
24 on Appropriations of the House of Representatives and the
25 Senate a detailed expenditure plan for funds provided

1 under this heading: *Provided further*, That such amount
 2 is designated by the Congress as being for an emergency
 3 requirement pursuant to section 251(b)(2)(A)(i) of the
 4 Balanced Budget and Emergency Deficit Control Act of
 5 1985.

6 TITLE X

7 DEPARTMENT OF TRANSPORTATION

8 FEDERAL TRANSIT ADMINISTRATION

9 PUBLIC TRANSPORTATION EMERGENCY RELIEF PROGRAM

10 For an additional amount for the “Public Transpor-
 11 tation Emergency Relief Program” as authorized under
 12 section 5324 of title 49, United States Code, \$10,542,000
 13 to remain available until expended, for transit systems af-
 14 fected by major declared disasters occurring in calendar
 15 year 2018: *Provided*, That not more than three-quarters
 16 of 1 percent of the funds for public transportation emer-
 17 gency relief shall be available for administrative expenses
 18 and ongoing program management oversight as authorized
 19 under sections 5334 and 5338(f)(2) of such title and shall
 20 be in addition to any other appropriations for such pur-
 21 pose: *Provided further*, That such amount is designated
 22 by the Congress as being for an emergency requirement
 23 pursuant to section 251(b)(2)(A)(i) of the Balanced Budg-
 24 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”, \$1,160,000,000, 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 (except as otherwise
15 provided under this heading) pursuant to the Robert T.
16 Stafford Disaster Relief and Emergency Assistance Act
17 (42 U.S.C. 5121 et seq.): *Provided*, That funds shall be
18 awarded directly to the State, unit of general local govern-
19 ment, or Indian tribe (as such term is defined in section
20 102 of the Housing and Community Development Act of
21 1974) at the discretion of the Secretary: *Provided further*,
22 That of the amounts made available under this heading
23 that remain available, after the funds under this heading
24 and under the same heading in Public Law 115-254 have
25 been allocated to meet unmet needs for disasters that oc-

1 curred in 2018, up to \$100,000,000 shall be allocated to
2 meet unmet infrastructure needs for grantees that re-
3 ceived allocations for disasters that occurred in 2017 (ex-
4 cluding disasters specified in section 501(a) of title V of
5 this Act) under this heading of division B of Public Law
6 115-56 and title XI of Public Law 115-123: *Provided fur-*
7 *ther*, That of the amounts provided in the previous proviso,
8 the Secretary's unmet infrastructure needs determinations
9 shall not take into account mitigation-specific allocations:
10 *Provided further*, That any funds made available under
11 this heading and under the same heading in Public Law
12 115-254 that remain available, after the funds under such
13 headings have been allocated for necessary expenses for
14 activities authorized under such headings, shall be allo-
15 cated to grantees, for mitigation activities in the most im-
16 pacted and distressed areas resulting from a major dis-
17 aster that occurred in 2018: *Provided further*, That such
18 allocations shall be made in the same proportion that the
19 amount of funds each grantee received under this Act and
20 the same heading in division I of Public Law 115-254
21 bears to the amount of all funds provided to all grantees
22 that received allocations for disasters that occurred in
23 2018: *Provided further*, That of the amounts made avail-
24 able under the text preceding the first proviso under this
25 heading and under the same heading in Public Law 115-

1 254, the Secretary shall allocate to all such grantees an
2 aggregate amount not less than 33 percent of the sum
3 of such amounts of funds within 120 days after the enact-
4 ment of this Act based on the best available data, and
5 shall allocate no less than 100 percent of such funds by
6 no later than 180 days after the enactment of this Act:
7 *Provided further*, That the Secretary shall not prohibit the
8 use of funds made available under this heading and the
9 same heading in Public Law 115–254 for non-Federal
10 share as authorized by section 105(a)(9) of the Housing
11 and Community Development Act of 1974 (42 U.S.C.
12 5305(a)(9)): *Provided further*, That of the amounts made
13 available under this heading, grantees may establish grant
14 programs to assist small businesses for working capital
15 purposes to aid in recovery: *Provided further*, That as a
16 condition of making any grant, the Secretary shall certify
17 in advance that such grantee has in place proficient finan-
18 cial controls and procurement processes and has estab-
19 lished adequate procedures to prevent any duplication of
20 benefits as defined by section 312 of the Robert T. Staf-
21 ford Disaster Relief and Emergency Assistance Act (42
22 U.S.C. 5155), to ensure timely expenditure of funds, to
23 maintain comprehensive websites regarding all disaster re-
24 covery activities assisted with these funds, and to detect
25 and prevent waste, fraud, and abuse of funds: *Provided*

1 *further*, That with respect to any such duplication of bene-
2 fits, the Secretary and any grantee under this section shall
3 not take into consideration or reduce the amount provided
4 to any applicant for assistance from the grantee where
5 such applicant applied for and was approved, but declined
6 assistance related to such major disasters that occurred
7 in 2018 from the Small Business Administration under
8 section 7(b) of the Small Business Act (15 U.S.C. 636(b)):
9 *Provided further*, That the Secretary shall require grantees
10 to maintain on a public website information containing
11 common reporting criteria established by the Department
12 that permits individuals and entities awaiting assistance
13 and the general public to see how all grant funds are used,
14 including copies of all relevant procurement documents,
15 grantee administrative contracts and details of ongoing
16 procurement processes, as determined by the Secretary:
17 *Provided further*, That prior to the obligation of funds a
18 grantee shall submit a plan to the Secretary for approval
19 detailing the proposed use of all funds, including criteria
20 for eligibility and how the use of these funds will address
21 long-term recovery and restoration of infrastructure and
22 housing, economic revitalization, and mitigation in the
23 most impacted and distressed areas: *Provided further*,
24 That such funds may not be used for activities reimburs-
25 able by, or for which funds are made available by, the Fed-

1 eral Emergency Management Agency or the Army Corps
2 of Engineers: *Provided further*, That funds allocated under
3 this heading shall not be considered relevant to the non-
4 disaster formula allocations made pursuant to section 106
5 of the Housing and Community Development Act of 1974
6 (42 U.S.C. 5306): *Provided further*, That a State, unit of
7 general local government, or Indian tribe may use up to
8 5 percent of its allocation for administrative costs: *Pro-*
9 *vided further*, That the first proviso under this heading
10 in the Supplemental Appropriations for Disaster Relief
11 Requirements Act, 2018 (division I of Public Law 115–
12 254) is amended by striking “State or unit of general local
13 government” and inserting “State, unit of general local
14 government, or Indian tribe (as such term is defined in
15 section 102 of the Housing and Community Development
16 Act of 1974 (42 U.S.C. 5302))”: *Provided further*, That
17 the sixth proviso under this heading in the Supplemental
18 Appropriations for Disaster Relief Requirements Act,
19 2018 (division I of Public Law 115–254) is amended by
20 striking “State or subdivision thereof” and inserting
21 “State, unit of general local government, or Indian tribe
22 (as such term is defined in section 102 of the Housing
23 and Community Development Act of 1974 (42 U.S.C.
24 5302))”: *Provided further*, That in administering the
25 funds under this heading, the Secretary of Housing and

1 Urban Development may waive, or specify alternative re-
2 quirements for, any provision of any statute or regulation
3 that the Secretary administers in connection with the obli-
4 gation by the Secretary or the use by the recipient of these
5 funds (except for requirements related to fair housing,
6 nondiscrimination, labor standards, and the environment),
7 if the Secretary finds that good cause exists for the waiver
8 or alternative requirement and such waiver or alternative
9 requirement would not be inconsistent with the overall
10 purpose of title I of the Housing and Community Develop-
11 ment Act of 1974: *Provided further*, That, notwithstanding
12 the preceding proviso, recipients of funds provided under
13 this heading that use such funds to supplement Federal
14 assistance provided under section 402, 403, 404, 406,
15 407, 408 (c)(4), or 502 of the Robert T. Stafford Disaster
16 Relief and Emergency Assistance Act (42 U.S.C. 5121 et
17 seq.) may adopt, without review or public comment, any
18 environmental review, approval, or permit performed by
19 a Federal agency, and such adoption shall satisfy the re-
20 sponsibilities of the recipient with respect to such environ-
21 mental review, approval or permit: *Provided further*, That,
22 notwithstanding section 104(g)(2) of the Housing and
23 Community Development Act of 1974 (42 U.S.C.
24 5304(g)(2)), the Secretary may, upon receipt of a request
25 for release of funds and certification, immediately approve

1 the release of funds for an activity or project assisted
2 under this heading if the recipient has adopted an environ-
3 mental review, approval or permit under the preceding
4 proviso or the activity or project is categorically excluded
5 from review under the National Environmental Policy Act
6 of 1969 (42 U.S.C. 4321 et seq.): *Provided further*, That
7 the Secretary shall publish via notice in the Federal Reg-
8 ister any waiver, or alternative requirement, to any statute
9 or regulation that the Secretary administers pursuant to
10 title I of the Housing and Community Development Act
11 of 1974 no later than 5 days before the effective date of
12 such waiver or alternative requirement: *Provided further*,
13 That of the amounts made available under this heading,
14 up to \$5,000,000 shall be made available for capacity
15 building and technical assistance, including assistance on
16 contracting and procurement processes, to support States,
17 units of general local government, or Indian tribes (and
18 their subrecipients) that receive allocations pursuant to
19 this heading, received disaster recovery allocations under
20 the same heading in Public Law 115–254, or may receive
21 similar allocations for disaster recovery in future appro-
22 priations Acts: *Provided further*, That of the amounts
23 made available under this heading and under the same
24 heading in Public Law 115–254, up to \$2,500,000 shall
25 be transferred, in aggregate, to “Department of Housing

1 and Urban Development—Program Office Salaries and
 2 Expenses—Community Planning and Development” for
 3 necessary costs, including information technology costs, of
 4 administering and overseeing the obligation and expendi-
 5 ture of amounts under this heading: *Provided further*,
 6 That the amount specified in the preceding proviso shall
 7 be combined with funds appropriated under the same
 8 heading and for the same purpose in Public Law 115–
 9 254 and the aggregate of such amounts shall be available
 10 for any of the same such purposes specified under this
 11 heading or the same heading in Public Law 115–254 with-
 12 out limitation: *Provided further*, That such amount is des-
 13 ignated by the Congress as being for an emergency re-
 14 quirement pursuant to section 251(b)(2)(A)(i) of the Bal-
 15 anced Budget and Emergency Deficit Control Act of 1985.

16 GENERAL PROVISION—THIS TITLE

17 SEC. 1001. (a) Amounts previously made available
 18 for activities authorized under title I of the Housing and
 19 Community Development Act of 1974 (42 U.S.C. 5301 et
 20 seq.) related to disaster relief, long-term recovery, restora-
 21 tion of infrastructure and housing, economic revitalization,
 22 and mitigation in the most impacted and distressed areas
 23 resulting from a major disaster, including funds provided
 24 under section 145 of division C of Public Law 114–223,
 25 section 192 of division C of Public Law 114–223 (as

1 added by section 101(3) of division A of Public Law 114–
2 254), section 421 of division K of Public Law 115–31,
3 and any mitigation funding provided under the heading
4 “Department of Housing and Urban Development—Com-
5 munity Planning and Development—Community Develop-
6 ment Fund” of Public Law 115–123, that were allocated
7 in response to Hurricane Matthew, may be used inter-
8 changeably and without limitation for the same activities
9 in the most impacted and distressed areas related to Hur-
10 ricane Florence. In addition, any funds provided under the
11 heading “Department of Housing and Urban Develop-
12 ment—Community Planning and Development—Commu-
13 nity Development Fund” in this Act or in division I of
14 Public Law 115–254 that are allocated in response to
15 Hurricane Florence may be used interchangeably and
16 without limitation for the same activities in the most im-
17 pacted and distressed areas related to Hurricane Matthew.
18 Until HUD publishes the Federal Register Notice imple-
19 menting this provision, grantees may submit for HUD ap-
20 proval revised plans for the use of funds related to Hurri-
21 cane Matthew that expand the eligible beneficiaries of ex-
22 isting programs contained in such previously approved
23 plans to include those impacted by Hurricane Florence.
24 Approval of any such revised plans shall include the execu-
25 tion of revised grant terms and conditions as necessary.

1 Once the implementing Notice is published, any additional
2 action plan revisions shall follow the requirements con-
3 tained therein.

4 (b) Amounts made available for administrative costs
5 for activities authorized under title I of the Housing and
6 Community Development Act of 1974 (42 U.S.C. 5301 et
7 seq.) related to disaster relief, long-term recovery, restora-
8 tion of infrastructure and housing, economic revitalization,
9 and mitigation in the most impacted and distressed areas
10 under this Act or any future Act, and amounts previously
11 provided under section 420 of division L of Public Law
12 114–113, section 145 of division C of Public Law 114–
13 223, section 192 of division C of Public Law 114–223 (as
14 added by section 101(3) of division A of Public Law 114–
15 254), section 421 of division K of Public Law 115–31,
16 and under the heading “Department of Housing and
17 Urban Development—Community Planning and Develop-
18 ment—Community Development Fund” of division B of
19 Public Law 115–56, Public Law 115–123, and Public
20 Law 115–254, shall be available for eligible administrative
21 costs of the grantee related to any disaster relief funding
22 identified in this subsection without regard to the par-
23 ticular disaster appropriation from which such funds origi-
24 nated.

1 (c) The additional uses pursuant to this section for
2 amounts that were previously designated by the Congress,
3 respectively, as an emergency requirement or as being for
4 disaster relief pursuant to the Balanced Budget and
5 Emergency Deficit Control Act are designated by the Con-
6 gress as being for an emergency requirement pursuant to
7 section 251(b)(2)(A)(i) of the Balanced Budget and
8 Emergency Deficit Control Act of 1985 or as being for
9 disaster relief pursuant to section 251(b)(2)(D) of the
10 Balanced Budget and Emergency Deficit Control Act of
11 1985.

12 TITLE XI

13 GENERAL PROVISION—THIS ACT

14 SEC. 1101. Each amount designated in this Act by
15 the Congress as being for an emergency requirement pur-
16 suant to section 251(b)(2)(A)(i) of the Balanced Budget
17 and Emergency Deficit Control Act of 1985 shall be avail-
18 able (or rescinded or transferred, if applicable) only if the
19 President subsequently so designates all such amounts
20 and transmits such designations to the Congress.

21

22 This Act may be cited as the “Supplemental Appro-
23 priations Act, 2019”.

○